

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

\* \* \* \* \*

EIGHTEENTH DAY

Bismarck, January 27, 1983

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

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

Our Lord and our God, we give thanks again today for Your gifts to us; not least of all, the gift of life.

Remind us again today of Your infinite love, almighty power, and watchful care over us. Encourage us when we are inclined to falter or stumble. Strengthen our resolves to serve You and also the people of our state, our nation, and of the world.

May Your blessings be over our activities this day, and may Your will be done here as well as in heaven. Give strength and wisdom to all who are in positions of responsibility and give us thankful hearts at the close of this day for the privilege of living under You and with people whom You have loved so greatly, through Jesus Christ. 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 Seventeenth day and finds the same to be correct.

SEN. TWETEN, Chairman

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

MESSAGES TO THE HOUSE

SENATE CHAMBER

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

HB 1171

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1212

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the Senate has passed and your favorable consideration is requested on:

SB 2034, SB 2035, SB 2093, SB 2133, SB 2142, SB 2292,  
SB 2297, SB 2298, SB 2300, SB 2302, SB 2332, SB 2361,  
SB 2406

Very respectfully,  
LEO LEIDHOLM, Secretary

## REPORT OF PROCEDURAL COMMITTEE

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

SB 2042, SB 2128, SB 2239, SB 2259, SB 2260, SB 2305,  
SB 2334, SB 2382, SCR 4009

SEN. FRITZELL, Chairman

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

## MESSAGES 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 1045, HB 1058, HB 1188, HB 1270, HB 1271, HB 1287,  
HB 1291, HB 1303, HB 1310

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

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

SB 2089, SB 2090

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

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

SB 2085, SB 2110, SB 2113, SCR 4010

Very respectfully,  
CHARLES FLEMING, Chief Clerk

#### CONSIDERATION OF AMENDMENTS

SEN. VOSPER MOVED that the amendments to SB 2095 as recommended by the Committee on Agriculture as printed on page 357 of the Senate Journal be adopted, which motion prevailed.

SEN. WRIGHT MOVED that the amendments to SB 2189 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 358 of the Senate Journal be adopted, which motion prevailed.

SEN. LODOEN MOVED that the amendments to SB 2368 as recommended by the Committee on State and Federal Government as printed on pages 358 and 359 of the Senate Journal be adopted, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2032 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, following line 21, insert the following new section:

"SECTION 3. ENGINEERING - ARCHITECTURE. The state shall select engineering expertise from private engineering or architectural firms on the basis of qualifications and so that at least forty percent of the fees expended for the developing of the final design, plans and specifications, and appurtenant work are paid to qualified engineering or architectural firms that have maintained their headquarters or main office in this state for at least five continuous years."

And renumber the lines, sections, and pages accordingly  
SEN. LIPS, Chairman

SB 2032 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 2069 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. WRIGHT, Chairman

SB 2069 was placed on the Eleventh 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 2070 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, after the word "ombudsmen" delete the words "; and to provide a penalty"

On page 2, line 28, after the period insert the following: "Reasonable access shall be defined as access by an ombudsman during normal working hours or by appointment and upon notification to the administrator or person in charge of the facility."

On page 3, delete lines 24 through 26 and insert in lieu thereof the following:

"SECTION 7. Confidentiality and disclosure of records and files. Those records and files of the state and regional ombudsman, and their authorized agents, which relate to, or identify any resident of a long-term care facility or a complainant, are confidential and shall not be disclosed unless:

1. A resident, or a legal representative, consents in writing to the release of the information and designates to whom the information shall be disclosed; or
2. The ombudsman authorizes a disclosure which does not reveal the identity of any complainant or resident; or
3. A court of competent jurisdiction orders the disclosure."

And renumber the lines, sections, and pages accordingly  
SEN. WRIGHT, Chairman

SB 2070 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 2229 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 20, after the word "consumption" insert the words "at the time of donation"

On page 1, line 23, after the word "consumption" insert the words "at the time of donation"

And renumber the lines accordingly

SEN. WRIGHT, Chairman

SB 2229 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred SB 2312 has had the same under consideration and recommends that the same DO PASS and be rereferred to the Committee on Appropriations.

SEN. VOSPER, Chairman

SB 2312 was rereferred to the Committee on Appropriations.

MR. PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2335 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

SB 2335 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 2342 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 5, line 23, delete the word "Twenty-five" and insert in lieu thereof the word "Fifteen"

On page 6, line 22, delete the word "Fifteen" and insert in lieu thereof the word "Twenty-five"

And renumber the lines accordingly

SEN. LIPS, Chairman

SB 2342 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sen. Holmberg introduced:

SCR 4022: A concurrent resolution directing the Legislative Council to study the operation of games of chance within the state with emphasis on the use of the net proceeds generated by games of chance.

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

Sen. Lee and Rep. Brokaw introduced:

SCR 4023: A concurrent resolution directing the Legislative Council to study the various methods for development of a program for the financing of water resource programs throughout the state.

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

Sen. Lips introduced:

SCR 4024: A concurrent resolution expressing thanks and appreciation to the Levis family for its efforts in preserving a portion of the unique natural and cultural heritage of the Missouri River Valley.

Was read the first time.

MOTION

SEN. NOTHING MOVED that the rules be suspended, that SCR 4024 not be printed, not be referred to committee, but be printed in the Journal and laid over one legislative day, which motion prevailed.

Sen. Lips introduced:

SENATE CONCURRENT RESOLUTION NO. 4024

A concurrent resolution expressing thanks and appreciation to the Levis family for its efforts in preserving a portion of the unique natural and cultural heritage of the Missouri River Valley.

WHEREAS, Gladys and Robert H. Levis II, residents of Illinois, spent every summer from 1956 through 1981 ranching on the Cross Ranch in North Dakota; and

WHEREAS, Gladys and Robert Levis were exceptional stewards of the land who used outstanding land management and conservation practices to protect a large riparian forest, vast stretches of native prairie, and beautiful woody draws located on the Cross Ranch; and

WHEREAS, the North Dakota Wildlife Federation presented its 1982 Conservationist of the Year Award posthumously to Robert Levis II, who died in September 1982; and

WHEREAS, Gladys and Robert Levis supported archaeological research on the Cross Ranch by providing the site, free-living space, and donations; and

WHEREAS, Gladys and Robert Levis offered to sell the Cross Ranch to the state of North Dakota for use as a state park for considerably less than they could have received on the open market; and

WHEREAS, after the purchase was rejected by a vote of the people in 1980, the same offer was made to sell the land to the Nature Conservancy, a private national conservation organization; and

WHEREAS, after several years of effort the Cross Ranch was sold to the Nature Conservancy which used donations from every state in the Union except two and several foreign countries; and

WHEREAS, as a result of the purchase 5,000 acres of the Cross Ranch have been preserved as a natural area open to the public;

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

That the members of the Forty-eighth Legislative Assembly express thanks and appreciation to the Levis family for efforts in preserving a portion of the unique natural and cultural heritage of the Missouri River Valley for the enjoyment of this and future generations; and

BE IT FURTHER RESOLVED, that the Secretary of State forward an enrolled copy of this resolution to Gladys Levis.

Sens. Stromme, Lee and Reps. Rayl, D. Olsen, Nowatzki introduced:  
SCR 4025: A concurrent resolution requesting the Congress of the United States to propose an amendment to the Constitution of the United States providing protection for all human life, and expressing support for other legislation to protect life.

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

Sens. D. Meyer, Moore, David and Reps. W. Meyer, O. Hanson, Murphy introduced:

SCR 4026: A concurrent resolution urging the Congress of the United States to provide that federally owned lands within the state of North Dakota that are in agricultural use be conveyed to private owners.

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

Sens. David, Krauter and Reps. Murphy, O. Hanson, W. Meyer introduced:

SCR 4027: A concurrent resolution urging Governor Allen I. Olson, as president of the Board of University and School Lands, to act with the board as a whole to end the board's moratorium on the sale of school lands to private persons.

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

Sens. Erickson, Lodoen, Vosper, Tweten, Naaden introduced:

SCR 4028: A concurrent resolution urging the Federal Reserve Board to adopt policies that will lessen the volatility of interest rates.

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

Sens. Wright, Redlin, Lee and Rep. Murphy introduced:

SCR 4029: A concurrent resolution citing the existence of certain conditions of mutual concern confronting the

reservation and nonreservation residents of North Dakota, and memorializing the Congress of the United States and the President of the United States to exercise responsibility and authority in resolving them.

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

Sen. Mutch introduced:

**SCR 4030:** A concurrent resolution urging the President and Congress of the United States to stop the sales and supplies of American equipment and technology to the Soviet Union and other Communist nations.

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

Sens. Redlin, Nething and Rep. Strinden introduced:

**SCR 4031:** A concurrent resolution concerning the phased development of the Garrison Diversion Unit.

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

Sen. Barth and Reps. Gullickson, W. Meyer introduced:

**SCR 4032:** A concurrent resolution urging the President of the United States to negotiate a long-term grain trade agreement with the Soviet Union.

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

#### FIRST READING OF HOUSE BILLS

**HB 1003:** A BILL for an Act making an appropriation for defraying legal expenses of the attorney general; and declaring an emergency.

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

**HB 1046:** A BILL for an Act to amend and reenact sections 19-02.1-24, 19-07-02, 19-07-05, 19-07-06, 19-13.1-06, 19-14-04, 19-16.1-03, 19-18-04, 19-20.1-06, and 23-10-05 of the North Dakota Century Code, relating to inspection, license, and registration fees collected by the state laboratories department; and to repeal section 19-07-04 of the North Dakota Century Code, relating to egg dealers' licenses.

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

**HB 1111:** A BILL for an Act to amend and reenact sections 37-14-03.3 and 37-14-07 of the North Dakota Century Code, relating to the veterans' aid fund and the use of the interest from the fund for the purpose of collecting delinquent loans, and relating to the ability of the department of veterans' affairs to collect and compromise veterans' aid fund loans.

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

HB 1156: A BILL for an Act to amend and reenact section 40-22-17 of the North Dakota Century Code, relating to protests against municipal improvements by special assessments.

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

HB 1185: A BILL for an Act to create and enact a new subsection to section 65-04-22 of the North Dakota Century Code, relating to premium payments in default; and to amend and reenact section 65-04-20 of the North Dakota Century Code, relating to installment payments of premiums.

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

HB 1186: A BILL for an Act to amend and reenact sections 65-04-05, 65-04-06, 65-04-14, 65-04-15, and 65-04-19 of the North Dakota Century Code, relating to payroll information from employers and reporting of same.

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

HB 1273: A BILL for an Act to amend and reenact sections 35-07-01, 35-07-02, and 35-07-03 of the North Dakota Century Code, relating to the availability, procedure for obtaining, and the priority of a grain threshing and drying lien.

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

HB 1274: A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to grandparental rights of visitation to unmarried minors.

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

#### SECOND READING OF SENATE BILLS

SB 2042: A BILL for an Act to create and enact chapter 4-12.2 of the North Dakota Century Code, relating to the keeping of bees; to amend and reenact section 4-12.1-02 of the North Dakota Century Code, relating to honey assessment fees; and to repeal chapter 4-12 of the North Dakota Century Code, relating to the keeping of bees; 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 2042 passed and the title was agreed to.

\*\*\*\*\*

SB 2077: A BILL for an Act to amend and reenact section 15-39.1-05 of the North Dakota Century Code, relating to membership of the board of trustees of the teachers' fund for retirement.

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 2077 was declared lost.

\*\*\*\*\*

SB 2087: A BILL for an Act to amend and reenact section 15-39.1-05 of the North Dakota Century Code, relating to fund administration and membership of the board of trustees of the teachers' fund for retirement.

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 2087 was declared lost.

\*\*\*\*\*

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

Which has been read.

## ROLL CALL

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

YEAS: Adams; Bakewell; 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; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Barth; Grotberg

ABSENT AND NOT VOTING: None

SB 2128 passed and the title was agreed to.

\*\*\*\*\*

## MOTION

SEN. VOSPER MOVED that SB 2239 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2259: A BILL for an Act to amend and reenact section 32-09.1-02 of the North Dakota Century Code, relating to who may be garnishees.

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 2259 passed and the title was agreed to.

\*\*\*\*\*

SB 2260: A BILL for an Act to amend and reenact section 63-05-03 of the North Dakota Century Code, relating to penalties for failure to cut weeds and grasses.

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 2260 passed and the title was agreed to.

\*\*\*\*\*

SB 2305: A BILL for an Act to control the manufacture, distribution, possession, and advertising of imitation controlled substances; to amend and reenact subsection 1 of section 19-03.1-36 of the North Dakota Century Code, relating to forfeiture; to provide a penalty; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 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 2305 passed, the title was agreed to, and the emergency clause carried.

\*\*\*\*\*

SB 2327: A BILL for an Act to amend and reenact section 57-38-42 of the North Dakota Century Code, relating to information at source returns for income tax purposes and to provide for a penalty for failure to file such returns.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 46 YEAS, 7 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; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Nething; Olson; Parker; Peterson; Redlin; Reiten;

Satrom; Stenehjøm; Streibel; Stromme; Tallackson;  
Tennefos; Thane; Todd; Waldera; Walsh; Wenstrom;  
Wogsland

NAYS: Lips; Mutch; Naaden; Nelson; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: None

SB 2327 passed and the title was agreed to.

\*\*\*\*\*

SB 2334: A BILL for an Act to amend and reenact sections 44-06-01 and 44-06-03 of the North Dakota Century Code, relating to the term of office and bonding requirements of notaries public.

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 34 YEAS, 18 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; David; Dotzenrod; Dykshoorn;  
Erickson; Grotberg; Heigaard; Miller Heinrich; Hilken;  
Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan;  
Lips; Lodoen; Meyer, D.; Meyer, J.; Nelson; Peterson;  
Redlin; Reiten; Satrom; Streibel; Stromme; Tennefos;  
Todd; Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: Barth; Berube; Christensen; Fritzell; Holmberg;  
Maixner; Matchie; Moore; Mutch; Naaden; Nething; Olson;  
Parker; Stenehjøm; Tallackson; Thane; Tweten; Walsh

ABSENT AND NOT VOTING: Goodman

SB 2334 passed and the title was agreed to.

\*\*\*\*\*

SB 2336: A BILL for an Act to amend and reenact section 57-20-08 of the North Dakota Century Code, relating to tax receipts for property taxes paid by mail.

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 6 YEAS, 47 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Kilander; Lodoen; Tallackson; Thane; Vosper;  
Wenstrom

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

ABSENT AND NOT VOTING: None

SB 2336 was declared lost.

\*\*\*\*\*

SB 2382: A BILL for an Act to amend and reenact sections 43-07-04 and 43-07-10 of the North Dakota Century Code, relating to contractor's licenses and renewals.

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 2382 passed and the title was agreed to.

\*\*\*\*\*

SECOND READING OF A HOUSE BILL

HB 1099: A BILL for an Act to amend and reenact section 54-52-13 of the North Dakota Century Code, relating to the deposit of moneys with the state treasurer.

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; Nothing; 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 1099 passed and the title was agreed to.

\*\*\*\*\*

## REPORTS OF PROCEDURAL COMMITTEE

**MR. PRESIDENT:** Your Committee on Enrollment and Engrossment respectfully report that the following bill was delivered to the Secretary of State at the hour of 3:20 p.m., January 27, 1983:

SCR 4010

SEN. FRITZELL, Chairman

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

**MR. PRESIDENT:** Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Governor at the hour of 3:45 p.m., January 27, 1983:

SB 2059, SB 2072, SB 2085, SB 2110, SB 2113

SEN. FRITZELL, Chairman

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

## MOTION

**SEN. NOTHING MOVED** that at the conclusion of the Ninth order of business at 5:00 p.m. and after the reading of SB 2069, SB 2095, SB 2189, SB 2239, SB 2335, SB 2368, and SCR 4024 the Senate adjourn and convene at 12:30 p.m., Friday, January 28, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary