

## JOURNAL OF THE SENATE

## Forty-eighth Legislative Assembly

\* \* \* \* \*

## SIXTY-EIGHTH DAY

Bismarck, April 12, 1983

The Senate convened at 8:00 a.m., with President Sands presiding.

The prayer was offered by Senator William Heigaard.

Dear Father, as we reflect on this Forty-eighth Legislative Session, we pause to thank You for Your blessings that You grant us each and every day. We are especially thankful for Your unique blessing that is given to each of us as legislators. The unique blessing of friendship. The blessing of friendship that binds us together and permits us to work together even if we do not always agree. In these waning days of the session, we ask that this feeling of camaraderie be intensified so that we can not only draw on You for strength, but we can also look to each other for strength in making these final difficult decisions. We pray in your Son's name. 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 Sixty-seventh day and finds the same to be correct.

SEN. TWETEN, Chairman

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

## MOTION

SEN. NETHING MOVED that the Senate stand in recess until 9:30 a.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

MESSAGES TO THE HOUSE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has not adopted the conference committee report on SB 2067, and the President has appointed as a new conference committee to act with a like committee from the House on:

SB 2067: Sens. Stenehjem, Christensen, J. Meyer

Very respectfully,  
LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee reports and subsequently passed the same:

SB 2106, SB 2227, SB 2277

Very respectfully,  
LEO LEIDHOLM, Secretary

#### REPORT OF PROCEDURAL COMMITTEE

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

SB 2092, SB 2173

SEN. FRITZELL, Chairman

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

#### SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2092, SB 2173

LEO LEIDHOLM, Secretary

#### MOTION

SEN. NETHING MOVED that the Senate stand in recess until 11:00 a.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

#### MESSAGE TO THE HOUSE SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SB 2092, SB 2173

Very respectfully,  
LEO LEIDHOLM, Secretary

#### MESSAGES FROM THE HOUSE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed the same:

SB 2431

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has failed to pass:

SCR 4061

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

## 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:

HCR 3099, HCR 3100

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to the following and subsequently passed the same:

HB 1644, HB 1724

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:

HB 1049, HB 1165, HB 1203, HB 1208, HB 1296, HB 1336,  
 HB 1387, HB 1473, HB 1482, HB 1516, HB 1647, HB 1688,  
 HCR 3029, HCR 3038, HCR 3093, HCR 3096

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

## SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1049, HB 1165, HB 1203, HB 1208, HB 1296, HB 1336,  
 HB 1387, HB 1473, HB 1482, HB 1516, HB 1647, HB 1688,  
 HCR 3029, HCR 3038, HCR 3093, HCR 3096

LEO LEIDHOLM, Secretary

## MESSAGE FROM THE HOUSE

## HOUSE CHAMBER

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

SB 2026, SB 2108, SB 2408, SB 2491, SB 2172, SB 2342,  
 SB 2358, SB 2446, SB 2047, SB 2049, SB 2066, SB 2104,  
 SB 2170, SB 2199, SB 2245, SB 2327, SB 2350, SB 2413,  
 SB 2421, SB 2473, SB 2402, SB 2499, SCR 4059

Very respectfully,

CHARLES FLEMING, Chief Clerk

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 for his filing at the hour of 10:50 a.m., April 12, 1983:

SCR 4059

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 the following bills were delivered to the Governor for his approval at the hour of 11:05 a.m., April 12, 1983:

SB 2402, SB 2499

SEN. FRITZELL, Chairman

SEN. DYKSHOORN 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 for his approval at the hour of 11:05 a.m., April 12, 1983:

SB 2047, SB 2049, SB 2066, SB 2104, SB 2170, SB 2199,  
 SB 2245, SB 2327, SB 2350, SB 2413, SB 2421, SB 2473

SEN. FRITZELL, Chairman

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

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Governor for his approval at the hour of 11:05 a.m., April 12, 1983:

SB 2172, SB 2342, SB 2358, SB 2446

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 the following bills were delivered to the Governor for his approval at the hour of 11:05 a.m., April 12, 1983:

SB 2026, SB 2108, SB 2408, SB 2491

SEN. FRITZELL, Chairman

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

#### MOTION

SEN. NETHING MOVED that the Senate stand in recess until 1:00 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

#### MESSAGE FROM THE HOUSE HOUSE CHAMBER

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

HB 1440

Very respectfully,  
CHARLES FLEMING, Chief Clerk

#### SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1440

LEO LEIDHOLM, Secretary

#### MESSAGE FROM THE HOUSE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the Speaker has appointed as a new conference committee to act with a like committee from the Senate on:

SB 2067: Reps. Nowatzki, E. Pomeroy, Kretschmar

Very respectfully,  
CHARLES FLEMING, Chief Clerk

#### MESSAGES TO THE HOUSE SENATE CHAMBER

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

HB 1440

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1049, HB 1165, HB 1203, HB 1208, HB 1296, HB 1336,  
 HB 1387, HB 1473, HB 1482, HB 1516, HB 1647, HB 1688,  
 HCR 3029, HCR 3038, HCR 3093, HCR 3096

Very respectfully,  
 LEO LEIDHOLM, Secretary

## MOTION

SEN. NETHING MOVED that the Senate stand in recess until 2:30 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

HB 1644, HB 1724

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

## SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1644, HB 1724

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE  
SENATE CHAMBER

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

HB 1644, HB 1724

Very respectfully,  
 LEO LEIDHOLM, Secretary

## REPORTS OF CONFERENCE COMMITTEES

MR. PRESIDENT: Your Conference Committee to which was referred SB 2003 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on pages 1917-1919 of the Senate Journal and that SB 2003 be amended as follows:

On page 1 of the engrossed bill, line 4, delete the words "providing for state employee salary"

On page 1 of the engrossed bill, line 5, delete the word "limitations;"

- On page 1 of the engrossed bill, line 19, delete the numerals "3,685,572" and insert in lieu thereof the numerals "3,750,814"
- On page 1 of the engrossed bill, line 23, delete the numerals "7,400,000" and insert in lieu thereof the numerals "19,696,200"
- On page 1 of the engrossed bill, line 25, delete the words "all funds", and delete the numerals "13,852,403" and insert in lieu thereof the numerals "26,213,845"
- On page 1 of the engrossed bill, after line 25, insert the following new line:
- |                         |          |
|-------------------------|----------|
| "Less budget adjustment | 129,953" |
|-------------------------|----------|
- On page 1 of the engrossed bill, line 26, delete the numerals "9,474,380" and insert in lieu thereof the numerals "21,750,222"
- On page 1 of the engrossed bill, line 27, delete the numerals "4,378,023" and insert in lieu thereof the numerals "4,333,670"
- On page 2 of the engrossed bill, line 2, delete the numerals "5,028,011" and insert in lieu thereof the numerals "5,119,327"
- On page 2 of the engrossed bill, after line 4, insert the following new lines:
- |                        |                 |
|------------------------|-----------------|
| "Total                 | \$14,677,498    |
| Less budget adjustment | <u>293,550"</u> |
- On page 2 of the engrossed bill, line 5, delete the numerals "14,586,182" and insert in lieu thereof the numerals "14,383,948"
- On page 2 of the engrossed bill, line 8, delete the numerals "427,491" and insert in lieu thereof the numerals "436,512"
- On page 2 of the engrossed bill, after line 11, insert the following new lines:
- |                        |                |
|------------------------|----------------|
| "Total                 | \$1,330,077    |
| Less budget adjustment | <u>26,602"</u> |
- On page 2 of the engrossed bill, line 12, delete the numerals "1,321,056" and insert in lieu thereof the numerals "1,303,475"

On page 2 of the engrossed bill, line 13, delete the numerals "4,378,023" and insert in lieu thereof the numerals "4,333,670"

On page 2 of the engrossed bill, line 14, delete the numerals "25,381,618" and insert in lieu thereof the numerals "37,437,645"

On page 2 of the engrossed bill, line 15, delete the numerals "29,759,641" and insert in lieu thereof the numerals "41,771,315"

On page 3 of the engrossed bill, delete lines 4 through 22

On page 3 of the engrossed bill, line 23, delete the numeral "6" and insert in lieu thereof the numeral "5"

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 increased by \$65,242, of which \$44,089 is from the general fund and \$21,153 is from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$25,375 over the executive budget for health insurance premiums.

The grants line item and the estimated income line item is increased by \$12,296,200 to give Office of Management and Budget the authority to accept and disburse additional federal moneys. Of this amount \$11.6 million is a result of changes in federal disbursement procedures in the Community Development Block Grant program. These funds must now pass through the state's accounting system, and will require legislative authorization to accept and pass these funds through to the program grantees. The remaining amount of \$696,200 represents North Dakota's share of oil pricing overcharge settlements collected by the Department of Energy from major oil companies, and are also pass-through funds.

The total appropriation, after the above adjustments, is reduced by a budget adjustment of \$129,953 (two percent). Of this reduction, \$88,442 is from the general fund and \$41,511 is from other funds. The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$129,953 budget reduction. Line items other

than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

#### Central Data Processing

The salaries and wages line item is increased by \$91,316 from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$29,819 over the executive budget for health insurance premiums.

After the above adjustment, the appropriation is reduced by a budget adjustment of \$293,550 (two percent). The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$293,550 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

#### State Printing

The salaries and wages line item is increased by \$9,021 from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$4,523 over the executive budget for health insurance premiums.

After the above adjustment, the appropriation is reduced by a budget adjustment of \$26,602 (two percent). The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$26,602 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

**For the Senate:** Sens. Naaden, Streibel, Grotberg

**For the House:** Reps. Lardy, Rayl, Peterson

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

**MR. PRESIDENT:** Your Conference Committee to which was referred SB 2006 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1920 of the Senate Journal and that SB 2006 be amended as follows:

On page 1 of the engrossed bill, line 16, delete the numerals "2,828,626" and insert in lieu thereof the numerals "2,892,940"

On page 1 of the engrossed bill, line 17, delete the numerals "2,806,466" and insert in lieu thereof the numerals "2,821,466"

On page 1 of the engrossed bill, line 21, delete the words "general fund appropriation", and delete the numerals "6,917,972" and insert in lieu thereof the numerals "6,997,286"

On page 1 of the engrossed bill, after line 21, insert the following new lines:

"Less budget adjustment	_____ 115,238
Total general fund appropriation	\$6,882,048"

On page 1 of the engrossed bill, after line 26, insert the following new line:

"Less budget adjustment	117,404"
-------------------------	----------

On page 1 of the engrossed bill, line 27, delete the numerals "2,517,312" and insert in lieu thereof the numerals "2,466,966"

On page 1 of the engrossed bill, line 28, delete the numerals "3,352,916" and insert in lieu thereof the numerals "3,285,858"

On page 2 of the engrossed bill, line 1, delete the numerals "10,270,888" and insert in lieu thereof the numerals "10,167,906"

On page 2 of the engrossed bill, line 2, delete the numerals "2,517,312" and insert in lieu thereof the numerals "2,466,966"

On page 2 of the engrossed bill, line 3, delete the numerals "12,788,200" and insert in lieu thereof the numerals "12,634,872"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Director of Institutions

The salaries and wages line item has a net increase of \$64,314 from the general fund. This will allow funds for the state to provide a two percent contribution to

retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$26,040 over the executive budget for health insurance premiums.

The operating expenses line item is increased by \$15,000 from the general fund to provide funds for Capitol cafeteria modifications including coin dispenser cash registers, heat revolving merchandiser, signs and traffic control system, and other items.

The appropriation is reduced by a budget adjustment of \$115,238 (two percent) from the general fund. The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$115,238 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

#### State Communications

The appropriation is reduced by a budget adjustment of \$117,404 (two percent), of which \$67,058 is from the general fund and \$50,346 is from other funds. The administrator shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$117,404 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

**For the Senate:** Sens. Streibel, Tennefos, Tallackson

**For the House:** Reps. Lardy, Hausauer, Horgan

SB 2006 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

**MR. PRESIDENT:** Your Conference Committee to which was referred SB 2013 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on pages 1926 and 1927 of the Senate Journal and that SB 2013 be amended as follows:

- On page 1 of the engrossed bill, line 2, delete the words "and providing for"
- On page 1 of the engrossed bill, line 3, delete the words "state employee salary limitations"
- On page 1 of the engrossed bill, line 15, delete the numerals "31,493,700" and insert in lieu thereof the numerals "32,148,183"

On page 1 of the engrossed bill, line 16, delete the numerals "5,941,461" and insert in lieu thereof the numerals "6,041,461"

On page 1 of the engrossed bill, line 20, delete the words "all funds" and delete the numerals "40,524,936" and insert in lieu thereof the numerals "41,279,419"

On page 1 of the engrossed bill, after line 20, insert the following new line:

"Less budget adjustment 786,745"

On page 1 of the engrossed bill, line 21, delete the numerals "11,330,513" and insert in lieu thereof the numerals "11,103,903"

On page 1 of the engrossed bill, line 22, delete the numerals "29,194,423" and insert in lieu thereof the numerals "29,388,771"

On page 2 of the engrossed bill, delete lines 3 through 21 and insert in lieu thereof the following new section:

"SECTION 3. TRANSFER - AUTHORIZATION. An amount not to exceed one million dollars included in section 1 of this Act is to be available to the state hospital for ongoing operations or to the department of human services for the purpose of establishing and operating facilities for the chronically mentally ill. The funds shall be allocated to the state hospital or the department of human services upon approval of the governor. Upon such approval, the office of management and budget is authorized to transfer positions from the state hospital to the department of human services."

And renumber the lines and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### State Hospital

The salaries and wages line item has an increase of \$654,483 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$246,222 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$786,745 (two percent); \$560,135 from the general fund and

\$226,610 from estimated income. The hospital superintendent shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$786,745 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

The operating expenses line item is increased by \$100,000 from the general fund to provide funds for the lease of a firetruck.

A new section is added to allow up to \$1 million to be transferred from Section 1 of this bill to the Department of Human Services for establishing and operating facilities for the chronically mentally ill.

For the Senate: Sens. Thane, Lips, Walsh  
 For the House: Reps. G. Martin, Erdman, Unhjem

SB 2013 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred SB 2025 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1931 of the Senate Journal and that SB 2025 be amended as follows:

On page 1, line 12, delete the numerals "25,617" and insert in lieu thereof the numerals "25,075"

On page 1, line 15, delete the words "general fund appropriation", and delete the numerals "105,227" and insert in lieu thereof the numerals "104,685"

On page 1, after line 15, insert the following new lines:

"Less budget adjustment	<u>2,094</u>
Total general fund appropriation	\$102,591"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Civil Air Patrol has a net reduction of \$542 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$525 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$2,094 (two percent) from the general fund. The commander shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$2,094 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Thane, Wenstrom, Walsh  
 For the House: Reps. Boyle, Solberg, Peterson

SB 2025 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred SB 2036 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on pages 1934 and 1935 of the Senate Journal and that SB 2036 be amended as follows:

On page 1 of the engrossed bill, line 13, delete the word "biennium" and insert in lieu thereof the word "period"

On page 1 of the engrossed bill, line 14, delete the word "July" and insert in lieu thereof the word "January"

On page 1 of the engrossed bill, line 15, delete the numerals "120,000" and insert in lieu thereof the numerals "157,376"

On page 1 of the engrossed bill, line 16, delete the numerals "120,000" and insert in lieu thereof the numerals "157,376"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

The appropriation for defraying the expenses of the court-ordered monitor is increased by \$37,376 from the general fund to provide a total of \$157,376 as included in the executive budget and is to be in effect as of January 1, 1983, rather than July 1, 1983.

For the Senate: Sens. Thane, Naaden, Heigaard  
 For the House: Reps. Mushik, Lardy, Unhjem

SB 2036 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred SB 2067 has had the same under consideration and recommends that

the HOUSE RECEDE from its amendments as found on pages 1882-1884 of the Senate Journal and that SB 2067 be amended as follows:

- On page 2 of the engrossed bill, line 31, after the word "occasion" insert the words "per licensing year"
- On page 3 of the engrossed bill, line 7, delete the word "fifty"
- On page 3 of the engrossed bill, line 12, delete the words "No eligible organization may"
- On page 3 of the engrossed bill, delete lines 13 through 15 and insert in lieu thereof the following: "At sites where the game of twenty-one is conducted, the maximum monthly rent shall not exceed one hundred fifty dollars multiplied by the number of tables on which the game of twenty-one is played for any purposes associated with the right to conduct all games of chance at that site."
- On page 4 of the engrossed bill, delete line 2
- On page 4 of the engrossed bill, line 3, delete the word "pools" and insert in lieu thereof the words "Games of chance" and after the word "conducted" insert the words "on premises licensed to sell alcoholic beverages"
- On page 4 of the engrossed bill, line 5, after the period insert the following: "Games of chance may not be conducted between the hours of one a.m. and eight a.m. The game of twenty-one may not be conducted after one a.m. on Sunday, except for premises authorized to dispense alcoholic beverages pursuant to section 5-02-05.1. A local governing body may, when issuing a class B permit, place additional restrictions on the hours and days when games of chance may be conducted."
- On page 5 of the engrossed bill, line 21, overstrike the words "or a class A misdemeanor"
- On page 7 of the engrossed bill, line 17, after the word "may" insert the words "include any property which may be legally owned and possessed, but may"
- On page 7 of the engrossed bill, line 18, after the period insert the following: "Cash prizes may be awarded in raffles conducted under this chapter provided the value of no single cash prize exceeds five hundred dollars, and provided further that no eligible organization may award cash prizes totaling more than

five hundred dollars in the aggregate during any day."

- On page 8 of the engrossed bill, line 7, remove the overstrike over the words "~~of five~~"
- On page 8 of the engrossed bill, line 8, remove the overstrike over the words "~~percent of~~" and delete the words "as provided in this section upon"
- On page 8 of the engrossed bill, line 16, delete the words "The tax is hereby"
- On page 8 of the engrossed bill, delete lines 17 through 34
- On page 9 of the engrossed bill, delete lines 1 and 2
- On page 9 of the engrossed bill, line 20, overstrike the words "two years thereafter" and insert immediately thereafter the words "for a period of time to be determined by the attorney general"
- On page 9 of the engrossed bill, line 24, after the word "The" insert the words "state treasurer, at the direction of the" and after the word "authority" insert an underscored comma
- On page 9 of the engrossed bill, line 25, after the word "counties" insert the words "two-fifths of the tax collected under section 53-06.1-12"
- On page 9 of the engrossed bill, line 28, delete the words "the following" and insert in lieu thereof an underscored period
- On page 9 of the engrossed bill, delete lines 29 through 35
- On page 10 of the engrossed bill, delete lines 1 through 6
- And renumber the lines, sections, and pages accordingly

For the Senate: Sens. Stenehjem, J. Meyer, Christensen

For the House: Reps. Nowatzki, E. Pomeroy, Kretschmar

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

#### MOTION

SEN. NOTHING MOVED that the Senate stand in recess until 4:00 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

## FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3099: A concurrent resolution urging members of the United States Congress to actively support and vote favorably on H.R. 1646, the Railroad Retirement Solvency Act of 1983. Was read the first time and referred to the Committee on Transportation.

HCR 3100: A concurrent resolution directing the Legislative Council to study the application of the corporate farming law to nonprofit corporations and trusts.

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

## SECOND READING OF A SENATE BILL

SB 2073: A BILL for an Act to create and enact two new sections to title 15 and a new section to chapter 15-10 of the North Dakota Century Code, relating to jurisdiction of the board of higher education, or in the alternative the board of postsecondary education, over junior colleges and off-campus educational centers; to amend and reenact sections 15-10-01, 15-18-03, 15-18-04.2, 15-18-05, 15-18-06, and 15-55-18 of the North Dakota Century Code, relating to the assumption by the state of jurisdiction by the board of higher education or in the alternative the board of postsecondary education over junior colleges and off-campus educational centers; to repeal sections 15-18-01, 15-18-02, 15-18-04, 15-18-04.1, 15-18-07, 15-18-08, 15-18-09, and 15-18-10 of the North Dakota Century Code, relating to the operation of junior colleges and off-campus educational centers; and to provide an effective date.

Which has been read and is being reconsidered.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 27 YEAS, 26 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Bakewell; Barth; Berube; Christensen; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Krauter; Kusler; Leibhan; Lips; Maixner; Meyer, J.; Olson; Redlin; Reiten; Satrom; Stenehjem; Stromme; Tallackson; Thane; Tweten; Walsh; Wenstrom; Wogsland

NAYS: Adams; David; Dotzenrod; Dykshoorn; Erickson; Goodman; Holmberg; Kilander; Lashkowitz; Lee; Lodoen; Matchie; Meyer, D.; Moore; Mutch; Naaden; Nelson; Nething; Parker; Peterson; Streibel; Tennefos; Todd; Vosper; Waldera; Wright

ABSENT AND NOT VOTING: None

SB 2073 passed and the title was agreed to.

SEN. OLSON MOVED that the vote by which SB 2073 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

\*\*\*\*\*

MESSAGE TO THE HOUSE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2073 and subsequently passed the same.

Very respectfully,  
LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

HB 1005: A BILL for an Act making an appropriation for defraying the expenses of the various institutions under the supervision of the board of higher education 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 44 YEAS, 9 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: David; Dykshoorn; Erickson; Lee; Moore; Parker; Todd; Vosper; Wright

ABSENT AND NOT VOTING: None

HB 1005 passed, the title was agreed to, and the emergency clause carried.

SEN. NETHING MOVED that the vote by which HB 1005 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

SEN. TENNEFOS MOVED that the conference committee report on SB 2007 as printed on pages 2307 and 2308 of the Senate Journal be adopted, which motion prevailed.

SEN. TENNEFOS MOVED that the rules be suspended, that SB 2007 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

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 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 2007 passed and the title was agreed to.

SEN. NETHING MOVED that the vote by which SB 2007 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

SEN. WENSTROM MOVED that the conference committee report on SB 2034 as printed on pages 2308 and 2309 of the Senate Journal be adopted, which motion prevailed.

SEN. WENSTROM MOVED that the rules be suspended, that SB 2034 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2034: A BILL for an Act making an appropriation for defraying the expenses of the bonding fund and the fire and tornado fund 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 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 2034 passed and the title was agreed to.

**SEN. NOTHING MOVED** that the vote by which SB 2034 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

#### REPORT OF CONFERENCE COMMITTEE

**SEN. WENSTROM MOVED** that the conference committee report on SB 2035 as printed on pages 2309 and 2310 of the Senate Journal be adopted, which motion prevailed.

**SEN. WENSTROM MOVED** that the rules be suspended, that SB 2035 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

**SB 2035:** A BILL for an Act making an appropriation for defraying the administrative expenses of the unsatisfied judgment fund 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 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

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

Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Tallackson

SB 2035 passed and the title was agreed to.

SEN. NETHING MOVED that the vote by which SB 2035 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

SEN. NELSON MOVED that the conference committee report on SB 2040 as printed on pages 2310 and 2311 of the Senate Journal be adopted, which motion prevailed.

SEN. NELSON MOVED that the rules be suspended, that SB 2040 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2040: A BILL for an Act making an appropriation for defraying the expenses of the game and fish department 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 46 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING.

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

NAYS: David; Meyer, D.; Meyer, J.; Moore

ABSENT AND NOT VOTING: Goodman; Heigaard; Tallackson

SB 2040 passed, the title was agreed to, and the emergency clause carried.

SEN. NOTHING MOVED that the vote by which SB 2040 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

SEN. HOLMBERG MOVED that the conference committee report on SB 2122 as printed on pages 2311 and 2312 of the Senate Journal be adopted, which motion prevailed.

SEN. HOLMBERG MOVED that the rules be suspended, that SB 2122 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2122: A BILL for an Act to amend and reenact section 28-32-05 of the North Dakota Century Code, relating to notice requirements for administrative agency 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, 2 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; 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; Waldera; Wenstrom; Wogsland; Wright

NAYS: Lashkowitz; Walsh

ABSENT AND NOT VOTING: Goodman; Naaden; Vosper

SB 2122 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2122 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

## REPORT OF CONFERENCE COMMITTEE

SEN. PARKER MOVED that the conference committee report on SB 2322 as printed on pages 2312 of the Senate Journal be adopted, which motion prevailed.

SEN. PARKER MOVED that the rules be suspended, that SB 2322 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF A SENATE BILL

SB 2322: A BILL for an Act to amend and reenact subsection 23 of section 20.1-01-02 and section 20.1-01-17 of the North Dakota Century Code, relating to the definition of established road or trail and hunting on private land.

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, 4 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Leibhan; Meyer, D.; Tallackson; Vosper

ABSENT AND NOT VOTING: Goodman

SB 2322 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2322 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

## REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2010 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1924 of the Senate Journal and that SB 2010 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "1,244,412" and insert in lieu thereof the numerals "1,267,736"

On page 1 of the engrossed bill, line 18, delete the words "general fund appropriation", and delete the numerals "1,680,833" and insert in lieu thereof the numerals "1,704,157"

On page 1 of the engrossed bill, after line 18, insert the following new lines:

"Less budget adjustment	34,083
Total general fund appropriation	\$1,670,074"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Radio Communications Department

The salaries and wages line item has a net increase of \$23,324 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$16,716 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$34,083 (two percent). The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$34,083 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Tweten, Tallackson, Fritzell

For the House: Reps. Opedahl, Lardy, Lipsiea

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

SEN. TWETEN MOVED that the rules be suspended, that SB 2010 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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; 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: Goodman

SB 2010 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2010 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2011 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on pages 1924 and 1925 of the Senate Journal and that SB 2011 be amended as follows:

On page 1 of the engrossed bill, line 18, delete the numerals "5,636,407" and insert in lieu thereof the numerals "5,744,679"

On page 1 of the engrossed bill, line 22, delete the words "all funds," and delete the numerals "10,705,959" and insert in lieu thereof the numerals "10,814,231"

On page 1 of the engrossed bill, after line 22, insert the following new line:

"Less budget adjustment 196,285"

On page 1 of the engrossed bill, line 23, delete the numerals "222,050" and insert in lieu thereof the numerals "217,609"

On page 1 of the engrossed bill, line 24, delete the numerals "10,483,909" and insert in lieu thereof the numerals "10,400,337"

On page 1 of the engrossed bill, line 27, delete the numerals "837,097" and insert in lieu thereof the numerals "850,348"

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

"Total	\$6,223,298
Less budget adjustment	_____110,306"

On page 2 of the engrossed bill, line 3, delete the numerals "6,210,047" and insert in lieu thereof the numerals "6,112,992"

On page 2 of the engrossed bill, line 4, delete the numerals "10,483,909" and insert in lieu thereof the numerals "10,400,337"

On page 2 of the engrossed bill, line 5, delete the numerals "6,432,097" and insert in lieu thereof the numerals "6,330,601"

On page 2 of the engrossed bill, line 6, delete the numerals "16,916,006" and insert in lieu thereof the numerals "16,730,938"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### State Penitentiary

The salaries and wages line item is increased by \$108,272 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$41,330 over the executive budget for health insurance premiums.

The total appropriation, after the above adjustment, is reduced by a budget adjustment of \$196,285 (two percent). Of this reduction, \$191,844 is from the general fund and \$4,441 is from other funds. The warden shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$196,285 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

##### Penitentiary Industries

The salaries and wages line item is increased by \$13,251 from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$1,696 over the executive budget for health insurance premiums.

The total appropriation, after the above adjustment, is reduced by a budget adjustment of \$110,306 (two percent). The warden shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$110,306 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Naaden, Thane, Stromme

For the House: Reps. Boyle, Mushik, Eagles

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

SEN. NAADEN MOVED that the rules be suspended, that SB 2011 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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

SEN. NETHING MOVED that the vote by which SB 2011 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2014 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1927 of the Senate Journal and that SB 2014 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "1,331,374" and insert in lieu thereof the numerals "1,362,216"

On page 1 of the engrossed bill, line 18, delete the numerals "2,170,558" and insert in lieu thereof the numerals "2,201,400"

On page 1 of the engrossed bill, after line 18, insert the following new line:

"Less budget adjustment 40,363"

On page 1 of the engrossed bill, line 19, delete the numerals "2,116,694" and insert in lieu thereof the numerals "2,078,025"

On page 1 of the engrossed bill, line 20, delete the numerals "53,864" and insert in lieu thereof the numerals "83,012"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Soldiers' Home

The salaries and wages line item has a net increase of \$30,842 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$12,986 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$40,363 (two percent), of which \$1,694 is from the general fund and \$38,669 is from other funds. The Commandant shall

take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$40,363 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Fritzell, Wenstrom, Grotberg  
For the House: Reps. Solberg, Horgan, O. Hanson

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

SEN. FRITZELL MOVED that the rules be suspended, that SB 2014 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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, 1 NAY, 1 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Barth

SB 2014 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2014 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

## REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2023 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1930 of the Senate Journal and that SB 2023 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "823,214" and insert in lieu thereof the numerals "839,867"

On page 1 of the engrossed bill, line 24, delete the numerals "7,812,565" and insert in lieu thereof the numerals "7,829,218"

On page 1 of the engrossed bill, after line 24, insert the following new line:

"Less budget adjustment 41,192"

On page 1 of the engrossed bill, line 26, delete the numerals "2,122,430" and insert in lieu thereof the numerals "2,097,891"

And renumber the lines accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

Adjutant General

The salaries and wages line item has a net increase of \$16,653 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$10,241 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$41,192 (two percent) from the general fund. The Adjutant General shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$41,192 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Tennefos, Fritzell, Heigaard

For the House: Reps. Lardy, Rayl, Hausauer

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

SEN. TENNEFOS MOVED that the rules be suspended, that SB 2023 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2023: A BILL for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota; and providing for an appropriation and transfer of funds from the Vietnam bonus sinking fund and national guard tuition 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, 2 NAYS, 0 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: None

SB 2023 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2023 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2024 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1930 of the Senate Journal and that SB 2024 be amended as follows:

On page 1 of the engrossed bill, line 15, delete the numerals "915,008" and insert in lieu thereof the numerals "936,476"

On page 1 of the engrossed bill, line 19, delete the numerals "1,406,204" and insert in lieu thereof the numerals "1,427,672"

On page 1 of the engrossed bill, after line 19, insert the following new line:

"Less budget adjustment 28,554"

On page 1 of the engrossed bill, line 20, delete the numerals "1,063,639" and insert in lieu thereof the numerals "1,057,387"

On page 1 of the engrossed bill, line 21, delete the numerals "342,565" and insert in lieu thereof the numerals "341,731"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Disaster Emergency Services

The salaries and wages line item has a net increase of \$21,468, of which \$6,140 is from the general fund and \$15,328 is from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$8,592 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$28,554 (two percent), of which \$6,974 is from the general fund and \$21,580 is from other funds. The administrator shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$28,554 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Tennefos, Fritzell, Heigaard

For the House: Reps. Horgan, Sanstead, O. Hanson

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

SEN. TENNEFOS MOVED that the rules be suspended, that SB 2024 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

SB 2024: A BILL for an Act making an appropriation for defraying the expenses of the division of disaster emergency services 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, 1 NAY, 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, 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: Meyer, D.

ABSENT AND NOT VOTING: None

SB 2024 passed and the title was agreed to.

SEN. NOTHING MOVED that the vote by which SB 2024 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: Your Conference Committee to which was referred SB 2030 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1931 of the Senate Journal and that SB 2030 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "1,390,256" and insert thereof the numerals "1,411,938"

On page 1 of the engrossed bill, line 17, delete the words "appropriation from lands and minerals", and delete the numerals "1,813,306" and insert in lieu thereof the numerals "1,834,988"

On page 1 of the engrossed bill, delete line 18 and insert in lieu thereof the following new lines:

"Less budget adjustment	_____ 36,700
Total appropriation from lands	\$1,798,288
and minerals trust fund"	

And renumber the lines accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Geological Survey has a net increase of \$21,682 from other funds. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$8,662 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$36,700 (two percent) from other funds. The State Geologist shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$36,700 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Fritzell, Wenstrom, Stromme

For the House: Reps. Lardy, Mushik, Hausauer

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

SEN. FRITZELL MOVED that the rules be suspended, that SB 2030 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF A SENATE BILL

SB 2030: A BILL for an Act making an appropriation for defraying the expenses of the geological survey 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 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 2030 passed and the title was agreed to.

SEN. NETHING MOVED that the vote by which SB 2030 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

\*\*\*\*\*

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

HB 1008, HB 1013, HB 1015, HB 1016, HB 1018, HB 1019,  
HB 1028

Very respectfully,  
CHARLES FLEMING, Chief Clerk

REPORTS OF CONFERENCE COMMITTEES

MR. PRESIDENT: Your Conference Committee to which was referred HB 1008 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1586 and 1587 of the Senate Journal and that HB 1008 be amended as follows:

On page 1 of the engrossed bill, line 13, delete the numerals "1,092,981" and insert in lieu thereof the numerals "1,089,983"

On page 1 of the engrossed bill, line 14, delete the numerals "337,130" and insert in lieu thereof the numerals "357,130"

On page 1 of the engrossed bill, line 16, delete the numerals "1,673,111" and insert in lieu thereof the numerals "1,690,113"

On page 1 of the engrossed bill, after line 16, insert the following new line:

"Less budget adjustment 33,802"

On page 1 of the engrossed bill, line 17, delete the numerals "938,301" and insert in lieu thereof the numerals "939,135"

On page 1 of the engrossed bill, line 18, delete the numerals "734,810" and insert in lieu thereof the numerals "717,176"

And renumber the lines accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Division of Independent Study has a net reduction of \$2,998 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$7,011 over the executive budget for health insurance premiums.

The operating expenses of the Division of Independent Study are increased by \$20,000 from other funds to cover direct costs occurring because of increased enrollments.

The appropriation is reduced by a budget adjustment of \$33,802 (two percent), of which \$14,636 is from the general fund and \$19,166 is from other funds. The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$33,802 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Tennesfos, Tweten, Walsh

For the House: Reprs. Rayl, Opedahl, Hausauer

HB 1008 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred HB 1013 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1589 and 1590 of the Senate Journal and that HB 1013 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "153,022" and insert in lieu thereof the numerals "152,294"

On page 1 of the engrossed bill, line 17, delete the numerals "383,837" and insert in lieu thereof the numerals "300,000"

On page 1 of the engrossed bill, line 19, delete the words "general fund appropriation", and delete the numerals "776,859" and insert in lieu thereof the numerals "692,294"

On page 1 of the engrossed bill, after line 19, insert the following new lines:

"Less budget adjustment 3,846

Total general fund appropriation

\$688,448"

And renumber the lines accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The salaries and wages line item of the Indian Affairs Commission has a net reduction of \$728 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$1,050 over the executive budget for health insurance premiums.

The Native American alcohol and drug abuse education line item of the Indian Affairs Commission is reduced by \$83,837 from the general fund to provide a \$300,000 level of funding for this program.

The appropriation is reduced by a budget adjustment of \$3,846 (two percent) from the general fund. The executive director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$3,846 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

**For the Senate:** Sens. Tennesfos, Tweten, Stromme

**For the House:** Reps. Lardy, Rayl, O. Hanson

HB 1013 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

**MR. PRESIDENT:** Your Conference Committee to which was referred HB 1015 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1775 and 1776 of the Senate Journal and that HB 1015 be amended as follows:

On page 1 of the engrossed bill; line 12, delete the numerals "1,547,994" and insert in lieu thereof the numerals "1,543,210"

On page 1 of the engrossed bill, line 16, delete the words "general fund appropriation" and delete the numerals "2,049,058" and insert in lieu thereof the numerals "2,044,274"

On page 1 of the engrossed bill, after line 16, insert the following new lines:

"Less budget adjustment

40,886

Total general fund appropriation \$2,003,388"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Laboratories Department

The salaries and wages line item has a net reduction of \$4,784 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$12,195 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$40,886 (two percent). The director shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$40,886 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Fritzell, Streibel, Stromme

For the House: Reps. Mushik, Rayl, Lipsiea

HB 1015 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred HB 1016 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1589 and 1590 of the Senate Journal and that HB 1016 be amended as follows:

On page 1 of the engrossed bill, line 13, delete the numerals "280,870" and insert in lieu thereof the numerals "298,308"

On page 1 of the engrossed bill, line 14, delete the numerals "92,980" and insert in lieu thereof the numerals "96,580"

On page 1 of the engrossed bill, after line 14, insert the following new line:

"Data processing 1,550"

On page 1 of the engrossed bill, line 15, delete the numerals "4,000" and insert in lieu thereof the numerals "14,350"

On page 1 of the engrossed bill, line 18, delete the numerals "3,872,850" and insert in lieu thereof the numerals "3,905,788"

On page 1 of the engrossed bill, after line 18, insert the following new line:

"Less budget adjustment 8,216"

On page 1 of the engrossed bill, line 19, delete the numerals "2,768,272" and insert in lieu thereof the numerals "2,772,073"

On page 1 of the engrossed bill, line 20, delete the numerals "1,104,578" and insert in lieu thereof the numerals "1,125,499"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Aeronautics Commission is increased by \$17,438, which includes a \$17,982 general fund increase and a \$544 decrease from other funds. This includes a reduction of \$762 which will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$2,579 over the executive budget for health insurance premiums. The increase to salaries and wages also includes an \$18,200 general fund increase for one clerk III for administering the aircraft excise tax provided by House Bill No. 1518.

The following additional increases are made to the Aeronautics Commission's appropriation to provide funds for administering the aircraft excise tax created by House Bill No. 1518:

- A \$3,600 general fund increase in operating expenses.
- A \$1,550 increase from other funds for data processing.
- A \$10,350 increase in equipment, which includes an \$8,450 increase from other funds for a microcomputer and printer and a \$1,900 general fund increase for other equipment.

The appropriation is reduced by a budget adjustment of \$8,216 (two percent), of which \$2,561 is from the general fund and \$5,655 is from other funds. The director shall

take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$8,216 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Fritzell, Streibel, Walsh  
 For the House: Reps. Sanstead, Erdman, Kuchera

HB 1016 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR PRESIDENT: Your Conference Committee to which was referred HB 1018 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1591 and 1592 of the Senate Journal and that HB 1018 be amended as follows:

On page 1 of the engrossed bill, line 13, delete the numerals "1,129,429" and insert in lieu thereof the numerals "1,123,686"

On page 1 of the engrossed bill, line 17, delete the words "general fund appropriation", and delete the numerals "1,380,794" and insert in lieu thereof the numerals "1,375,051"

On page 1 of the engrossed bill, after line 17, insert the following new lines:

"Less budget adjustment	_____ 27,501
Total general fund appropriation	\$1,347,550"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Department of Banking and Financial Institutions

The salaries and wages line item has a net reduction of \$5,743 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$7,802 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$27,501 (two percent). The Banking and Financial Institutions Commissioner shall take such administrative action as may be necessary to spend less than the total of

the line items in the appropriation to achieve the \$27,501 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

**For the Senate:** Sens. Naaden, Tennesfos, Tallackson (absent)

**For the House:** Reps. G. Martin, Lardy, Kingsbury (absent)

HB 1018 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

**MR. PRESIDENT:** Your Conference Committee to which was referred HB 1019 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1776 and 1777 of the Senate Journal and that HB 1019 be amended as follows:

On page 1 of the engrossed bill, line 12, delete the numerals "423,793" and insert in lieu thereof the numerals "421,287"

On page 1 of the engrossed bill, line 16, delete the words "general fund appropriation", and delete the numerals "481,783" and insert in lieu thereof the numerals "479,277"

On page 1 of the engrossed bill, after line 16, insert the following new lines:

"Less budget adjustment	<u>9,586</u>
Total general fund appropriation	\$469,691"

And renumber the lines accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The salaries and wages line item of the Securities Commissioner has a net reduction of \$2,506 from the general fund. This will allow funds for the state to provide a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages earned after July 1, 1984. It also provides \$659 over the executive budget for health insurance premiums.

The appropriation is reduced by a budget adjustment of \$9,586 (two percent) from the general fund. The commissioner shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$9,586 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Fritzell, Tweten, Walsh  
For the House: Reps. Horgan, Lardy, Lipsiea

HB 1019 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Conference Committee to which was referred HB 1028 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1593 and 1594 of the Senate Journal and that HB 1028 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the numerals "10,364,880" and insert in lieu thereof the numerals "10,371,527"

On page 1 of the engrossed bill, line 15, delete the numerals "2,374,113" and insert in lieu thereof the numerals "2,438,951"

On page 1 of the engrossed bill, line 19, delete the numerals "13,767,511" and insert in lieu thereof the numerals "13,838,996"

On page 1 of the engrossed bill, after line 19, insert the following new line:

"Less budget adjustment 275,980"

On page 1 of the engrossed bill, line 20, delete the numerals "4,367,674" and insert in lieu thereof the numerals "4,358,555"

On page 1 of the engrossed bill, line 21, delete the numerals "9,399,837" and insert in lieu thereof the numerals "9,204,461"

On page 2 of the engrossed bill, line 18, delete the numerals "4,045,212" and insert in lieu thereof the numerals "4,042,542"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Highway Patrol

The salaries and wages line item has a net increase of \$6,647, of which \$7,530 is a reduction from the general fund and \$14,177 is an increase from other funds. This will allow funds equivalent to the state's provision of a two percent contribution to retirement on wages earned after July 1, 1983, and an additional two percent contribution amounting to a full four percent on wages

earned after July 1, 1984. It also provides \$66,055 over the executive budget for health insurance premiums.

The operating expenses line item of the Highway Patrol is increased by \$64,838 from the State Highway Fund for Truck Regulatory positions which were transferred from the Highway Department. This amount was inadvertently omitted from both the Highway Patrol and Highway Department budgets.

The appropriation is reduced by a budget adjustment of \$275,980 (two percent), of which \$187,846 is from the general fund and \$88,134 is from other funds. The superintendent shall take such administrative action as may be necessary to spend less than the total of the line items in the appropriation to achieve the \$275,980 budget reduction. Line items other than salaries and wages, operating expenses, data processing, and equipment are not to be affected by the budget reduction.

For the Senate: Sens. Streibel, Tweten, Heigaard

For the House: Reps. Mushik, Solberg, Hausauer

HB 1028 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

#### 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 enrolled:

SB 2219, SB 2373

SEN. FRITZELL, Chairman

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

#### SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2219, SB 2373

LEO LEIDHOLM, Secretary

#### MESSAGE TO THE HOUSE SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SB 2219, SB 2373

Very respectfully,  
LEO LEIDHOLM, Secretary

## JOURNAL OF THE SENATE

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

SB 2092, SB 2173

Very respectfully,  
CHARLES FLEMING, Chief Clerk

MESSAGE TO THE SENATE  
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has not adopted the conference committee report on HB 1029, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate on:

HB 1029: Reps. Mushik, Solberg, Hausauer

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## MOTION

SEN. NETHING MOVED that the Senate adjourn and convene at 8:00 a.m., Wednesday, April 13, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary