

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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FIFTEENTH DAY

Bismarck, January 24, 1983

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

The prayer was offered by Rev. Douglas Roberts, First United Church of Christ, Bismarck.

Thank You, most gracious God, for Your gift of life. Thank You for the family and friends You have given us to share this gift. Thank You for the sleep that has refreshed us and for the food that has sustained us. Thank You for the work that has given our life purpose.

Thank You, Lord, for this day and for all that sustains and enables us to live and serve You and Your people. Thank You, most gracious God. 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 Fourteenth day and finds the same to be correct.

SEN. TWETEN, Chairman

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

MESSAGES 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 2015, SB 2049, SB 2101, SB 2149, SB 2183, SB 2190,  
SB 2283, SB 2288, SB 2293, SCR 4004, SCR 4005

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1212

Very respectfully,  
LEO LEIDHOLM, Secretary

## REPORTS OF PROCEDURAL COMMITTEE

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

SB 2059

SEN. FRITZELL, Chairman

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

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

SB 2236, SB 2246, SB 2250, SB 2253, SB 2279

SEN. FRITZELL, Chairman

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

## SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2059

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 1002, HB 1090, HB 1100, HB 1109, HB 1239, HCR 3008

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## CONSIDERATION OF AMENDMENTS

SEN. LODOEN MOVED that the amendments to SB 2093 as recommended by the Committee on State and Federal Government as printed on pages 282 and 283 of the Senate Journal be adopted, which motion prevailed.

SEN. WRIGHT MOVED that the amendments to SB 2142 as recommended by the Committee on Social Services and Veterans Affairs as printed on

page 283 of the Senate Journal be adopted, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to HB 1171 as recommended by the Committee on Judiciary as printed on page 285 of the Senate Journal be adopted, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2034 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2034 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2035 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2035 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 2080 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. GOODMAN, Chairman

SB 2080 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2133 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2133 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 2148 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 10, delete the word "An" and insert in lieu thereof the words "When not otherwise specifically provided for by law, an"

On page 1, line 12, delete the words "one year" and insert in lieu thereof the words "six years"

On page 1, line 13, immediately after the word "accrued" insert the words "or the time of discovery of the facts underlying the cause of action"

And renumber lines and pages accordingly  
SEN. HOLMBERG, Chairman

SB 2148 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 2196 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 33, overstrike the word "of" and insert immediately thereafter the words "not to exceed twenty dollars for the"

And renumber the lines accordingly  
SEN. MUTCH, Chairman

SB 2196 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 2256 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, delete the word "and"

On page 1, line 23, delete the word "streets"  
SEN. HOLMBERG, Chairman

SB 2256 was placed on the Sixth 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 2292 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2292 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 2297 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2297 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 2298 has had the same under consideration and recommends that the same DO PASS.

SEN. GOODMAN, Chairman

SB 2298 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 2300 has had the same under consideration and recommends that the same DO PASS.

SEN. GOODMAN, Chairman

SB 2300 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 2302 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2302 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 2332 has had the same under consideration and recommends that the same DO PASS.

SEN. GOODMAN, Chairman

SB 2332 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 2339 has had the same under consideration and recommends that the same DO PASS and be rereferred to the Committee on Appropriations.

SEN. LODOEN, Chairman

SB 2339 was rereferred to the Committee on Appropriations.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2376 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. REITEN, Chairman

SB 2376 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 2406 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2406 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE BILLS

Sen. Heigaard and Rep. A. Meier introduced:

SB 2440: A BILL for an Act to amend and reenact section 57-38-29 and subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the rate of individual income taxes; and to provide an effective date.

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

Sens. Satrom, Olson introduced:

SB 2441: A BILL for an Act to amend and reenact section 20.1-01-21 of the North Dakota Century Code, relating to hunting near occupied buildings.

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

Sen. Krauter and Reps. Riehl, R. Meyer introduced:

SB 2442: A BILL for an Act to establish a weed control fund through the coal severance tax; to amend and reenact subsection 2 of section 57-61-01 of the North Dakota Century Code, relating to the computation of increases in the amount of the coal severance tax; to provide a continuing appropriation; and to provide an effective date.

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

Sen. Dykshoorn introduced:

SB 2443: A BILL for an Act to amend and reenact section 57-05-01 of the North Dakota Century Code, relating to the ad valorem assessment of nonoperating railroad property.

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

Sen. J. Meyer introduced:

SB 2444: A BILL for an Act to create and enact a new section to chapter 40-09 of the North Dakota Century Code, relating to a biennial vote on whether city commission proceedings should be published in the official newspaper; and to amend and reenact section 40-08-12, relating to a biennial vote on whether city council proceedings should be published in the official newspaper.

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

Sen. Wright introduced:

SB 2445: A BILL for an Act to repeal section 28-26-25 of the North Dakota Century Code, relating to the cost bond requirement of a nonresident plaintiff.

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

Sen. Wenstrom introduced:

**SB 2446:** A BILL for an Act to amend and reenact sections 11-17-08, 11-17-09, and 11-17-10 of the North Dakota Century Code, relating to retention and destruction of district court and county court records.

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

Sen. Stenehjem and Rep. D. Olsen introduced:

**SB 2447:** A BILL for an Act to amend and reenact sections 6-09.6-01, 6-09.6-02, 6-09.6-03, 6-09.6-04, and 6-09.6-05 of the North Dakota Century Code, relating to the developmentally disabled facility loan fund; to provide an appropriation; and to declare an emergency.

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

Sens. Stenehjem, Holmberg, Redlin and Reps. Hamerlik, G. Pomeroy, Swiontek introduced:

**SB 2448:** A BILL for an Act to create and enact section 15-62.1-02.1 of the North Dakota Century Code, relating to student loan programs to be guaranteed by the Bank of North Dakota; and to amend and reenact sections 6-09-15, 15-62.1-01, 15-62.1-02, 15-62.1-03, 15-62.1-04, and 15-62.1-10 of the North Dakota Century Code, relating to the powers of the Bank of North Dakota to make loans and the guarantee student loan program.

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

Sens. J. Meyer, Stenehjem introduced:

**SB 2449:** A BILL for an Act to amend and reenact subsection 8 of section 25-03.1-02 and section 25-03.1-03 of the North Dakota Century Code, relating to jurisdiction in mental health commitment hearings.

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

Sen. Mutch introduced:

**SB 2450:** A BILL for an Act to amend and reenact section 48-01-01 of the North Dakota Century Code, relating to bonds for contractors for public improvements.

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

Sens. Moore, Wright, Dotzenrod introduced:

**SB 2451:** A BILL for an Act to amend and reenact section 57-02-27.2 of the North Dakota Century Code, relating to the assessment of agricultural land; to provide an effective date; and to declare an emergency.

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

Sens. Tallackson, Stromme and Reps. Nicholas, Kingsbury introduced:

**SB 2452:** A BILL for an Act to create and enact a new section to chapter 57-60 of the North Dakota Century Code, imposing a

tax on electricity consumed in this state which is not hydroelectricity or subject to the tax on coal conversion facilities.

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

Sens. Stenehjem, Holmberg, Fritzell and Reps. Hamerlik, Kuchera, G. Martin introduced:

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

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

Sens. Mutch, Tennefos introduced:

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

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

Sen. Christensen introduced:

**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 subsections 4, 5, and 8 of section 12.1-27.1-01 and 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.

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

Sen. Fritzell introduced:

**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.

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

Sen. Tweten introduced:

**SB 2457:** A BILL for an Act to amend and reenact section 10-06-01 of the North Dakota Century Code, relating to the prohibition against corporations farming or ranching in the state; and to declare an emergency.

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

Sen. Matchie introduced:

**SB 2458:** A BILL for an Act to amend and reenact section 54-14-04.3 of the North Dakota Century Code, relating to severance pay for state employees and officers.

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

Sen. Lodoen introduced:

SB 2459: A BILL for an Act to create and enact a new chapter to title 21 of the North Dakota Century Code to provide for the registration of state or political subdivision bonds; and to declare an emergency.

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

Sens. Nething, Adams, Lodoen, Holmberg introduced:

SB 2460: A BILL for an Act to establish a state advisory commission on intergovernmental relations.

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

Sen. Lips introduced:

SB 2461: A BILL for an Act to amend and reenact section 15-39.1-26 of the North Dakota Century Code, relating to legal investments for the teachers' fund for retirement.

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

Sen. Lashkowitz introduced:

SB 2462: A BILL for an Act to create and enact a new section to chapter 16.1-06 of the North Dakota Century Code, relating to the duties of the secretary of state; and to amend and reenact subsection 2 of section 16.1-01-01 of the North Dakota Century Code, relating to the duties of the secretary of state.

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

Sen. Olson introduced:

SB 2463: A BILL for an Act to amend and reenact section 27-04-09 of the North Dakota Century Code, relating to security services to the supreme court; and to repeal section 27-04-10 of the North Dakota Century Code, relating to sheriffs acting as marshals of the supreme court.

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

Sen. Barth introduced:

SB 2464: A BILL for an Act to amend and reenact section 43-35-13 of the North Dakota Century Code, relating to the certification of water well drillers.

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

Sens. Wright, Lee, Redlin and Reps. R. Meiers, R. Anderson, Aubol introduced:

SB 2465: A BILL for an Act to provide for a ten-mill levy, in addition to any levies authorized by law, for organized or unorganized townships for purposes of a legal contingency fund.

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

Sen. J. Meyer introduced:

SB 2466: A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to warranty repairs of consumer goods; and to amend and reenact subsection 3 of section 41-02-98 of the North Dakota Century Code, relating to limitation of liability for defective consumer goods.

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

Sen. Thane introduced:

SB 2467: A BILL for an Act to repeal chapter 15-20.3 of the North Dakota Century Code, relating to the postsecondary educational commission.

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

Sen. David and Reprs. Retzer, Whalen introduced:

SB 2468: A BILL for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to legal notices; and to repeal section 26-07-08 of the North Dakota Century Code and to repeal section 26.1-03-10 of the North Dakota Century Code as created by House Bill No. 1054, as approved by the forty-eighth legislative assembly, relating to the publication of abstracts of annual statements and certificates of authority of insurance companies.

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

Sen. Thane introduced:

SB 2469: A BILL for an Act to create and enact a new section to chapter 43-15 and a new subsection to section 43-15-10 of the North Dakota Century Code, relating to sale of nonprescription drugs and the powers of the board of pharmacy regarding nonprescription drugs; to amend and reenact section 43-15-02 of the North Dakota Century Code, relating to application to proprietary medicines; and to repeal section 43-15-33 of the North Dakota Century Code, relating to the license to sell emergency medicines.

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

Sen. Wogsland and Reprs. Laughlin, Vig introduced:

SB 2470: A BILL for an Act to create and enact a new chapter to title 61 of the North Dakota Century Code, relating to the designation of a portion of the Sheyenne River as scenic, recreational, and free-flowing.

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

Sen. Parker introduced:

SB 2471: A BILL for an Act to create and enact two new sections to chapter 52-04 of the North Dakota Century Code, relating to advances from the federal unemployment trust fund.

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

Sen. Stromme and Rep. Sanstead introduced:

SB 2472: A BILL for an Act to provide requirements for regional planning councils to obtain state funds; and to provide an appropriation.

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

Sen. David introduced:

SB 2473: A BILL for an Act to create three new sections to chapter 47-16 of the North Dakota Century Code, relating to a lessor's lien to satisfy unpaid rent or damages, the disposal of property abandoned by a lessee, and the termination of a lease agreement induced by fraudulent misrepresentations; to amend and reenact section 12.1-23-03, subsection 9 of section 12.1-23-10, and sections 32-03-28 and 47-16-13.4 of the North Dakota Century Code, relating to the criminal offense of theft of services, damages for a tenant's willful holding over, and damages for breach of a rental agreement; and to provide a penalty.

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

Sens. Miller Heinrich, Waldera introduced:

SB 2474: A BILL for an Act to amend and reenact sections 54-52.2-01, 54-52.2-05, and 54-52.2-07 of the North Dakota Century Code, relating to authorized investments of a deferred compensation program for public employees.

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

Sens. Thane, Reiten introduced:

SB 2475: A BILL for an Act relating to transfers to the state capital construction fund; and declaring an emergency.

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

Sens. D. Meyer, Kusler introduced:

SB 2476: A BILL for an Act to amend and reenact subsection 1 of section 20.1-03-05 of the North Dakota Century Code, relating to the residency requirements for obtaining fishing licenses.

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

Sen. Stromme introduced:

SB 2477: A BILL for an Act to repeal subsections 2, 4, 5, 7, 8, 9, 11, 12, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 29, 30, 31, 32, 33, 34, and 36 of section 57-39.2-04, section 57-39.2-04.1, subsections 2, 6, 8, 9, 10, 11, 12, 13, 16, 17, and 18 of section 57-40.2-04, and section 57-40.2-04.1

of the North Dakota Century Code, relating to exemptions from sales and use taxes.

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

Sen. Kusler introduced:

**SB 2478:** A BILL for an Act to create and enact two new subsections to section 57-60-02 of the North Dakota Century Code, relating to the imposition of taxes on coal conversion facilities; and to amend and reenact subsection 2 of section 57-60-01 of the North Dakota Century Code, relating to a privilege tax on coal conversion facilities under construction.

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

Sen. David and Rep. Knudson introduced:

**SB 2479:** A BILL for an Act to provide for review and automatic termination, continuation, or reestablishment of state boards and agencies selected by the legislative council; for the mechanics of termination, including one-year phaseout period; a schedule for the termination and review process; for performance reviews of agencies and activities by the state auditor; for consideration of performance reviews, the holding of hearings and preparation of reports and recommendations following reviews by the legislative audit and fiscal review committee; for legislative review of all agencies and activities scheduled for termination; and to amend and reenact section 54-35-02.2 of the North Dakota Century Code, relating to the powers and duties of the legislative audit and fiscal review committee.

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

Sen. Kusler introduced:

**SB 2480:** A BILL for an Act to amend and reenact section 49-09-04.2 of the North Dakota Century Code, relating to the abandonment of railway lines and authority to acquire that property through trust agreements, purchase or condemnation and landowner options to acquire abandoned right of way; and to declare an emergency.

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

Sens. Matchie, Thane, Reiten introduced:

**SB 2481:** A BILL for an Act for a conditional transfer of funds to a state capital construction fund; and to provide an appropriation for construction, remodeling, and equipping of, or for additions to, buildings of state agencies, departments, and institutions.

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

Sens. Vosper, Thane, Tallackson and Reps. A. Olson, Olafson, Nowatzki introduced:

**SB 2482:** A BILL for an Act to amend and reenact section 40-57.1-08 of the North Dakota Century Code, relating to tax exemptions for new industries and exclusions from provisions of chapter.

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

Sen. Kusler introduced:

**SB 2483:** 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 farm homes which are leased from the owner; and to provide an effective date.

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

Sens. Vosper, Thane, Tallackson and Rep. Nowatzki introduced:

**SB 2484:** A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, to provide an income tax credit for devices to convert certain vehicles to use alcohol fuel; to provide an expiration date; and to provide an effective date.

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

Sens. Wogsland, Heigaard, Tallackson and Reps. Laughlin, Vig, Serenus Hoffner introduced:

**SB 2485:** A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-03 of the North Dakota Century Code, to provide that educational organizations need no license to conduct raffles in which the value of the primary prize does not exceed one thousand dollars and the aggregate value of prizes does not exceed two thousand dollars.

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

Sens. Krauter, Maixner introduced:

**SB 2486:** A BILL for an Act to amend and reenact subsection 1 of section 49-22-08 of the North Dakota Century Code, relating to a statement of need in the application for a certificate under the North Dakota Energy Conversion and Transmission Facility Siting Act.

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

Sen. Nelson and Rep. Schindler introduced:

**SB 2487:** A BILL for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to the registration and titling of motorboats; to amend and reenact section 20.1-13-04 and subsection 78 of section 39-01-01 relating to the definition of vehicle and the licensing of watercraft for hire; to repeal sections

20.1-13-02, 20.1-13-03, 20.1-13-06, and subsections 22 and 23 of section 20.1-03-12 of the North Dakota Century Code, relating to the operation of unlicensed motorcraft, the licensing of motorcraft, exemptions from licensing of motorcraft, and license fees for motorcrafts and motorcrafts for hire; to provide a penalty; and to provide an effective date.

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

Sen. Redlin and Rep. G. Pomeroy introduced:

SB 2488: A BILL for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code to provide for regularly scheduled special sessions of the legislative assembly in even-numbered years for budget adjustment purposes.

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

Sen. Tallackson and Rep. Gorder introduced:

SB 2489: A BILL for an Act to amend and reenact section 39-06-33 and subsection 2 of section 39-12-04 of the North Dakota Century Code, relating to suspension of driver's license for incompetence to drive, rehearings on the issue of competence, and permissible height of motor vehicles.

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

Sens. Lee, Mutch introduced:

SB 2490: A BILL for an Act relating to residential preference on public contracts, to define certain terms, and to establish certain requirements for qualification; to repeal sections 44-08-01 and 44-08-02 of the North Dakota Century Code, relating to preference to North Dakota bidders and sellers; and to provide a penalty.

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

Sens. Lashkowitz, Kilander, Tennefos, Matchie introduced:

SB 2491: A BILL for an Act to amend and reenact section 2-06-10 of the North Dakota Century Code, relating to issuance of general obligation bonds for airport authorities; and providing that this Act does not affect transactions occurring before the effective date of this Act; and to declare an emergency.

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

Sens. Lodoen, Parker introduced:

SB 2492: A BILL for an Act to create and enact a new chapter to title 21 of the North Dakota Century Code, relating to the registration of public obligations; and to declare an emergency.

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

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sen. Wenstrom introduced:

SCR 4018: A concurrent resolution for the amendment of sections 1, 2, 12, and 13 of article V of the Constitution of the State of North Dakota, relating to the limitation on succession to the offices of governor, lieutenant governor, and other constitutional offices and the removal of obsolete language; and to provide an effective date.

Was read the first time and referred to the Committee on Joint Constitutional Revision.

Sens. Holmberg, Stenehjem introduced:

SCR 4019: A concurrent resolution directing a Legislative Council study of the voting systems in use in North Dakota.

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

#### FIRST READING OF HOUSE BILLS

HB 1085: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, providing for an income tax credit for qualified renters; and to provide an effective date.

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

HB 1113: A BILL for an Act to amend and reenact subsection 2 of section 37-15-02 and subsection 3 of section 37-15-10 of the North Dakota Century Code, relating to admission to the North Dakota soldiers' home; and to declare an emergency.

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

HB 1118: A BILL for an Act to amend and reenact section 55-01-01 of the North Dakota Century Code, relating to membership on the state historical board.

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

HB 1125: A BILL for an Act to repeal section 15-10-28.1 of the North Dakota Century Code, relating to the requirement that the board of higher education require notes from veterinary medicine, optometry, or dental students.

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

HB 1193: A BILL for an Act to amend and reenact subsection 1 of section 15-34.2-02 of the North Dakota Century Code, relating to transportation of nonresident students.

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

HB 1207: A BILL for an Act to amend and reenact sections 15-06-02 and 54-01-13.2 of the North Dakota Century Code, relating to appraisers and appraisals.

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

**HB 1227:** A BILL for an Act to create and enact section 26-17.1-13.1 of the North Dakota Century Code, relating to renewal of appointments and annual fees; and to amend and reenact sections 26-17.1-06, 26-17.1-07, 26-17.1-12, 26-17.1-13, 26-17.1-14, 26-17.1-15, 26-17.1-18, 26-17.1-20, 26-17.1-28, 26-17.1-31, 26-17.1-32, 26-17.1-33, 26-17.1-35, 26-17.1-41, and 26-17.1-42 of the North Dakota Century Code, relating to the qualifications and procedures for the licensing of insurance agents, insurance brokers, surplus lines insurance brokers, insurance consultants, and limited insurance representatives; and to provide a penalty.

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

**HB 1232:** A BILL for an Act to amend and reenact sections 26-09.2-04, 26-09.2-05, and 26-09.2-11 of the North Dakota Century Code, relating to requirements for the utilization of surplus lines insurance.

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

**HB 1265:** A BILL for an Act to amend and reenact subsection 6 of section 37-17.1-05 of the North Dakota Century Code, relating to the governor and disaster emergencies.

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

**HB 1289:** A BILL for an Act to amend and reenact subsection 3 of section 57-62-02 of the North Dakota Century Code, relating to allocation of revenues to counties from the coal severance tax.

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

#### SECOND READING OF SENATE BILLS

**SB 2076:** A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to interference with rights of hunters.

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, 2 NAYS, 0 ABSENT AND NOT VOTING.

**YEAS:** Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grothberg; Heigaard; 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; Stenehjøm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Meyer, D.; Stromme

ABSENT AND NOT VOTING: None

SB 2076 passed and the title was agreed to.

\*\*\*\*\*

SB 2100: A BILL for an Act to amend and reenact sections 20.1-09-02 and 20.1-09-03 of the North Dakota Century Code, relating to permits to propagate, domesticate, or possess birds or animals and contents of the permit application.

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; Stenehjøm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2100 passed and the title was agreed to.

\*\*\*\*\*

SB 2104: A BILL for an Act to amend and reenact section 20.1-01-27 of the North Dakota Century Code, relating to the disposition of animals injured or killed by motor vehicles.

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: Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; 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; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Adams; Grotberg; Stromme

ABSENT AND NOT VOTING: None

SB 2104 passed and the title was agreed to.

\*\*\*\*\*

SB 2140: A BILL for an Act to amend and reenact section 12-62-04 of the North Dakota Century Code, relating to the certification of qualified officers.

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

NAYS: Holmberg; Mutch; Naaden

ABSENT AND NOT VOTING: None

SB 2140 passed and the title was agreed to.

\*\*\*\*\*

SB 2158: A BILL for an Act to amend and reenact section 40-05-05 of the North Dakota Century Code, relating to electric energy or gas service provided to cities.

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, 53 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: None

NAYS: 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

ABSENT AND NOT VOTING: None

SB 2158 was declared lost.

\*\*\*\*\*

SB 2217: A BILL for an Act to amend and reenact sections 61-04-02, 61-04-06, 61-04-09, 61-04-15, and 61-04-15.1 of the North Dakota Century Code, relating to water permits for the appropriation of water.

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 2217 passed and the title was agreed to.

\*\*\*\*\*

SB 2221: A BILL for an Act to amend and reenact section 39-04-13, subsection 5 of section 39-05-05, sections 39-05-09.1, 39-05-16.1, 39-05-17, 39-05-19, 39-05-20.2 of

the North Dakota Century Code, relating to the costs and the fees for motor vehicle department services and documents.

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, 6 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: Barth; Christensen; Meyer, D.; Meyer, J.; Tallackson; Wogsland

ABSENT AND NOT VOTING: None

SB 2221 passed and the title was agreed to.

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#### MESSAGE TO THE HOUSE 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 2059

Very respectfully,  
LEO LEIDHOLM, Secretary

#### MESSAGE FROM THE HOUSE HOUSE CHAMBER

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

SB 2059, SB 2072

Very respectfully,  
CHARLES FLEMING, Chief Clerk

#### SECOND READING OF SENATE BILLS

SB 2230: A BILL for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to licensing of motorcycle dealers; to repeal section 39-22-03 of the North Dakota Century Code, relating to motorcycle dealer's license fees; 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 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 2230 passed and the title was agreed to.

\*\*\*\*\*

**SB 2234:** A BILL for an Act to amend and reenact sections 61-02-01, 61-02-02, 61-02-04, 61-02-05, 61-02-07, 61-02-08, 61-02-13, 61-02-17, 61-02-24, 61-02-24.1, 61-02-25, 61-02-26, 61-02-27, 61-02-28, 61-02-29, 61-02-30, 61-02-33, 61-02-35, 61-02-37, 61-02-46, 61-02-47, 61-02-48, 61-02-51, 61-02-53, 61-02-54, 61-02-55, 61-02-56, 61-02-57, 61-02-58, 61-02-61, 61-02-62, 61-02-63, 61-02-64, 61-02-66, 61-02-67, 61-02-68, and 61-02-72 of the North Dakota Century Code, relating to the authorities of the water conservation commission; and to repeal sections 61-02-31 and 61-02-50 of the North Dakota Century Code, relating to the date of the priority of a water right and negotiability of 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, 2 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; 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; Wright

**NAYS:** Maixner; Wogsland

ABSENT AND NOT VOTING: None

SB 2234 passed and the title was agreed to.

\*\*\*\*\*

SB 2236: A BILL for an Act to amend and reenact subsection 3 of section 12.1-06-01 and subsection 6 of section 12.1-06-04 of the North Dakota Century Code, relating to providing penalties for criminal attempt and conspiracy offenses.

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 52 YEAS, 0 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; 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: Bakewell

SB 2236 passed and the title was agreed to.

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SB 2244: A BILL for an Act to create and enact three new sections to chapter 10-06 of the North Dakota Century Code, relating to applicability of the Business Corporation Act to the corporate farming law, to officers, directors, and shareholders of corporate farms or ranches, and to an initial report; and to amend and reenact sections 10-06-07 and 10-06-08 of the North Dakota Century Code, relating to requirements to be met before a corporation will be allowed to engage in farming or ranching and reports that must be filed by farm or ranch corporations.

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 2244 passed and the title was agreed to.

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SB 2246: A BILL for an Act to establish the office of intergovernmental assistance in the office of management and budget; to amend and reenact subsection 3 of section 20.1-02-17.1, sections 20.1-02-18.1, 23-11-30, 23-18.2-27, 54-01.1-08, 54-40.1-01, subsection 2 of section 54-40.1-02, and subsection 6 of section 54-40.1-04 of the North Dakota Century Code, relating to various responsibilities of the office of intergovernmental assistance; and to repeal sections 54-27.1-01, 54-27.1-02, 54-27.1-03, 54-27.1-04, 54-27.1-05, 54-27.1-06, 54-27.1-07, 54-27.1-08, and 54-27.1-09 of the North Dakota Century Code, relating to the federal aid coordinator.

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 2246 passed and the title was agreed to.

\*\*\*\*\*

SB 2252: A BILL for an Act to create and enact sections 26-03.2-06.1, 26-03.2-06.2, and 26-03.2-07.1, relating to the nonforfeiture law for life insurance; and to amend and reenact sections 26-03.2-01, 26-03.2-02, 26-03.2-04, 26-03.2-05, 26-03.2-06, 26-03.2-07, and 26-03.2-08 of the North Dakota Century Code, relating to the nonforfeiture law for life insurance.

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; Paterson; 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 2252 passed and the title was agreed to.

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SB 2253: A BILL for an Act to create and enact sections 26-10.1-03.1 and 26-10.1-09 of the North Dakota Century Code; and to amend and reenact sections 26-10.1-02, 26-10.1-03, 26-10.1-04, 26-10.1-05, 26-10.1-06, 26-10.1-07, 26-10.1-08, and 26-10.1-10 of the North Dakota Century Code, relating to the standard valuation law for life insurance.

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 2253 passed and the title was agreed to.

\*\*\*\*\*

SB 2255: A BILL for an Act to amend and reenact section 36-21.1-07 of the North Dakota Century Code, relating to the prohibition on cockfights, dogfights, and other exhibitions; and to provide penalties.

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 2255 passed and the title was agreed to.

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POINT OF PERSONAL PRIVILEGE

SEN. GOODMAN: Mr. President, I rise on a point of personal privilege.

Mr. President: I have been asked quite often, is there dogfighting in North Dakota and where is it? I said I would state where it is. The stories I get, and you certainly can't substantiate them, is that up in the Tioga area and to some degree around the Minot airbase, and all those are, are stories and rumors, and no way that I can substantiate them, but from the sources I got them from, I'll stand here and state them.

## SECOND READING OF SENATE BILLS

SB 2257: A BILL for an Act to amend and reenact section 61-21-46 of the North Dakota Century Code, relating to the maximum levies allowed for cleaning and repairing drains.

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 2257 passed and the title was agreed to.

\*\*\*\*\*

SB 2265: A BILL for an Act to create and enact two new sections to chapter 24-02 of the North Dakota Century Code, relating to sale by the state highway department of certain inventories to local governments and to provide a continuing appropriation for the disposition of the proceeds from these sales.

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 2265 passed and the title was agreed to.

\*\*\*\*\*

SB 2279: A BILL for an Act to amend and reenact section 26-08-11 of the North Dakota Century Code, or in the alternative to amend and reenact section 26.1-05-19 of the North Dakota Century Code as amended by House Bill No. 1054, as approved by the forty-eighth legislative assembly, relating to authorized investments for domestic insurance companies.

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 44 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Barth; Fritzell; Miller Heinrich; Krauter; Maixner; Vosper; Walsh; Wogsland

ABSENT AND NOT VOTING: Goodman

SB 2279 passed and the title was agreed to.

\*\*\*\*\*

SB 2280: A BILL for an Act to amend and reenact section 26-08-10 of the North Dakota Century Code, or in the alternative to amend and reenact section 26.1-05-18 of the North Dakota Century Code as created by House Bill No. 1054, as approved by the forty-eighth legislative assembly, relating to directors authorizing the investment of funds and prohibited investment practices by domestic insurance companies.

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, 10 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Goodman; Grotberg; Heigaard; Miller Heinrich; Holmberg; Kilander; 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; Waldera; Wenstrom; Wright

NAYS: Barth; Fritzell; Hilken; Krauter; Lashkowitz; Maixner; Matchie; Vosper; Walsh; Wogsland

ABSENT AND NOT VOTING: None

SB 2280 passed and the title was agreed to.

\*\*\*\*\*

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.

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, 1 NAY, 0 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: None

SB 2290 passed and the title was agreed to.

\*\*\*\*\*

#### SECOND READING OF A HOUSE BILL

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.

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

HB 1197 passed and the title was agreed to.

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## PRESENTATION OF PETITIONS AND COMMUNICATIONS

## NORTH DAKOTA CENTENNIAL COMMISSION

January 12, 1983

The Honorable Ernest Sands  
North Dakota State Senate  
North Dakota State Capitol  
Bismarck, North Dakota 58505

RE: North Dakota Centennial Commission

Dear President Sands:

In accordance with the provisions of Chapter 554, 1981 session laws, the North Dakota Centennial Commission hereby transmits to you its report to the 48th Legislative Assembly.

Signed: Stanley Saugstad, Chairman

cc Senator David Nething  
Senator Rolland Redlin  
Enclosures

## MOTION

SEN. NETHING MOVED that the rules be suspended, that the following communication not be read, but be printed in its entirety in the Senate Journal, which motion prevailed.

REPORT TO THE 48TH LEGISLATIVE ASSEMBLY  
OF  
NORTH DAKOTA CENTENNIAL COMMISSION

In accordance with Section 6 of Chapter 554, 1981 Session Laws, the North Dakota Centennial Commission hereby presents its report and appropriations request to the 48th Legislative Assembly for the State of North Dakota.

While it may seem that seven years is considerable lead time to begin developing plans for the observance of the centennial, the 47th assembly should be commended for its foresight in establishing the Centennial Commission this early. Much of the activity which will, or should, take place during the year 1989, requires a great deal of advance planning and North Dakota has not begun any too soon. The Centennial Commission was given the task of developing an initial plan and did not feel that it would be proper to develop a plan in such detail that subsequent centennial commission members would feel "locked-in" to matters that were developed by their predecessors. Therefore, we have elected to plan in generalities and outline the steps which must be followed if certain activities are going to take place.

Financing is going to be a major problem for many of the proposed activities. Grants from federal and state agencies and foundations, corporate and private donations, and public subscription will be a necessary part of the funding of the commission. All of these sources will require personal contacts and time-consuming effort by a spokesman for the commission. This work must begin at once. It will require travel and public programs that will need a great deal of administration. This can only be done by an executive director.

#### HISTORY

The centennial observance should revolve around a factual history. It is noted that the 75th anniversary resulted in the publication of a popular history of North Dakota. A chronological history is not now available and work should begin by qualified historians immediately. Even if a popular history is not completed for publication, there will be considerable need for a history to be furnished to the schools and to others who might need it. This is the foundation work for the development of some of the centennial activities which are felt to be necessary and should be done over the next three years so that it will be available at least four years prior to the observance.

#### PUBLIC INFORMATION

A T.V. series and centennial minutes on North Dakota history would bring historical awareness in every living room in the state. This would be based on the material developed by the history committee. This material could also then be used as an aid in a course of study in the schools on North Dakota history.

A great deal of the early history of North Dakota should be developed into a popular history to be furnished to the daily and

weekly newspapers as special articles or special supplements. Also, brochures carrying information about the celebration of the centennial should be developed.

#### COURSE OF STUDY

The teaching of North Dakota history, particularly the history of the development of statehood, should be accelerated. The commission will encourage the use of a textbook and course materials which will also have to be developed from material provided by the history committee and the cooperation of the Department of Public Instruction.

#### ART

The Centennial Commission will commission a major piece of artwork to be paid for by subscription and placed on the North Dakota capitol grounds. Competition among artists would have to begin quite soon so that the selection could be made no later than 1984. This would then allow four years for the development of the work and it would be ready for placement and dedication during the centennial year. This project requires an immediate start and close supervision.

#### LOGO

The Centennial Commission should coordinate all memorabilia developed around the centennial theme. This would require the Commission to adopt an official logo, after suitable competition and then restrict the use of that logo to approved items. Such items as belt buckles and desk top objects could be produced and sold featuring the official logo. However, to avoid the development of trash, the use of the logo must be very carefully watched and controlled so that it does not become overused or misused.

#### TRAVELING EXHIBIT, ETC.

Exhibits of historical significance and memorabilia can be prepared by the North Dakota State Historical Society at the Heritage Center and rotated throughout the state to create a greater awareness of North Dakota history in the centennial year. In the same way, a craft show making items in the manner and with the tools of yesterday. A chautauqua type show could present plays related to our history to the entire state.

#### LOCAL CELEBRATIONS

The commemoration of the centennial by local homecomings in communities around the state would be encouraged and coordinated by the executive director of the Centennial Commission. It is hoped that a great deal of interest could be created in such local celebrations and that these would constitute much of the activity of the centennial year.

#### COORDINATION WITH OTHER STATES

South Dakota and Montana were admitted to the Union the same year as North Dakota. It is believed that they will be having centennial events during that same period and it would be

appropriate to coordinate our celebration with theirs and would likely lead to a better celebration if we can exchange ideas with the other states. Plans to coordinate and share activities should begin immediately. North Dakota will work with these states to market the region to international markets and group tax operations.

#### COORDINATION OF STATE EFFORTS

It would be appropriate for many of the state agencies to emphasize the centennial in agency publications or activities. This would be particularly true for Historical Society and Recreation Department. However, many of the activities of the Highway Department, Game and Fish Department, Agricultural Department and others could be used to emphasize the centennial theme.

#### EXECUTIVE DIRECTOR

The lead time for many of the activities above is at least four years. Some of it is even greater than that. In order that some of the work which must be done right away can be taken care of on a reasonable schedule, it is recommended that a part-time executive director be engaged beginning July 1, 1983, and that he immediately begin to develop more detailed plans for the celebration of the North Dakota Centennial, under the direction of the Centennial Commission.

It is also recommended that the North Dakota Centennial Commission be continued in its present form with expanded appointive membership and that the Superintendent of the State Historical Board, and Director of North Dakota Tourist Promotion be added to the Centennial Commission as ex-officio members.

All of the above activities will require from two to four years production and, when one adds the two years required to develop the North Dakota history, you see that we are at a point that we must begin immediately.

Respectfully submitted by the North Dakota Centennial Commission

Stanley Saugstad, Chairman  
 Julie Adams  
 Alan Grindberg  
 Magnus Geston  
 Joan Von Rueden  
 Shirley Barcome  
 Nancy Kaseman  
 Mike Foster

#### MOTION

SEN. NETHING MOVED that at the conclusion of the Ninth order of business, at 5:00 p.m. and after the reading of SB 2034, SB 2035, SB 2080, SB 2093, SB 2133, SB 2142, SB 2292, SB 2297, SB 2298, SB 2300, SB 2302, SB 2332, SB 2376, SB 2406, and HB 1171, the

MONDAY, JANUARY 24, 1983

327

Senate adjourn and convene at 1:00 p.m., Tuesday,  
January 25, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary