

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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SEVENTH DAY

Bismarck, January 12, 1983

The Senate convened at 1:00 p.m., with President Sands presiding.

The prayer was offered by Marla Wieland, Hankinson, a student at the School for the Deaf, Devils Lake.

Dear Lord, thank You for the opportunity to see how government works. Thank You for conscientious leaders and honest representatives. Help them to see the needs of our school, the North Dakota School for the Deaf, and other schools that work with exceptional children, and to deal kindly with our budgets so that we can continue to receive a quality education and continue to graduate and become productive citizens.

May the legislators always remember their responsibility to their constituents and especially their responsibility to You their God and Lord.

Empower them with a strong character that they may do what they know and feel is right.

Where they err, forgive them for Jesus' sake, and under their direction may our state flourish for the benefit of all its citizens and to the glory of Your name.

We pray in the name of Jesus, our Savior and Lord. Amen.

ROLL CALL

The roll was called and all members were present, except Senators Heigaard and Wright.

A quorum was declared by the President.

REVISION AND CORRECTION OF THE JOURNAL

MR. PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixth day and finds the same to be correct.

SEN. TWETEN, Chairman

SEN. DAVID MOVED that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE  
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 2018, SB 2025, SB 2071, SB 2170, SB 2203, SB 2209,  
SB 2237

Very respectfully,  
LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE  
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 1179, HB 1181, HB 1197, HB 1209

Very respectfully,  
CHARLES FLEMING, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. CHRISTENSEN MOVED that the amendments to SB 2058 as recommended by the Committee on Judiciary as printed on pages 114 and 115 of the Senate Journal be adopted, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SB 2129 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 116 and 117 of the Senate Journal be adopted, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SB 2195 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 118 of the Senate Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2017 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2017 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2055 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 22, immediately after the overstruck word "~~section~~" insert the following:

"as agreed upon between the buyer and seller"

And renumber the lines accordingly

SEN. REITEN, Chairman

SB 2055 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2114 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LODOEN, Chairman

SB 2114 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2116 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

SB 2116 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred SB 2135 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2135 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2150 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2150 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2156 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2156 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2160 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2160 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred SB 2184 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 22, after the word "district." insert the sentence "The remainder of the actual cost of educating the handicapped student not covered by other payments or credits shall be paid from funds provided to the department of public instruction by the legislative assembly for special education."

And renumber the lines and pages accordingly

SEN. PETERSON, Chairman

SB 2184 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred SB 2201 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

SB 2201 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred SB 2202 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

SB 2202 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE BILLS

Sens. Goodman, Stenehjem, Peterson and Reps. Sinner, Hausauer, Strinden introduced:

SB 2286: A BILL for an Act to provide for distribution of a portion of revenues from sales or use tax on heating fuels to the attorney general's operating fund for purposes of enforcement of antitrust laws from April 1, 1983, through March 31, 1985; and to declare an emergency.

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

Sens. J. Meyer, Krauter introduced:

SB 2287: A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to mud flaps on trucks.

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

Sen. Miller Heinrich introduced:

SB 2288: A BILL for an Act to amend and reenact section 15-28-09 of the North Dakota Century Code, relating to filing deadlines and the printing of ballots for public school district elections.

Was read the first time and referred to the **Committee on Education**.

Sen. Maixner introduced:

SB 2289: A BILL for an Act to amend and reenact subsection 2 of section 57-61-01 of the North Dakota Century Code, relating to computation of increases in the amount of the coal severance tax; and to provide an effective date.

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

Sen. Grotberg and Rep. Horgan introduced:

SB 2290: A BILL for an Act to designate the city of Valley City as the official site for the North Dakota winter show, and to prevent any other exhibition in the state from calling itself the North Dakota winter show or any similar name.

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

Sen. Grotberg and Rep. Horgan introduced:

SB 2291: A BILL for an Act to amend and reenact section 23-06-04 of the North Dakota Century Code, relating to the date of burial.

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

Sen. Grotberg and Rep. Horgan introduced:

SB 2292: A BILL for an Act to amend and reenact sections 43-10-03, 43-10-10, 43-10-16, and 43-10-19 of the North Dakota Century Code, relating to the state board of embalmers and licensing of embalmers.

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

Sens. Todd, Kilander and Rep. Retzer introduced:

SB 2293: A BILL for an Act to amend and reenact section 55-02-07 of the North Dakota Century Code, relating to the handling and protection of prehistoric or historic artifacts or sites.

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

Sens. Erickson, Adams introduced:

SB 2294: A BILL for an Act to amend and reenact section 49-09-04.3 of the North Dakota Century Code, relating to removal of abandoned materials from abandoned railway lines.

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

## FIRST READING OF HOUSE BILLS

HB 1012: A BILL for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund for the cost of administering the motor vehicle fuel tax laws.

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

HB 1064: A BILL for an Act relating to extending state immunity from federal antitrust law to cities and city governing bodies exercising powers delegated to them by state law.

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

HB 1137: A BILL for an Act to amend and reenact sections 10-15-36 and 10-15-54 of the North Dakota Century Code, relating to annual reports, filing thereof, fees, and penalties of cooperatives.

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

HB 1139: A BILL for an Act to repeal section 20.1-04-08 of the North Dakota Century Code, relating to the colors to be displayed by hunters of wild turkeys; and to declare an emergency.

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

HB 1155: A BILL for an Act to amend and reenact subsection 1 of section 40-57-09 and sections 40-57-10 and 40-57-11 of the North Dakota Century Code, relating to municipal industrial development bonds.

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

## MOTION

SEN. ADAMS MOVED that SB 2248 be returned to the Senate floor from the Committee on Agriculture, which motion prevailed.

SEN. ADAMS REQUESTED the unanimous consent of the Senate to withdraw SB 2248. There being no objection, it was so ordered by the President.

## SECOND READING OF SENATE BILLS

SB 2052: A BILL for an Act to amend and reenact subsection 7 of section 6-06-12 of the North Dakota Century Code, relating to loan limits for credit unions.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 50 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

ABSENT AND NOT VOTING: Goodman; Heigaard; Wright

SB 2052 was declared lost.

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SB 2053: A BILL for an Act to amend and reenact section 51-13-02 of the North Dakota Century Code, relating to retail installment contract requirements; and declaring 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 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2053 passed, the title was agreed to, and the emergency clause carried.

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SB 2056: A BILL for an Act to amend and reenact section 13-01-14 of the North Dakota Century Code, relating to late payment charges on accounts receivable.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 33 YEAS, 18 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Holmberg; Kilander; Krauter; Kusler; Lee; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper

NAYS: Barth; Berube; Dotzenrod; Grotberg; Miller Heinrich; Hilken; Lashkowitz; Leibhan; Maixner; Matchie; Meyer, D.; Meyer, J.; Satrom; Stromme; Waldera; Walsh; Wenstrom; Wogsland

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2056 passed and the title was agreed to.

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SB 2061: A BILL for an Act to amend and reenact section 12.1-32-02.1 of the North Dakota Century Code, relating to minimum prison terms for armed offenders.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 43 YEAS, 7 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Miller Heinrich; Holmberg; Kilander; Krauter; Lee; Leibhan; Lips; Lodoen; Maixner; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: Barth; Grotberg; Hilken; Kusler; Lashkowitz; Matchie; Stenehjem

ABSENT AND NOT VOTING: Heigaard; Redlin; Wright

SB 2061 passed and the title was agreed to.

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SB 2081: A BILL for an Act to prohibit the sale of metal beverage containers with detachable parts; and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: Meyer, D.

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2081 passed and the title was agreed to.

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SB 2089: A BILL for an Act to create and enact section 54-52-02.7 of the North Dakota Century Code, relating to the purchase by certain employees of prior service credit for service with a mental health and retardation center prior to January 1, 1982.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2089 passed and the title was agreed to.

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SB 2090: A BILL for an Act to amend and reenact subsection 8 of section 54-52-01 and section 54-52-05 of the North Dakota Century Code, relating to the definition of the phrase "permanent employee".

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Barth; Heigaard; Redlin; Wright

SB 2090 passed and the title was agreed to.

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#### MOTION

SEN. NETHING MOVED that SB 2091 be laid over one legislative day, which motion prevailed.

#### SECOND READING OF SENATE BILLS

SB 2097: A BILL for an Act to amend and reenact section 43-07-13 of the North Dakota Century Code, relating to contractor's license records and certified copies thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 47 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Hilken; Holmberg; Kilander; Krauter; Kusler; Lee; Leibhan; Lips; Lodoen; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: Miller Heinrich; Lashkowitz; Maixner; Matchie

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2097 passed and the title was agreed to.

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SB 2102: A BILL for an Act to amend and reenact subsection 2 of section 45-10-02, subsections 3, 4, and 5 of section 45-10-25, and sections 45-11-01, 45-11-02, 45-11-05, 45-11-06, and 45-11-07 of the North Dakota Century Code, relating to the place of filing a partnership, amendments and cancellations of certificates of partnership, and the use of a fictitious partnership name; and to repeal subsection 20 of section 11-17-04 of the North Dakota Century Code, relating to fees charged by the clerk of district court for filing a partnership.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennesfos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2102 passed and the title was agreed to.

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SB 2111: A BILL for an Act to amend and reenact subsection 3 of section 41-09-43, sections 41-09-44 and 41-09-45, and subsection 2 of section 41-09-46 of the North Dakota Century Code, relating to secretary of state fees for filing and recording Uniform Commercial Code instruments.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2111 passed and the title was agreed to.

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SB 2112: A BILL for an Act to create and enact section 10-21-13.2 of the North Dakota Century Code, relating to involuntary dissolution of corporations for failure to file annual reports; and to amend and reenact section 10-21-13.1 of the North Dakota Century Code, relating to reinstatement of corporations by the secretary of state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2112 passed and the title was agreed to.

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SB 2124: A BILL for an Act to provide the attorney general with subpoena power in state litigation and investigations; and to provide a penalty.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 2 YEAS, 47 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Lee; Wenstrom

NAYS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennesfos; Thane; Todd; Vosper; Waldera; Walsh; Wogsland

ABSENT AND NOT VOTING: Barth; Heigaard; Tweten; Wright

SB 2124 was declared lost.

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SB 2126: A BILL for an Act to amend and reenact sections 29-10.1-22 and 29-10.1-23 of the North Dakota Century Code, relating to subjects of grand jury inquiry and grand jury access to prisons.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 50 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennesfos; Thane; Todd; Vosper; Waldera; Walsh; Wenstrom; Wogsland

ABSENT AND NOT VOTING: Heigaard; Tweten; Wright

SB 2126 was declared lost.

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SB 2130: A BILL for an Act to amend and reenact section 51-05.1-01 of the North Dakota Century Code, relating to auctioneer's license, clerk's license, fees, and bonds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Wright

SB 2130 passed and the title was agreed to.

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SB 2188: A BILL for an Act to amend and reenact sections 15-20.1-06 and 15-20.1-07 of the North Dakota Century Code, relating to the approval and reimbursement for vocational education subjects.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Dotzenrod; Heigaard; Wright

SB 2188 passed and the title was agreed to.

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SB 2192: A BILL for an Act to amend and reenact sections 15-22-02, 15-22-10, 15-22-11, 15-22-13, 15-22-16, 15-22-20, 15-22-23, 15-36-10, and 15-38-02 of the North Dakota Century Code, relating to changes in the powers and duties of the county superintendents.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Dotzenrod; Heigaard; Wright

SB 2192 passed and the title was agreed to.

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SB 2199: A BILL for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to qualifications, character, and age of schoolbus drivers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: None

ABSENT AND NOT VOTING: Dotzenrod; Heigaard; Wright

SB 2199 passed and the title was agreed to.

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REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly engrossed:

SB 2058, SB 2075, SB 2129, SB 2195

SEN. FRITZELL, Chairman

SEN. KRAUTER MOVED that the report be adopted, which motion prevailed.

MOTION

SEN. NELSON MOVED that the absent Senators be excused, which motion prevailed.

SEN. NETHING MOVED that after the reading of SB 2017, SB 2058, SB 2190, SB 2114, SB 2116, SB 2129, SB 2135, SB 2150, SB 2156, SB 2160, SB 2195, SB 2201, and SB 2202, the Senate adjourn and convene at 1:00 p.m., Thursday, January 13, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary