

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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TWENTY-NINTH DAY

Bismarck, February 11, 1983

The Senate convened at 12:30 p.m., with President Sands presiding.

The prayer was offered by Rev. Arland Fiske, Bethany Lutheran Church, Minot.

O good and gracious Father, we acknowledge today that You are Lord over the destiny of all people and nations, we ask that You would look with kindness upon our efforts to have a just society with opportunity for all.

We, who are citizens of this state, thank You for Your servants who work in these Senate chambers - for their concern, their willingness to expend energies, and we thank You for sustaining their families at home.

Bless, we pray, all Your servants who work for the common good - our Governor, those who determine our laws, and those who administer justice.

We pray for the people of our state. Give them courage of heart and clarity of mind.

Look with special mercy on those who are unemployed, for those whose work is difficult and dangerous, and for those who wait for deliverance from illness and injury. Especially for our youth, we pray, that they have Your light and truth in their hearts, and that there may be hope and peace in their futures. For the children of immigrants and for those called native Americans, we pray alike. In the name of the Lord, Jesus Christ. Amen.

ROLL CALL

The roll was called and all members were present, except Senators Holmberg and Vosper.

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 Twenty-eighth day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 666, line 27, after the word "to" insert "and the emergency clause carried".

SEN. TWETEN, Chairman

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

REPORTS 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 2007, SB 2008, SB 2010, SB 2011, SB 2012, SB 2013,
SB 2014, SB 2026, SB 2036, SB 2084, SB 2172, SB 2365,
SB 2401, SB 2449, SB 2455, SB 2479

SEN. FRITZELL, Chairman

SEN. MOORE 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 reengrossed:

SB 2296, SB 2351

SEN. FRITZELL, Chairman

SEN. MOORE 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 2187, SB 2318, SB 2319, SB 2322, SB 2358, SCR 4030
Very respectfully,
LEO LEIDHOLM, Secretary

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 2186

Very respectfully,
LEO LEIDHOLM, Secretary

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:

HB 1189, HB 1218, HB 1367, HB 1385, HB 1391, HB 1425,
 HB 1448, HB 1450, HB 1454, HB 1458, HB 1467, HB 1474,
 HB 1514, HB 1525, HB 1539, HB 1553, HB 1630, HB 1634,
 HB 1637, HB 1685, HB 1689, HB 1690

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:

SCR 4013

Very respectfully,
 CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

HCR 3039

Very respectfully,
 CHARLES FLEMING, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HCR 3039

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

SEN. REITEN MOVED that the amendments to SB 2205 as recommended by the Committee on Industry, Business, and Labor as printed on page 673 of the Senate Journal be adopted, which motion prevailed.

SEN. TODD MOVED that the amendments to SB 2299 be laid over one legislative day, which motion prevailed.

SEN. GOODMAN MOVED that the amendments to SB 2371 as recommended by the Committee on Finance and Taxation as printed on pages 676 and 677 of the Senate Journal be adopted, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2384 as recommended by the Committee on Industry, Business, and Labor as printed on pages 677 and 678 of the Senate Journal be adopted, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to SB 2402 as recommended by the Committee on Judiciary as printed on page 678 of the Senate Journal be adopted, which motion prevailed.

SEN. PETERSON MOVED that the amendments to SB 2437 as recommended by the Committee on Education as printed on page 679 of the Senate Journal be adopted, which motion prevailed.

SEN. PETERSON MOVED that the amendments to SB 2448 as recommended by the Committee on Education as printed on pages 679-687 of the Senate Journal be adopted, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2471 as recommended by the Committee on Industry, Business, and Labor as printed on pages 687-689 of the Senate Journal be adopted, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2492 as recommended by the Committee on Industry, Business, and Labor as printed on pages 689-698 of the Senate Journal be adopted, which motion prevailed.

SEN. LODOEN MOVED that the amendments to HB 1049 as recommended by the Committee on State and Federal Government as printed on page 698 of the Senate Journal be adopted, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to HB 1058 as recommended by the Committee on Judiciary as printed on pages 699-701 of the Senate Journal be adopted, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to HB 1188 as recommended by the Committee on Judiciary as printed on page 701 of the Senate Journal be adopted, which motion prevailed.

SEN. REITEN MOVED that the amendments to HB 1225 as recommended by the Committee on Industry, Business, and Labor as printed on page 702 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Sen. Waldera introduced:

SCR 4038: A concurrent resolution directing a Legislative Council study of the office of state's attorney.
Was read the first time and referred to the Committee on Political Subdivisions.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2003 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, delete line 4

- On page 1, line 5, delete the word "fund;" and after the word "exemption;" insert the words "providing for state employee salary limitations;"
- On page 1, line 19, delete the numerals "3,877,620" and insert in lieu thereof the numerals "3,685,572"
- On page 1, line 24, underscore the numerals "20,000"
- On page 1, delete line 25
- On page 1, line 26, delete the numerals "14,744,451" and insert in lieu thereof the numerals "13,852,403"
- On page 1, line 27, delete the numerals "10,236,880" and insert in lieu thereof the numerals "9,474,380"
- On page 1, line 28, delete the numerals "4,507,571" and insert in lieu thereof the numerals "4,378,023"
- On page 2, line 3, delete the numerals "5,337,808" and insert in lieu thereof the numerals "5,028,011"
- On page 2, line 6, delete the numerals "14,895,979" and insert in lieu thereof the numerals "14,586,182"
- On page 2, line 9, delete the numerals "452,620" and insert in lieu thereof the numerals "427,491"
- On page 2, line 13, delete the numerals "1,346,185" and insert in lieu thereof the numerals "1,321,056"
- On page 2, line 14, delete the numerals "4,507,571" and insert in lieu thereof the numerals "4,378,023"
- On page 2, line 15, delete the numerals "26,479,044" and insert in lieu thereof the numerals "25,381,618"
- On page 2, line 16, delete the numerals "30,986,615" and insert in lieu thereof the numerals "29,759,641"
- On page 2, delete lines 33 through 35
- On page 3, delete lines 1 through 4
- On page 3, after line 11, insert the following new section:

"SECTION 6. COMPENSATION ADJUSTMENTS - LIMITATIONS. Appropriations for salaries and wages for the 1983-85 biennium include authority for average compensation adjustments to employees of three percent for the fiscal year beginning July 1, 1984. No increases are included for the year ending June 30, 1984. Moneys for the three percent

compensation adjustments for the second year of the biennium shall only become available in full if the unobligated general fund balance at the end of the biennium, taking into consideration these compensation adjustments, is estimated in June 1984 by the office of management and budget to be at least \$50,000,000 on June 30, 1985. If in June 1984 the office of management and budget estimates there will be insufficient moneys in the general fund to pay the three percent compensation adjustment and maintain a \$50,000,000 unobligated end-of-biennium general fund balance, the compensation adjustment to achieve that balance shall be reduced to a lesser percentage in accordance with office of management and budget guidelines. Compensation adjustment levels established for employees paid from the general fund also apply to employees paid from other funds."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Office of Management and Budget

The salaries and wages line item is reduced by \$192,048, of which \$129,548 is from the general fund and \$62,500 is from other funds. This reduction will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement.

The line item for coal reclamation-research grants in the amount of \$700,000 is deleted and the estimated income line item is decreased by a similar amount. The section providing for a transfer of \$700,000 from the coal development impact fund to be used for research grants is also deleted. It is intended that funds for this purpose will be included in the budget of the Land Reclamation Research Center.

A new section provides for limitations on average compensation adjustments to state employees of three percent for the fiscal year beginning July 1, 1984.

Central Data Processing

The salaries and wages line item is reduced by \$309,797 from other funds. This reduction will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement.

State Printing

The salaries and wages line item is reduced by \$25,129 from other funds. This reduction will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement.

SEN. LIPS, Chairman

SB 2003 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2021 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 19, delete the numerals "1,271,572" and insert in lieu thereof the numerals "1,229,610"

On page 1, line 20, delete the numerals "154,115" and insert in lieu thereof the numerals "184,115"

On page 1, line 23, delete the numerals "\$1,460,979" and insert in lieu thereof the numerals "\$1,449,017"

On page 1, line 24, delete the numerals "1,462,059" and insert in lieu thereof the numerals "1,450,097"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Parole and Probation Office is reduced by \$41,962 from the general fund. Of the total, \$66,677 is a reduction that will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement. In addition, the amendment provides \$24,715 to allow for the reclassification of four parole officer I's to parole officer II's. The operating expenses line item of the Parole and Probation Office is increased by \$30,000 from the general fund for the purpose of operating a halfway house in Fargo.

SEN. LIPS, Chairman

SB 2021 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2027 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 17, delete the numerals "2,177,370" and insert in lieu thereof the numerals "2,068,155"

On page 1, line 21, delete the numerals "300,301" and insert in lieu thereof the numerals "150,301"

On page 1, line 23, delete the numerals "3,837,682" and insert in lieu thereof the numerals "3,578,467"

On page 1, line 25, delete the numerals "3,437,682" and insert in lieu thereof the numerals "3,178,467"

On page 2, line 2, delete the numerals "3,779,682" and insert in lieu thereof the numerals "3,520,467"

On page 2, line 4, delete the numerals "4,179,682" and insert in lieu thereof the numerals "3,920,467"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Historical Board

The salaries and wages line item for the State Historical Board is reduced by \$109,215 from the general fund. Of the total, \$113,339 is a reduction that will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement. The net reduction also includes an increase of \$4,124 for payroll adjustments.

The capital improvements line item for the State Historical Board is reduced by \$150,000 from the general fund in accordance with the Governor's recommendation.

SEN. LIPS, Chairman

SB 2027 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2033 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 14, delete the numerals "2,439,730" and insert in lieu thereof the numerals "2,358,893"

On page 1, line 18, delete the numerals "753,300" and insert in lieu thereof the numerals "626,800"

On page 1, line 19, delete the numerals "3,691,527" and insert in lieu thereof the numerals "2,565,027"

On page 1, line 20, delete the numerals "8,809,469" and insert in lieu thereof the numerals "7,475,632"

On page 1, line 21, delete the numerals "3,621,000" and insert in lieu thereof the numerals "2,621,000"

On page 1, line 22, delete the numerals "5,188,469" and insert in lieu thereof the numerals "4,854,632"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Parks and Recreation Department is reduced by \$80,837 from the general fund. Of the total, \$84,752 is a reduction that will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement. The net reduction also includes an increase of \$3,915 for payroll adjustments.

The capital improvements line item is reduced by \$126,500 from the general fund in accordance with the Governor's recommendation.

The grants, benefits, and claims line item is reduced by \$1,126,500, of which \$126,500 is from the general fund and \$1 million is from federal funds. Of the total, \$126,500 is a reduction in accordance with the Governor's recommendation and \$1 million reduction is to reflect expected decrease in federal funding.

SEN. LIPS, Chairman

SB 2033 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2040 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 14, delete the numerals "5,619,192" and insert in lieu thereof the numerals "5,318,089"

On page 1, line 15, delete the numerals "2,468,036" and insert in lieu thereof the numerals "2,855,812"

On page 1, line 22, delete the numerals "12,084,722" and insert in lieu thereof the numerals "12,171,395"

On page 2, line 11, delete the numerals "13,584,722" and insert in lieu thereof the numerals "13,671,395"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the State Game and Fish Department is reduced by \$301,103 from other funds. Of the total, \$300,952 is a reduction that will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement. The reduction to salaries and wages also includes a \$151 decrease for other payroll changes.

The operating expenses of the State Game and Fish Department are increased by \$387,776 to provide funds for anticipated cost increases for operations, including the areas of employee travel and vehicle operation.

SEN. LIPS, Chairman

SB 2040 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred SB 2067 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new subsection to section 15-20.4-02, nine new sections to chapter 53-06.1, a new subsection to section 53-06.1-01, a new subsection to section 53-06.1-06, and a new section to chapter 54-12 of the North Dakota Century Code, relating to games of chance, regulatory power of the state board of vocational education, definitions, allocation of tax revenues, limitations on hours and participation in games of chance and regulation of the number of twenty-one tables per site and the number of sites per eligible organization, persons permitted to conduct games of chance, unlawful use of bogus chips, marked cards, cheating devices, and fraudulent schemes, powers and duties of the attorney general, license suspension or revocation, and work permits; to amend and reenact subsections 7 and 15 of section 53-06.1-01, subsection 3 of section 53-06.1-03, sections 53-06.1-04, 53-06.1-05, subsections 2 and 9 of section 53-06.1-06, sections 53-06.1-08, 53-06.1-10, subsection 3 of section 53-06.1-11, and sections

53-06.1-12 and 53-06.1-16 of the North Dakota Century Code, relating to definitions, permit fees for games of chance site approval, licensure, bingo and raffles conducted by educational organizations and college fraternities and sororities, allowable wagers in the game twenty-one, persons permitted to conduct games of chance and distribute equipment, maximum price per jar ticket, sports pools, twenty-one, tax on adjusted gross proceeds received by eligible organizations conducting games of chance, expenses which may be deducted by eligible organizations, and payment of a portion of the tax collected to the city or county granting approval of the site; and to provide penalties.

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

SECTION 1. A new subsection to section 15-20.4-02 of the North Dakota Century Code is hereby created and enacted to read as follows:

Schools instructing on the manner of conducting games of chance which are regulated under chapter 53-06.1.

SECTION 2. AMENDMENT. Subsections 7 and 15 of section 53-06.1-01 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

7. "Educational organization" means any nonprofit public or private elementary or secondary school, two-year or four-year college, or university in this state which has been in existence for two years.
15. "Other public-spirited organization" means a nonprofit organization which has been in existence within this state for two years and is recognized by the governing body of a city or county by resolution as public-spirited and eligible to conduct games of chance under this chapter.

SECTION 3. A new subsection to section 53-06.1-01 of the North Dakota Century Code is hereby created and enacted to read as follows:

"Person" means any person, firm, corporation, association, or organization.

SECTION 4. AMENDMENT. Subsection 3 of section 53-06.1-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. Games of chance ~~shall~~ may be operated or conducted only on premises or sites set forth in the application as follows:
 - a. Class A license applicants ~~shall be~~ are limited to one location. A special permit for an alternate location may be granted by the attorney general for a single specific occasion upon written request.
 - b. Class B license applicants ~~shall~~ must first secure approval of the proposed site or sites on which it intends to conduct games of chance under this chapter from the governing body of the city, if within city limits, or the county, if outside city limits, where the site or sites are located. This approval or permit, which may be granted at the discretion of the governing body, must accompany the license application to the attorney general. The governing body may charge a ~~ten~~ one hundred fifty dollar fee for this permit, which the organization may deduct from its tax liability under section 53-06.1-12 for the year in which the permit fee is paid.
 - c. Rented premises ~~shall be~~ are subject to rules adopted by the attorney general. No eligible organization may pay more than four hundred dollars for any month for any purposes associated with the right to conduct games of chance on any site.
 - d. Only one eligible organization at a time may be authorized to conduct games of chance at a specific location, except that a raffle drawing may be conducted for special occasions when one of the following conditions are met:
 - (1) When the area for the raffle drawing is physically separated from the area where gaming is conducted by the regular licensee.

(2) Upon request of the licensee, the license is suspended for that specific day by the attorney general.

- e. Licenses, rules of play, and state identification devices ~~shall~~ must be displayed on forms and in the manner specified in rules adopted by the attorney general.

SECTION 5. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Limitations on hours and participation in games of chance. A person under twenty-one years of age may not participate in the games of pull tabs, jars, punchboards, twenty-one, or sports pools. The games of pull tabs, jars, punchboards, twenty-one, or sports pools may be conducted only during the hours when alcoholic beverages may be dispensed in accordance with applicable regulations of the state or the political subdivision.

SECTION 6. AMENDMENT. Section 53-06.1-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-04. College fraternities and sororities allowed to conduct raffles and bingo - Use of proceeds. A college fraternity or sorority recognized by the administration of a North Dakota college or university shall be eligible to conduct raffles and bingo under the provisions of this chapter. The entire net proceeds of such raffles and bingo shall be devoted to educational, charitable, patriotic, or other public-spirited uses as defined by this chapter.

SECTION 7. AMENDMENT. Section 53-06.1-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-05. City Local approval for educational organizations, college fraternities, and sororities for raffles and bingo. A An educational organization, college fraternity, or sorority shall apply in writing to the governing body of the city in which it is located, or to the board of county commissioners where if the educational organization or the college is located outside the geographical limits of a city, for permission to conduct a raffle raffles or bingo at least thirty days prior to each occasion. The

application shall state the time, place, and educational, charitable, patriotic, or other public-spirited uses to which the proceeds will be devoted. ~~The~~ An applicant fraternity or sorority shall include a signed acknowledgment by the administration of the college or university that the applicant is a recognized fraternity or sorority. The governing body may at its own discretion, and upon application ~~by a fraternity or sorority~~, grant permission for raffles and bingo to be held at specifically designated times and places for specific uses covering a one-year period. The governing body may by ordinance or resolution establish authorization fees not to exceed ten dollars for an authorization for one occasion and not to exceed twenty-five dollars for an authorization covering more than one occasion. If the governing body, at its own discretion, chooses to authorize raffles or bingo pursuant to this chapter, the governing body may do so by resolution.

SECTION 8. AMENDMENT. Subsections 2 and 9 of section 53-06.1-06 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

2. No item of expense incurred in connection with the holding, operating, or conducting of any game of chance held, operated, or conducted pursuant to this chapter ~~shall~~ may be deducted from adjusted gross proceeds, except bona fide expenses in reasonable amounts as provided under section 53-06.1-11. No games of chance ~~shall~~ may be conducted with any equipment other than equipment owned by an eligible organization or rented at a reasonable rate ~~from by~~ an eligible organization from a licensed distributor.
9. No person, ~~firm, corporation, association, or organization~~ convicted of a felony or a class A misdemeanor within the last two years, or determined by the attorney general to have participated in organized crime or unlawful gambling, ~~shall~~ may be permitted to sell, or distribute, equipment, or conduct, or assist in games of chance under this chapter.

SECTION 9. A new subsection to section 53-06.1-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

Any person involved with the conduct of games of chance must be:

- a. A person of good character, honesty, and integrity.
- b. A person whose prior activities, criminal record, reputation, habits, and associations do not pose a threat to the public interest of this state or to the effective regulation and control of gaming, or create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, and activities in the conduct of gaming or the carrying on of the business and financial arrangements incidental to the conduct of gaming.

SECTION 10. AMENDMENT. Section 53-06.1-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-08. Punchboards and jars - Sale of chances - Maximum price per ticket. No person or organization engaged in the selling of chances from jars or punchboards under this chapter shall may discard the chances from any jar or punchboard once the contents of such jar or punchboard are offered for sale to eligible participants, unless all of the highest denomination of winners have been sold. The maximum price per jar ticket or pull tab may not exceed two dollars.

SECTION 11. AMENDMENT. Section 53-06.1-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-10. Twenty-one - Sale of chips - Redemption - Wager - Limit - Rules of play. Any licensee or other eligible organization may conduct and control the playing of the card game twenty-one on the licensee's or eligible organization's premises or authorized site, but at no other location. No money shall may be allowed on the table. The licensee or eligible organization shall provide playing chips of various denominations to the participants. Chips shall be redeemed by the licensee or eligible organization for their full value. A The maximum limit per wager shall be is two dollars and no. A wager of one dollar must be accepted. A player may not play more than two hands at the same time, and no player may play two hands unless another position is open at the table and no other player wishes to play at that

position. Only the player actually playing a hand may place a wager on any hand. Twenty-one is a card game played by a maximum of seven players and one dealer. The dealer shall be a representative of the eligible organization sponsoring the game of chance. All players play their hand against the dealer's hand. In order to remain in the hand being dealt, neither the player nor the dealer may play a hand with a count greater than twenty-one. A count of twenty-one obtained with two cards is termed a natural twenty-one and is ~~entitled to~~ an automatic pay out except in case of a tie count with the dealer. Players may double down on a natural twenty-one. In the case of matching or tie count between the player and the dealer no winner is declared and both persons keep their wager. Each licensee or eligible organization conducting twenty-one shall post rules relating to the conduct of the game in a conspicuous location near where the game is played.

SECTION 12. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Raffles - Limitation - Prizes. Prizes for raffles may not include real estate.

SECTION 13. AMENDMENT. Subsection 3 of section 53-06.1-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. No item of expense incurred in connection with holding, operating, or conducting any game of chance pursuant to this chapter ~~shall~~ may be deducted from adjusted gross proceeds, except bona fide expenses of a reasonable amount actually and necessarily incurred and directly attributable only to the conduct of the games of chance. Bona fide expenses ~~shall~~ do not include overhead, capital costs, and general maintenance. Total expenses for games of chance ~~shall~~ may not exceed thirty-five percent of the total adjusted gross proceeds from each such occasion for eligible organizations conducting games of chance on more than one site, and may not exceed thirty-eight percent of total adjusted gross proceeds from each such occasion for eligible organizations conducting games of chance on only one site. The figure used for adjusted gross proceeds ~~shall~~ be is as determined in

subsection 1 of section 53-06.1-01 before any reduction for taxes.

SECTION 14. AMENDMENT. Section 53-06.1-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-12. Tax based on adjusted gross proceeds. A tax of five percent of as provided in this section upon the total adjusted gross proceeds received by a licensed eligible organization shall be paid to the licensing authority for deposit in the general fund on a quarterly basis in such manner and upon such forms as shall be prescribed by the licensing authority by rule. The figure used for adjusted gross proceeds shall be is as determined in subsection 1 of section 53-06.1-01 before any reduction for expenses. The amount of this tax shall be paid from adjusted gross proceeds and not charged against the percentage limitation of expenses. The tax is hereby imposed upon every eligible organization, to be levied, collected, and paid quarterly with respect to the adjusted gross proceeds of the eligible organization as provided in this section, computed at the following rates:

1. On adjusted gross proceeds not in excess of twenty-five thousand dollars per quarter, a tax of five percent.
2. On adjusted gross proceeds in excess of twenty-five thousand dollars and not in excess of one hundred fifty thousand dollars per quarter, a tax of seven percent.
3. On adjusted gross proceeds in excess of one hundred fifty thousand dollars and not in excess of three hundred thousand dollars per quarter, a tax of nine percent.
4. On adjusted gross proceeds in excess of three hundred thousand dollars and not in excess of four hundred thousand dollars per quarter, a tax of eleven percent.
5. On adjusted gross proceeds in excess of four hundred thousand dollars and not in excess of six hundred thousand dollars per quarter, a tax of sixteen percent.
6. On adjusted gross proceeds in excess of six hundred thousand dollars per quarter, a tax of twenty-one percent.

SECTION 15. AMENDMENT. Section 53-06.1-16 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

53-06.1-16. Violation of chapter or rule - Misdemeanor - Forfeiture of licensure - ~~Ineligibility for year.~~ Any person who knowingly makes a false statement in any application for a license or authorizing resolution or in any statement annexed thereto, or who fails to keep sufficient books and records to substantiate the receipts, expenses, or uses resulting from games of chance conducted under this chapter, or who falsifies any books or records so far as they relate to any transaction connected with the holding, operating, and conducting of any game of chance, or who violates any of the provisions of this chapter, any rule adopted under this chapter, or of any term of a license ~~shall be~~ is guilty of a class A misdemeanor. If convicted, ~~such organization or~~ the person ~~shall forfeit~~ forfeits any license or authorizing resolution issued to it pursuant to this chapter and ~~shall be~~ is ineligible to reapply for a license or authorization for two years thereafter.

SECTION 16. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Allocation of games of chance tax. The licensing authority shall pay to cities and counties in proportion to the tax collected under section 53-06.1-12 from eligible organizations conducting games of chance within each city, for sites within city limits, or within each county, for sites outside city limits, the following amounts:

1. Two-fifths of the tax collected under subsection 1 of section 53-06.1-12 within the city or county.
2. Two-sevenths of the tax collected under subsection 2 of section 53-06.1-12 within the city or county.
3. Two-ninths of the tax collected under subsection 3 of section 53-06.1-12 within the city or county.
4. Two-elevenths of the tax collected under subsection 4 of section 53-06.1-12 within the city or county.

5. Two-sixteenths of the tax collected under subsection 5 of section 53-06.1-12 within the city or county.
6. Two-twenty-firsts of the tax collected under subsection 6 of section 53-06.1-12 within the city or county.

The remaining tax collected under section 53-06.1-12 shall be paid by the licensing authority to the state treasurer for deposit in the state general fund. Any amounts received by a city or county under this section must be used by the city or county for expenses connected with enforcement of this chapter within the city or county.

SECTION 17. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Regulation by city or county of number of twenty-one tables per site and number of sites per eligible organization. Cities, for sites or locations within city limits, or counties, for sites or locations outside city limits, may establish by ordinance or resolution a maximum number of tables for twenty-one per site and a maximum number of sites upon which an eligible organization may conduct games of chance within the city or county.

SECTION 18. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Attorney general may bring civil action for collection of fees and tax and to force compliance.

1. At any time within three years after any amount of fees or tax required to be paid pursuant to this chapter becomes due, the attorney general may bring a civil action to collect the amount due. An action may be brought even though the person owing the fees or tax is not presently a gaming licensee under this chapter.
2. The attorney general may institute an action in any district court for declaratory injunctive relief against a person, whether or not the person is a gaming licensee as the attorney general deems necessary to prevent noncompliance with this chapter and the rules adopted pursuant to this chapter.

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SECTION 19. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Bogus chips, marked cards, cheating devices, or fraudulent schemes unlawful - Penalty. It is unlawful for any person playing or conducting any authorized game of chance conducted by a licensed organization:

1. To use bogus or counterfeit chips, pull tabs, or jar tickets or to substitute or use any game, cards, or pull tabs or jar tickets that have been marked or tampered with.
2. To employ or have on one's person any cheating device to facilitate cheating in any game of chance.
3. To use any fraudulent scheme or technique.

A person violating this section is guilty of a class A misdemeanor unless the amount gained through the use of these items, schemes, or techniques resulted in a person obtaining over five hundred dollars, then the offense is a class C felony.

SECTION 20. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Powers and duties of the attorney general. The attorney general or the agents of the attorney general may:

1. Inspect and examine all premises in which gaming is conducted or gaming devices or equipment are manufactured, sold, or distributed.
2. Inspect all equipment and supplies in, upon, or about such premises.
3. Seize and remove from such premises and impound any equipment or supplies for the purpose of examination and inspection pursuant to an appropriate court order.
4. Demand access to and inspect, examine, photocopy, and audit all books and records of applicants, licensees, and distributors on their premises and in the presence of the licensees, distributors, or agents

concerning the gross income produced by any gaming business, and require verification of income, and all other matters affecting the enforcement of the policy and provisions of this chapter.

5. Audit and inspect any other books and records of eligible organizations conducting games of chance for the purpose of determining compliance with applicable statutes, rules, and constitutional provisions regarding distribution of proceeds from games of chance.

SECTION 21. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Work permits. Cities, for sites within city limits, and counties, for sites outside city limits, may require a person associated with the conduct of games of chance to obtain a work permit, charge a fee for issuance of a work permit, and conduct reasonable inquiries into the background of the individual. Any fee charged for issuance of a work permit may not exceed the actual expense to the city or county of licensing the applicant. The attorney general may adopt guidelines relating to issuance of work permits by counties and cities.

SECTION 22. A new section to chapter 53-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

License suspension or revocation by attorney general - Ineligibility for local authorization. Any person whose class A or class B license is suspended or revoked by the attorney general is ineligible for local authorization to conduct raffles or bingo during the period of suspension or revocation.

SECTION 23. A new section to chapter 54-12 of the North Dakota Century Code is hereby created and enacted to read as follows:

Regulation of gaming schools. The attorney general shall regulate schools offering training and methods of conducting games of chance and shall adopt any rules necessary."

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

SB 2067 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred SB 2074 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

- On page 2, line 29, after the word "education" insert the words "which shall also be the state board for vocational education"
 - On page 4, line 3, after the word "employees" insert the words "of the board and"
 - On page 4, line 6, delete the word "of" and insert in lieu thereof the words "and executive officer for" and after the word "education" insert the words "who shall be charged with the administration, under the direction and supervision of the board, of the provisions of this chapter relating to vocational education. The state director and executive officer shall be the chief administrator for all levels of vocational education"
 - On page 4, line 8, delete the word "shall" and insert in lieu thereof the word "may"
 - On page 5, line 33, delete the words "Unless otherwise provided by law, the" and insert in lieu thereof the word "The"
 - On page 6, line 2, after the word "institutions" insert the words "unless such fees are otherwise provided by law"
 - On page 6, line 19, delete the words "and subsection 8"
 - On page 22, line 13, delete the words "and the board of"
 - On page 22, delete line 14
 - On page 29, line 32, after the word "after" delete the word "January" and insert in lieu thereof the word "July"
- And renumber the lines and pages accordingly

SEN. PETERSON, Chairman

SB. 2074 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2286 has had the same under consideration and

recommends that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. LIPS, Chairman

SB 2286 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2350 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, delete the words "; and providing that the premium rate"

On page 1, line 4, delete the words "may not be increased during the 1983-1985 biennium"

On page 1, line 14, overstrike the word "is" and insert immediately thereafter the words "was originally"

On page 1, line 19, overstrike the word "is" and insert immediately thereafter the words "was originally"

On page 1, delete lines 23 through 28

On page 2, delete lines 1 and 2

And renumber the lines and pages accordingly

SEN. REITEN, Chairman

SB 2350 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 2374 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. OLSON, Vice Chairman

SB 2374 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2407 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LEE, Chairman

SB 2407 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 rereferred SB 2430 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. OLSON, Vice Chairman

SB 2430 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2464 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 11, after the word "apprenticeship" insert the words "or experience"

On page 1, line 12, after the word "contractor" insert the words "or have completed a vocational school program of at least one year in water well construction"

And renumber the lines and pages accordingly

SEN. LEE, Chairman

SB 2464 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2476 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the words "two months" and insert in lieu thereof the words "thirty days"

And renumber the lines and pages accordingly

SEN. LEE, Chairman

SB 2476 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 2487 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 4, line 28, delete the word "chaper" and insert in lieu thereof the word "chapter"

And renumber the lines accordingly

SEN. MUTCH, Chairman

SB 2487 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SCR 4011 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SCR 4011 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SCR 4020 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LEE, Chairman

SCR 4020 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SCR 4021 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LEE, Chairman

SCR 4021 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SCR 4023 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LEE, Chairman

SCR 4023 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred SCR 4032 has had the same under consideration and recommends that the same DO PASS.

SEN. VOSPER, Chairman

SCR 4032 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SCR 4036 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LEE, Chairman

SCR 4036 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred HB 1045 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. VOSPER, Chairman

HB 1045 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred HB 1100 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. VOSPER, Chairman

HB 1100 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1121 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 of the engrossed bill, line 15, delete the words "The attorney general and the state's"

On page 1 of the engrossed bill, delete lines 16 through 20

And renumber the lines and pages accordingly

SEN. LODOEN, Chairman

HB 1121 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 HB 1129 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 of the engrossed bill, line 5, delete the word "adopted" and insert in lieu thereof the word "adoptive"

On page 2 of the engrossed bill, line 7, after the word "adult" insert a " _ "

And renumber the lines and pages accordingly

SEN. WRIGHT, Chairman

HB 1129 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 HB 1131 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1131 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred HB 1137 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. VOSPER, Chairman

HB 1137 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1155 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1155 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1192 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1192 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1204 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1204 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred HB 1271 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 24, delete the words "not less than" and insert in lieu thereof the words "seven or"

And renumber the lines accordingly

SEN. PETERSON, Chairman

HB 1271 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 HB 1273 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. VOSPER, Chairman

HB 1273 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred HB 1274 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 of the engrossed bill, line 3, after the word "minors" insert the words "; and to declare an emergency"

On page 2 of the engrossed bill, immediately after line 2, insert the following new section:

"SECTION 2. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

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

HB 1274 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 HB 1294 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1294 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred HB 1303 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 4, delete the word "two" and insert in lieu thereof the word "five"

On page 1, line 24, delete the word "two" and insert in lieu thereof the word "five"

And renumber the lines accordingly
SEN. REITEN, Chairman

HB 1303 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 HB 1363 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

HB 1363 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred HB 1497 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

HB 1497 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILLS

SB 2007: A BILL for an Act making an appropriation for defraying the expenses of the state industrial school of the state of North Dakota.

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, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; 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: Goodman; Holmberg; Naaden

SB 2007 passed and the title was agreed to.

SB 2008: A BILL for an Act making an appropriation for defraying the expenses of the school for the deaf and the school for the blind of the state of North Dakota.

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; 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; 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: Holmberg

SB 2008 passed and the title was agreed to.

SB 2010: A BILL for an Act making an appropriation for defraying the expenses of the radio communications department of the state of North Dakota.

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; 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; 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: Holmberg

SB 2010 passed and the title was agreed to.

MOTIONS

SEN. LODOEN MOVED that SB 2041 be laid over two legislative days, which motion prevailed.

SEN. LEE MOVED that SB 2441 be laid over one legislative day, which motion prevailed.

SEN. OLSON MOVED that SB 2455 be placed directly behind SB 2401 on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2011: A BILL for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota; and declaring 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 52 YEAS, 0 NAYS, 1 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; 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: Holmberg

SB 2011 passed, the title was agreed to, and the emergency clause carried.

SB 2012: A BILL for an Act making an appropriation for defraying the expenses of the state library of the state of North Dakota.

Which has been read.

MOTION

SEN. HEIGAARD MOVED that SB 2012 be amended as follows:

On page 1, line 18, delete the numerals "1,040,000" and insert in lieu thereof the numerals "1,150,000"

On page 1, line 19, delete the numerals "2,613,067" and insert in lieu thereof the numerals "2,723,067"

On page 1, line 21, delete the numerals "1,807,027" and insert in lieu thereof the numerals "1,917,027"

On page 2, line 2, delete the numerals "990,000" and insert in lieu thereof the numerals "1,100,000"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The grants, benefits, and claims line item of the State Library is increased by \$110,000 from the general fund for aid to public libraries. This would increase the funding to \$1.1 million which is the same level of funding as the 1981-83 biennium.

MOTION

SEN. HEIGAARD MOVED that the proposed amendments be adopted.

SEN. REDLIN REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2012, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2012, the roll was called and there were 21 YEAS, 31 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Barth; Berube; Dotzenrod; Grotberg; Heigaard; Miller Heinrich; Hilken; Krauter; Kusler; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Redlin; Satrom; Stromme; Tallackson; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Kilander; Lee; Leibhan; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

ABSENT AND NOT VOTING: Holmberg

The proposed amendments to SB 2012 lost.

The question being on the final passage of the bill as amended, the roll was called and there were 47 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Berube; Dotzenrod; Goodman; Holmberg; Redlin; Tallackson

SB 2012 passed and the title was agreed to.

SB 2013: A BILL for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota and providing for state employee salary limitations.

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; 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; 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: Holmberg

SB 2013 passed and the title was agreed to.

SB 2014: A BILL for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota; and providing for a transfer of earnings from the veterans' postwar trust fund.

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, 0 NAYS, 2 ABSENT AND NOT VOTING.

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

SB 2014 passed and the title was agreed to.

MOTION

SEN. LIPS MOVED that SB 2026 be returned to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2036: A BILL for an Act making an appropriation to the director of institutions to defray the expenses of the court-ordered monitor assigned to review the state's deinstitutionalization efforts; and declaring 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 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Goodman; Holmberg; Reiten

SB 2036 passed, the title was agreed to, and the emergency clause carried.

SB 2084: A BILL for an Act to amend and reenact section 14-07.1-06 and subsection 1 of section 29-06-15 of the North Dakota Century Code, relating to warrantless arrests for domestic violence.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Barth; Berube; 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; 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: Holmberg

SB 2084 passed and the title was agreed to.

SB 2151: A BILL for an Act to amend and reenact subdivisions e, f, and g of subsection 1 of section 38-14.1-14, subsection 5 of section 38-14.1-21, and subsection 3 of section 38-14.1-33 of the North Dakota Century Code, relating to permit application requirements for surface coal mining and reclamation operations, permit approval and denial standards for surface coal mining and reclamation operations, and the issuance of permits for surface coal mining and reclamation operations.

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 19 YEAS, 33 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Berube; Dotzenrod; Dykshoorn; Fritzell; Heigaard; Miller Heinrich; Hilken; Krauter; Kusler; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Redlin; Satrom; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; Barth; Christensen; David; Erickson; Goodman; Grotberg; Kilander; Lee; Leibhan; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

ABSENT AND NOT VOTING: Holmberg

SB 2151 was declared lost.

SB 2172: A BILL for an Act to create and enact two new subsections to section 65-01-02 of the North Dakota Century Code, relating to definitions of disability and preexisting condition; and to amend and reenact subsections 8 and 11 of section 65-01-02, and sections 65-05-14 and 65-05-15 of the North Dakota Century Code, relating to definitions of

injury and permanent impairment, permanent impairment benefits, and aggravation of compensable injuries.

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; 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; 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: Holmberg

SB 2172 passed and the title was agreed to.

MOTION

SEN. GOODMAN MOVED that SB 2264 be laid over three legislative days, which motion prevailed.

SECOND READING OF SENATE BILLS

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

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; 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; 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: Holmberg

SB 2296 passed and the title was agreed to.

SB 2351: A BILL for an Act relating to the promotion, advertising, research, and development of barley, creating a state barley council and prescribing its powers, duties, and authority, prescribing a tax on barley production, providing for its collection; to provide a penalty; and to provide an appropriation.

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 45 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Miller Heinrich; Hilken; Krauter; Lashkowitz; Maixner; Redlin; Wogsland

ABSENT AND NOT VOTING: Holmberg

SB 2351 passed and the title was agreed to.

SB 2365: A BILL for an Act to regulate the issuance of deficiency judgments for a certain period; and to amend and reenact sections 28-24-02, 32-18-04, 32-19.1-04, and 32-19.1-05 of the North Dakota Century Code, relating to the period of redemption from foreclosure actions brought against real property.

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 8 YEAS, 42 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Barth; Miller Heinrich; Hilken; Lashkowitz;
Maixner; Matchie; Meyer, J.; Walsh

NAYS: Adams; Bakewell; Christensen; David; Dotzenrod;
Dykshoorn; Erickson; Fritzell; Goodman; Grotberg;
Heigaard; Kilander; Krauter; Kusler; Lee; Leibhan;
Lips; Lodoen; Meyer, D.; Moore; Mutch; Naaden; Nelson;
Nothing; Olson; Parker; Peterson; Redlin; Reiten;
Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane;
Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland;
Wright

ABSENT AND NOT VOTING: Berube; Holmberg; Tallackson

SB 2365 was declared lost.

SB 2401: A BILL for an Act to prohibit the distribution of indecent material by means of cable television; and to provide a penalty.

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

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 16 YEAS, 33 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Bakewell; Christensen; David; Dotzenrod; Dykshoorn;
Grotberg; Hilken; Lee; Mutch; Naaden; Parker; Peterson;
Streibel; Tennefos; Tweten; Vosper

NAYS: Adams; Barth; Erickson; Fritzell; Goodman;
Heigaard; Miller Heinrich; Kilander; Krauter; Kusler;
Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.;
Meyer, J.; Moore; Nelson; Nothing; Olson; Redlin;
Reiten; Satrom; Stenehjem; Stromme; Thane; Todd;
Waldera; Walsh; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: Berube; Holmberg; Leibhan;
Tallackson

SB 2401 was declared lost.

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.

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 48 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Berube; Heigaard; Holmberg; Leibhan; Tallackson

SB 2455 passed and the title was agreed to.

SB 2426: A BILL for an Act to amend and reenact section 40-16-04 of the North Dakota Century Code, relating to reports prepared by city auditors.

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, 0 NAYS, 7 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Barth; Berube; Goodman; Heigaard; Holmberg; Leibhan; Tallackson

SB 2426 passed and the title was agreed to.

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.

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 48 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Barth; Berube; Holmberg; Leibhan; Tallackson

SB 2449 passed and the title was agreed to.

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.

Which has been read.

MOTION

SEN. NAADEN MOVED that SB 2479 be amended as follows:

On page 1 of the engrossed bill, line 26, delete the words "funding source or their", and after the word "funding" and before the period insert the words ", but excludes any entity that is funded by any source other than the state"

And renumber the lines accordingly

MOTIONS

SEN. NAADEN MOVED that the proposed amendments be adopted, which motion prevailed.

SEN. NAADEN MOVED that the rules be suspended, that SB 2479 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 20 YEAS, 30 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Christensen; David; Dykshoorn; Erickson; Goodman; Lee; Lodoen; Meyer, D.; Moore; Mutch; Naaden; Nelson; Parker; Tennefos; Thane; Todd; Vosper; Wenstrom

NAYS: Barth; Dotzenrod; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Kilander; Krauter; Kusler; Lashkowitz; Leibhan; Lips; Maixner; Matchie; Meyer, J.; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tweten; Waldera; Walsh; Wogsland; Wright

ABSENT AND NOT VOTING: Berube; Holmberg; Tallackson

SB 2479 was declared lost.

FIRST READING OF HOUSE BILLS

HB 1060: A BILL for an Act to create and enact a new subsection to section 54-11-01 and four new subsections to section 54-44-04 of the North Dakota Century Code, relating to duties of the state treasurer and the director of the office of management and budget and implementation and operation of an accrual fund accounting system; and to amend and reenact sections 15-10-12, 54-27-08, 54-27-11,

and 54-44.1-11 of the North Dakota Century Code, relating to an accrual fund accounting system.

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

HB 1226: A BILL for an Act to create and enact chapter 26-17.2 of the North Dakota Century Code, relating to administrators of life or health insurance coverage or annuities; and to provide a penalty.

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

HB 1237: A BILL for an Act to amend and reenact sections 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, 65-06-05, 65-07-01, 65-07-03, 65-07-04, 65-07.1-01, 65-07.1-02, and 65-07.1-03 of the North Dakota Century Code, relating to workmen's compensation coverage of volunteers and participants in vocational training, special education, or work evaluation programs.

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

HB 1314: A BILL for an Act to provide state funding for community alternatives to institutional care on behalf of elderly and disabled persons.

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

HB 1317: A BILL for an Act to amend and reenact section 57-01-13 of the North Dakota Century Code, relating to the collection of delinquent sales, use, income, and business and corporation privilege taxes from taxpayers not residing in North Dakota.

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

HB 1417: A BILL for an Act to create and enact a new section to chapter 57-40.2 of the North Dakota Century Code, relating to the use tax upon contractors.

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

HB 1465: A BILL for an Act to amend and reenact section 36-09-15 of the North Dakota Century Code, relating to the records of branded cattle slaughtered by a butcher.

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

HB 1470: A BILL for an Act to amend and reenact section 65-12-06 of the North Dakota Century Code, relating to testing of steam boilers and the time periods for certification and inspection requirements.

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

HB 1498: A BILL for an Act to amend and reenact section 58-08-01 of the North Dakota Century Code, relating to compensation of township treasurers.

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

HB 1522: A BILL for an Act to amend and reenact section 51-13-06.2 of the North Dakota Century Code, relating to applicability of a retail installment sale of personal property.

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

HB 1530: A BILL for an Act making an appropriation for defraying the expense of the purchase of certain land for agricultural research purposes by the main experiment station of North Dakota state university and by the Carrington experiment station; and declaring an emergency.

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

HB 1583: A BILL for an Act to provide for standard policy provisions through life and health insurance.

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

HB 1585: A BILL for an Act to amend and reenact section 57-38-14 of the North Dakota Century Code, relating to the allocation and apportionment of income by corporations.

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

HB 1633: A BILL for an Act to amend and reenact section 29-15-21 of the North Dakota Century Code, relating to demands for change of judge.

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

HB 1672: A BILL for an Act to amend and reenact section 4-08-10.1 of the North Dakota Century Code, relating to the premiums received by county agents for achievement days programs.

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

HB 1674: A BILL for an Act to amend and reenact section 40-05-17 of the North Dakota Century Code, relating to a definition of preponderance; and to declare an emergency.

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

HB 1688: A BILL for an Act to amend and reenact section 28-01-25 of the North Dakota Century Code, relating to disabilities extending the limitations on actions.

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

HB 1719: A BILL for an Act to amend and reenact section 24-02-27 of the North Dakota Century Code, relating to the selection of arbitrators in highway construction contract disputes. Was read the first time and referred to the Committee on Transportation.

MOTIONS

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

SEN. NETHING MOVED that at the conclusion of the Thirteenth order of business, and after the reading of SB 2022, SB 2037, SB 2182, SB 2205, SB 2286, SB 2371, SB 2374, SB 2384, SB 2388, SB 2402, SB 2407, SB 2430, SB 2437, SB 2441, SB 2448, SB 2471, SB 2473, SB 2492, SCR 4001, SCR 4011, SCR 4032, HB 1002, HB 1043, HB 1046, HB 1048, HB 1049, HB 1050, HB 1058, HB 1066, HB 1069, HB 1074, HB 1076, HB 1100, HB 1107, HB 1108, HB 1111, HB 1112, HB 1113, HB 1114, HB 1118, HB 1122, HB 1123, HB 1131, HB 1136, HB 1142, HB 1145, HB 1154, HB 1155, HB 1156, HB 1160, HB 1179, HB 1180, HB 1181, HB 1183, HB 1185, HB 1186, HB 1188, HB 1190, HB 1192, HB 1193, HB 1194, HB 1195, HB 1204, HB 1205, HB 1225, HB 1227, HB 1231, HB 1232, HB 1294, HB 1304, HB 1313, HB 1320, HB 1363, HB 1411, HB 1497, HCR 3001, HCR 3003, and HCR 3008, the Senate adjourn and convene at 1:00 p.m., Monday, February 14, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary