

## JOURNAL OF THE SENATE

## Forty-eighth Legislative Assembly

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## EIGHTH DAY

Bismarck, January 13, 1983

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

The prayer was offered by Rev. Art Wesley, Calvary Methodist Church, Bismarck.

Almighty God, our Father, we appreciate the fact that Thy divine providence has brought us together in this place. The life You give us to live in North Dakota is beautiful and we appreciate it.

As is always the case in human affairs, today, we face problems that need to be solved and needs that call for answers. Every generation since Adam and Eve has had to face life with all of its demands.

Today our problems seem insurmountable, but it is to these needs we are called. God deliver us from selfish self-seeking people who are trying to be important. Deliver us from petty partisan politics. These times demand more than following the crowd, or mediocre thinking, they demand the best of all of us.

May these ladies and gentlemen feel the help of the Almighty. You, oh God, and the people of North Dakota have put them in the responsible position in high hopes and honest expectancy for good government. They are the very people who face the responsibility for making the laws that govern us. You spoke once to a reluctant lady to whom You were calling, "Who knows but what you are come to the kingdom for such a time as this." May such a call come to each of us, and may we answer as Esther did.

Guide and bless our deliberations, our choices, and decisions. May Your will be sought and obeyed. May history show clearly the wisdom and integrity of this Senate and may it be a blessing to those who live and to the unborn generations yet to come, we make our prayer in the name of the Father, the Son and the Holy Spirit. Amen.

## ROLL CALL

The roll was called and all Senators were present.

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 Seventh day and finds the same to be correct.

SEN. TWETEN, Chairman

SEN. J. MEYER 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 2043, SB 2048, SB 2060, SB 2063, SB 2064, SB 2086,  
SB 2105, SB 2107, SB 2117, SB 2122

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 1043, HB 1048, HB 1050, HB 1066, HCR 3006

Very respectfully,  
CHARLES FLEMING, Chief Clerk

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

SB 2204

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## CONSIDERATION OF AMENDMENTS

SEN. REITEN MOVED that the amendments to SB 2055 as recommended by the Committee on Industry, Business, and Labor as printed on pages 132 and 133 of the Senate Journal be adopted, which motion prevailed.

SEN. PETERSON MOVED that the amendments to SB 2184 as recommended by the Committee on Education as printed on page 134 of the Senate Journal be adopted, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Judiciary to which was referred SB 2057 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 1, line 1, delete the numerals "15-20.3-01,"
- On page 1, line 4, delete the words "postsecondary education commission,"
- On page 1, line 6, immediately after the word "commission" insert the following language:
- "; and if House Bill No. 1074 is not approved by the forty-eighth legislative assembly, to amend and reenact section 15-20.3-01 of the North Dakota Century Code, relating to senate confirmation of appointees to the postsecondary education commission"
- On page 1, line 9, delete the word "Section" and insert in lieu thereof the words "If House Bill No. 1074 does not become effective, section"

And renumber the lines accordingly

SEN. CHRISTENSEN, Chairman

SB 2057 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 2078 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 1, line 3, delete the words "senior citizens" and insert in lieu thereof the word "nonprofit"
- On page 1, line 4, immediately following the word "use" insert the word "district-owned"
- On page 1, line 10, immediately following the word "furnish" insert the word "district-owned"
- On page 1, line 10, delete the words "senior citizens" and insert in lieu thereof the word "nonprofit"
- On page 1, line 11, immediately following the word "furnish" insert the word "district-owned"
- On page 1, line 12, delete the words "senior citizens" and insert in lieu thereof the word "nonprofit"
- On page 1, line 14, immediately preceding the word "schoolbus" insert the word "district-owned"
- On page 1, line 14, delete the words "senior citizens" and insert in lieu thereof the word "nonprofit"

On page 1, line 17, delete the words "For the purposes of this"

On page 1, delete line 18

On page 1, line 19, delete the words "under the laws of this state as a nonprofit corporation."

On page 1, line 20, immediately preceding the word "schoolbuses" insert the word "district-owned"

On page 1, line 20, delete the words "senior citizens" and insert in lieu thereof the word "nonprofit"

And renumber the lines accordingly

SEN. PETERSON, Chairman

SB 2078 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 2092 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 1, line 22, immediately after the words "provisions of" insert the words "sections 54-01-05.2 and"

SEN. LODOEN, Chairman

SB 2092 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2094 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2094 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2115 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2115 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2118 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2118 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2120 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2120 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 2125 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 1, line 8, after the period, delete the word "An" and insert in lieu thereof the words "When not otherwise specifically provided by law, an"

On page 1, line 10, delete the words "one year" and insert in lieu thereof the words "six years"

On page 1, line 11, immediately after the word "accrued", insert the words "or the time of discovery of the facts underlying the cause of action"

SEN. CHRISTENSEN, Chairman

SB 2125 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2132 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2132 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2141 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2141 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2143 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2143 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2145 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2145 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 2186 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 1, line 13, immediately after the overstruck word "~~sixty~~" insert the words "at least fifty-five", remove the overstrike over the word "~~percent~~" and delete the words "a majority"

And renumber the lines accordingly

SEN. PETERSON, Chairman

SB 2186 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2187 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

SB 2187 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 2200 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 1, line 15, after the word "education" insert the words "of the special education unit of which the school district of residence is a member"

On page 1, line 15, after the word "superintendent" insert the words "of the child's district of residence, the child's classroom teacher"

On page 1, line 15, delete the word "a" and insert in lieu thereof the words "the child's"

On page 1, line 16, delete the word "a" and insert in lieu thereof the words "the child's"

And renumber the lines accordingly

SEN. PETERSON, Chairman

SB 2200 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2207 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2207 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2223 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 3, line 2, remove the overstrike on the words "a ~~statement~~" and delete the words "an affidavit"

On page 3, line 16, delete each numeral "1983" and insert in lieu thereof the numeral "1984"

And renumber the lines accordingly

SEN. GOODMAN, Chairman

SB 2223 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2254 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2254 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2258 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 1, line 12, after the period overstrike the word "Homes" and insert immediately thereafter the words "Residential homes"

On page 1, line 22, after the word "building" insert the words "classified as residential, and"

And renumber the lines and pages accordingly

SEN. GOODMAN, Chairman

SB 2258 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

## FIRST READING OF SENATE BILLS

Sens. Goodman, Kilander, Lips and Reprs. Unhjem, Strinden, G. Martin introduced:

**SB 2295:** A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, providing an exemption from property taxes for new single family, owner-occupied, residential property; and to provide an effective date and an expiration date.

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

Sens. Wenstrom, Tennefos, Heigaard and Reprs. Mushik, S. F. Hoffner introduced:

**SB 2296:** A BILL for an Act to amend and reenact subsection 1 of section 57-15-56 of the North Dakota Century Code, relating to mill levies by counties and cities for programs for senior citizens; and to provide an appropriation for state matching grants for county and city programs for senior citizens.

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

Sen. Wenstrom and Reprs. Hughes, Rice introduced:

**SB 2297:** A BILL for an Act to amend and reenact subsection 1 of section 54-03-01.7 of the North Dakota Century Code, relating to the boundary for the first legislative district.

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

Sens. Wenstrom, Lips and Reprs. Mushik, Conmy, Serenus Hoffner introduced:

**SB 2298:** A BILL for an Act to amend and reenact section 57-02-08.3 of the North Dakota Century Code, relating to the homestead credit for special assessments and to the postponement of the satisfaction of lien on certain transfers; and to provide an effective date.

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

Sens. Wenstrom, Kilander, Stromme and Rep. Sanstead introduced:

**SB 2299:** A BILL for an Act to establish a bill of rights for health care facility residents, to provide for implementation of those rights and to authorize adoption of rules; and to provide a penalty.

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

Sen. Dotzenrod introduced:

**SB 2300:** A BILL for an Act to amend and reenact subsection 2 of section 57-33-04 of the North Dakota Century Code, relating to the taxation of rural electric cooperatives by cities.

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

Sen. Barth introduced:

SB 2301: A BILL for an Act to amend and reenact section 57-39.2-15 of the North Dakota Century Code, relating to length of time for sales tax determination.  
Was read the first time and referred to the Committee on Finance and Taxation.

Sen. Barth introduced:

SB 2302: A BILL for an Act to amend and reenact section 47-19-07 of the North Dakota Century Code, relating to deeds recorded more than six months after acknowledgment.  
Was read the first time and referred to the Committee on Judiciary.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Stenehjem, Reiten and Rep. Kuchera introduced:

SCR 4007: A concurrent resolution directing the Legislative Council to study the feasibility of combining the Department of Labor, Job Service North Dakota, the North Dakota Workmen's Compensation Bureau, and other state agencies whose primary responsibilities are related to labor and employment services.  
Was read the first time and referred to the Committee on State and Federal Government.

Sens. Moore, Tallackson, Holmberg and Reps. Sinner, W. Meyer, Conmy introduced:

SCR 4008: A concurrent resolution for the amendment of sections 9 and 11 of article IV of the Constitution of the State of North Dakota, relating to the term of members and the apportionment of the house of representatives.  
Was read the first time and referred to the Committee on Constitutional Revision.

#### FIRST READING OF HOUSE BILLS

HB 1179: A BILL for an Act to create and enact a new subsection to section 11-10-06 of the North Dakota Century Code, relating to bonds of county officers.  
Was read the first time and referred to the Committee on Political Subdivisions.

HB 1181: A BILL for an Act to amend and reenact section 15-21-13 of the North Dakota Century Code, relating to school district report forms.  
Was read the first time and referred to the Committee on Education.

HB 1197: A BILL for an Act to create and enact a new section to chapter 39-10 of the North Dakota Century Code, relating to vehicles approaching or entering freeways.  
Was read the first time and referred to the Committee on Transportation.

HB 1209: A BILL for an Act to cancel and declare forfeited water permit number 3134, relating to the right of the North

Dakota parks and recreation department to take water from the Turtle River; and to declare an emergency.

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

#### SECOND READING OF SENATE BILLS

SB 2017: A BILL for an Act making an appropriation for defraying the expenses of unemployment insurance for the various departments and institutions of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2017 passed and the title was agreed to.

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SB 2058: A BILL for an Act to amend and reenact section 16.1-01-09 of the North Dakota Century Code, relating to initiative, referendum, and recall petitions.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2058 passed and the title was agreed to.

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SB 2091: A BILL for an Act to amend and reenact subsections 1 and 4 of section 54-52-17 of the North Dakota Century Code, relating to the maximum number of years of service credit and the calculation of service benefits under the public employees retirement system.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 48 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Bakewell; Meyer, D.; Meyer, J.; Peterson

ABSENT AND NOT VOTING: Moore

SB 2091 passed and the title was agreed to.

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SB 2114: A BILL for an Act to amend and reenact sections 50-22-02, 50-22-02.1, 50-22-03, 50-22-04, 50-22-04.1, and 50-22-05 of the North Dakota Century Code, relating to charitable solicitation licensing by the attorney general.

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, 50 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Miller Heinrich; Thane

NAYS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman;

Grotberg; Heigaard; 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; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: Redlin

SB 2114 was declared lost.

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SB 2116: A BILL for an Act to amend and reenact section section 44-06-02 of the North Dakota Century Code, relating to notary commissions.

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, 3 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Adams; Barth; Tennefos

ABSENT AND NOT VOTING: None

SB 2116 passed and the title was agreed to.

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SB 2129: A BILL for an Act to amend and reenact section 23-02.1-29 of the North Dakota Century Code, relating to fees for certification and correction of birth and death certificates.

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 50 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; 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; Wright

NAYS: Barth; Hilken; Holmberg

ABSENT AND NOT VOTING: None

SB 2129 passed and the title was agreed to.

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SB 2135: A BILL for an Act to amend and reenact subsection 1 of section 19-03.1-23 of the North Dakota Century Code, relating to a separate penalty for the delivery of one hundred pounds or more of marijuana.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: Christensen

SB 2135 passed and the title was agreed to.

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SB 2150: A BILL for an Act to amend and reenact sections 49-02-01, 49-02-01.1, 49-21-01, 49-21-09, and 49-21-10 of the North Dakota Century Code, relating to the jurisdiction of the public service commission over telegraph companies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2150 passed and the title was agreed to.

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SB 2156: A BILL for an Act to amend and reenact sections 49-02-17 and 49-02-18 of the North Dakota Century Code, relating to unreasonable rates, rules, and practices affecting interstate commerce, and to action by the public service commission to seek correction of such unreasonable rates, rules, and practices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2156 passed and the title was agreed to.

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## MOTION

SEN. NETHING MOVED that SB 2160 be laid over two legislative days, which motion prevailed.

## SECOND READING OF SENATE BILLS

SB 2195: A BILL for an Act to amend and reenact section 23-06-27 of the North Dakota Century Code, relating to the unlawful opening of burials; 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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2195 passed and the title was agreed to.

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SB 2201: A BILL for an Act to create and enact a new section to chapter 15-40 of the North Dakota Century Code, relating to school aid appropriation for alternative programs for dropout students age sixteen through eighteen.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2201 passed and the title was agreed to.

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SB 2202: A BILL for an Act to amend and reenact section 15-45-02 of the North Dakota Century Code, relating to kindergarten curriculum, rules, and length of kindergarten term.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; 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; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2202 passed and the title was agreed to.

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MOTION

SEN. NOTHING MOVED that after the reading of SB 2055, SB 2094, SB 2115, SB 2118, SB 2120, SB 2132, SB 2141, SB 2143, SB 2145, SB 2184, SB 2187, SB 2207, and SB 2254, the Senate adjourn and convene at 12:30 p.m., Friday, January 14, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary