

FRIDAY, FEBRUARY 15, 1985

921

JOURNAL OF THE HOUSE

Forty-ninth Legislative Assembly

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TWENTY-NINTH DAY

Bismarck, February 15, 1985

The House convened at 12:30 p.m., with Speaker R. Hausauer presiding.

The prayer was offered by Laurie Natwick, Christus Rex Lutheran Campus Center, Grand Forks, North Dakota.

ROLL CALL

The roll was called and all Representatives were present, except Representatives Frey, Gullickson, Halmrast, Myrdal, Nicholas, J. Peterson, Stofferahn, Strinden.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MR. SPEAKER: 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 906, delete lines 12 and 13

REP. KENT, Chairman

REP. MYRDAL MOVED that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

HB 1091, HB 1139, HCR 3002, HCR 3016, HMR B

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE  
SENATE CHAMBER

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

SB 2257, SB 2284, SB 2307, SB 2312, SB 2446, SB 2495,  
SCR 4034, SCR 4036, SCR 4038, SCR 4039, SCR 4041, SCR 4042,  
SCR 4045

LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1090, HB 1109, HB 1141, HB 1177, HB 1201, HB 1219,  
HCR 3013

LEO LEIDHOLM, Secretary

## REPORT OF PROCEDURAL COMMITTEE

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

HB 1506

REP. HEDSTROM, Chairman

REP. RIEHL MOVED that the report be adopted, which motion prevailed.

## COMMUNICATIONS

State of North Dakota  
EXECUTIVE OFFICE  
Bismarck

February 14, 1985

The Honorable Roy Hausauer  
Speaker of the House  
House Chambers  
State Capitol  
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This is to inform you that on January 30, 1985, I signed the following:

HB 1193.

On February 4, 1985, I signed the following:

HB 1060, HB 1138, HB 1176, HB 1190.

On February 6, 1985, I signed the following:

HB 1074, HB 1106, HB 1119.

On February 12, 1985, I signed the following:

HB 1105.

Sincerely,

GEORGE A. SINNER  
Governor

FRIDAY, FEBRUARY 15, 1985

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State of North Dakota  
EXECUTIVE OFFICE  
Bismarck

February 14, 1985

The Honorable Roy Hausauer  
Speaker of the House  
North Dakota House of Representatives  
State Capitol  
Bismarck, North Dakota 58505

Dear Mr. Speaker:

You all know as well as I how difficult the revenue situation in North Dakota has become. Since I gave my budget message, it appears my worst fears will be borne out.

As you know, I have already recommended agonizing cuts of \$73 million from former Governor Olson's proposed budget. If revenue projections continue to fall, we could even be faced with tax increases.

Because of that, I cannot entertain the idea of tax breaks to any sector of the economy unless it is justified beyond a shadow of a doubt.

As you know, large energy plants in North Dakota pay the coal conversion tax as a substitute for ad valorem tax paid by other property owners in our State. Under our property tax law, the applicable mill rate is applied to the equivalent of 5% of the true and full value of that property. The statewide mill rates average 240.3 mills, which yields an average property tax of approximately 1.2% of value. I have been informed by the Tax Department that the real property portion of large industrial facilities of this type averages approximately 50% of the total cost.

Applying the statewide average of 1.2% of value against half the value of the existing coal gasification plant yields a tax of over \$25 million per biennium. That is how they would be taxed if they were taxed as other property owners are taxed. Our revenue estimates under the current in lieu of property tax law indicate that that plant will pay only a total of \$18.7 million in tax during the next biennium.

Therefore, it is my judgement that the present law provides a very reasonable level of taxation on coal gasification plants when measured by the yardstick of the burden placed on the property owned by others in this state. Because that is true, I cannot justify a tax break that will certainly have, over time, a great impact on North Dakota revenues.

Finally, I believe it is also essential that you realize how strongly I am committed to a fair and balanced tax system. The existing tax appears to be eminently fair.

Therefore, I veto HB 1061.

Sincerely,

GEORGE A. SINNER  
Governor

#### MOTION

REP. STRINDEN MOVED that HB 1061 be placed on the calendar Tuesday, February 19, 1985, for the purpose of its reconsideration as a vetoed measure pursuant to article V, section 9 of the Constitution of the State of North Dakota, which motion prevailed.

#### REPORT OF PROCEDURAL COMMITTEE

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

HB 1072, HB 1082, HB 1088, HB 1258, HB 1358, HB 1375,  
HB 1378, HB 1387, HB 1391, HB 1413, HB 1422, HB 1434,  
HB 1435, HB 1513, HB 1541, HB 1617, HCR 3021

REP. HEDSTROM, Chairman

REP. RIEHL MOVED that the report be adopted, which motion prevailed.

#### MESSAGE TO THE SENATE HOUSE CHAMBER

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

HB 1091, HB 1139, HCR 3002, HCR 3016

ROY GILBREATH, Chief Clerk

#### MOTIONS

REP. KRETSCHMAR MOVED that HB 1281 be laid over one legislative day, which motion prevailed.

REP. KLOUBEC MOVED that HB 1294 be returned to the House floor from the Committee on Industry, Business and Labor, which motion prevailed.

#### REQUEST

REP. MARTINSON REQUESTED the unanimous consent of the House to withdraw HB 1294. There being no objection, it was so ordered by the Speaker.

## SIXTH ORDER OF BUSINESS

REP. KNUDSON MOVED that the amendments to HB 1048 as recommended by the Committee on Education as printed on pages 904-906 of the House Journal be adopted, and when so adopted, recommends that HB 1048 DO PASS, and be rereferred to the Committee on Appropriations.

## REQUEST

REP. UNHJEM REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to HB 1048, which request was granted.

## ROLL CALL

The question being on the motion to adopt the amendments to HB 1048, the roll was called and there were 49 YEAS, 53 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, G.; Brokaw; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Graba; Hanson, O.; Hill; Hoffner; Hughes; Keller; Kelly; Kloubec; Klundt; Koland; Larson; Laughlin; Linderman; Lindgren; Lloyd; Melby; Mertens; Murphy; Nowatzki; Olsen, D.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Schneider; Shockman; Skjerven; Solberg, O.; Solberg, R.; Starke; Stofferahn; Timm; Tollefson; Ulmer; Unhjem; Watne; Whalen

NAYS: Anderson, C.; Belter; Berg, R.; Cleveland; Conny; Dalrymple; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Kent; Kingsbury; Knudson; Kretschmar; Kuchera; Lang; Lautenschlager; Lipsiea; Martin; Martinson; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Oban; O'Connell; Olson, A.; Olson, V.; Riley; Rydell; Sauter; Schindler; Schmidt; Shaw; Shide; Smette; Strinden; Thompson; Vander Vorst; Wald; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Peterson, J.

The motion to adopt the amendments to HB 1048 failed to pass.

## MOTION

REP. STRINDEN MOVED that HB 1048 be rereferred to the Committee on Appropriations.

THE SPEAKER ANNOUNCED that HB 1048 was rereferred to the Committee on Appropriations.

## SIXTH ORDER OF BUSINESS

REP. KLOUBEC MOVED that the amendments to HB 1287 as recommended by the Committee on Industry, Business and Labor as

printed on page 907 of the House Journal be adopted, and when so adopted, recommends that HB 1287 DO PASS, which motion prevailed.

HB 1287 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. CONMY MOVED that the amendments to HB 1296 as recommended by the Committee on Judiciary as printed on pages 907-908 of the House Journal be adopted, and when so adopted, recommends that HB 1296 DO PASS, which motion prevailed.

HB 1296 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. KLOUBEC MOVED that the amendments to HB 1390 as recommended by the Committee on Industry, Business and Labor as printed on pages 909-910 of the House Journal be adopted, and when so adopted, recommends that HB 1390 DO PASS, which motion prevailed.

HB 1390 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. CONMY MOVED that the amendments to HB 1496 as recommended by the Committee on Judiciary as printed on page 910 of the House Journal be adopted, and when so adopted, recommends that HB 1496 DO PASS, which motion prevailed.

HB 1496 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. MARTINSON MOVED that the amendments to HB 1520 as recommended by the Committee on State and Federal Government as printed on page 911 of the House Journal be adopted, and when so adopted, recommends that HB 1520 DO NOT PASS, which motion prevailed.

HB 1520 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. MARTINSON MOVED that the amendments to HB 1533 as recommended by the Committee on State and Federal Government as printed on page 912 of the House Journal be adopted, and when so adopted, recommends that HB 1533 DO PASS, which motion prevailed.

HB 1533 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. HAUGLAND MOVED that the amendments to HB 1550 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 912-914 of the House Journal be adopted, and when so adopted, recommends that HB 1550 DO NOT PASS, which motion prevailed.

HB 1550 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. KLOUBEC MOVED that the amendments to HB 1595 as recommended by the Committee on Industry, Business and Labor as printed on page 915 of the House Journal be adopted, and when so adopted, recommends that HB 1595 DO PASS, which motion prevailed.

HB 1595 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. A. HAUSAUER MOVED that the amendments to HB 1600 as recommended by the Committee on Finance and Taxation as printed on pages 915-916 of the House Journal be adopted, and when so adopted, recommends that HB 1600 DO PASS, which motion prevailed.

HB 1600 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### SECOND READING OF HOUSE BILLS

HB 1466: A BILL for an Act to create and enact a new subsection to section 57-51.1-01 of the North Dakota Century Code, relating to the definition of drilling fluid materials for purposes of the oil extraction tax; and to amend and reenact section 57-51.1-03 of the North Dakota Century Code, to provide an exemption from the oil extraction tax for drilling activity using drilling fluids material manufactured or processed from agricultural products produced and processed in North Dakota.

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 32 YEAS, 69 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Berg, R.; Dotzenrod; Enget; Gertholz; Gunsch; Hanson, O.; Hedstrom; Kingsbury; Kretschmar; Kuchera; Lang; Laughlin; Lautenschlager; Martinson; Melby; Nicholas; Nowatzki; O'Connell; Olson, V.; Opedahl; Retzer; Rice; Rydell; Schindler; Solberg, O.; Solberg, R.; Stofferahn; Unhjem; Vander Vorst; Watne; Williams, A.

NAYS: Anderson, R.; Belter; Berg, G.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Eckroth; Gates; Goetz; Graba; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kloubec; Klundt; Knudson; Koland; Larson; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Pederson, R.; Richard; Riehl; Riley; Sauter; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven;

Smette; Starke; Thompson; Timm; Tollefson; Ulmer; Wald;  
Wentz; Whalen; Williams, C.; Williams, W.; Winkelman;  
Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast;  
Peterson, J.; Strinden

HB 1466 was declared lost.

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HB 1468: A BILL for an Act to amend and reenact subdivision c of subsection 3 of section 53-06.1-03 of the North Dakota Century Code, relating to rent payment limitations for the privilege of conducting games of chance.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 97 YEAS, 4 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conny; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Kingsbury; Pederson, R.; Retzer; Schindler

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast;  
Peterson, J.; Strinden

HB 1468 passed and the title was agreed to.

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#### MOTION

REP. LINDGREN MOVED that the House reconsider its action whereby HB 1601 was passed, which motion prevailed on a verification vote.

## SECOND READING OF HOUSE BILLS

HB 1601: A BILL for an Act to amend and reenact sections 15-38-17, 20.1-02-23, 55-01-01, and 55-08-02.1 of the North Dakota Century Code, relating to the addition of an Indian representative to the teachers' professional practices commission, the game and fish advisory board, the state historical board, and the outdoor recreation interagency council.

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 49 YEAS, 50 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Berg, G.; Berg, R.; Brokaw; DeMers; Dotzenrod; Enget; Gerntholz; Haugland; Hedstrom; Hill; Hoffner; Keller; Kelly; Klundt; Lang; Laughlin; Lautenschlager; Martinson; Mertens; Meyer; Murphy; Myrdal; Nalewaja; Nowatzki; Oban; O'Connell; Olson, A.; O'Shea; Richard; Riehl; Riley; Sauter; Schneider; Shaw; Shockman; Smette; Solberg, O.; Solberg, R.; Starke; Ulmer; Unhjem; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

NAYS: Belter; Cleveland; Conmy; Dalrymple; Dorso; Gates; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Hausauer, A.; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Larson; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Melby; Moore; Nicholas; Olsen, D.; Olson, V.; Opedahl; Payne; Pederson, R.; Retzer; Rice; Rydell; Schindler; Schmidt; Shide; Skjerven; Stofferahn; Thompson; Timm; Tollefson; Vander Vorst; Wald; Watne; Whalen; Wold

ABSENT AND NOT VOTING: Eckroth; Frey; Gullickson; Halmrast; Kuchera; Peterson, J.; Strinden

HB 1601 was declared lost.

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HB 1471: A BILL for an Act to amend and reenact section 47-16-39.1 of the North Dakota Century Code, relating to the failure of an oil and gas operator to pay oil or gas royalties.

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 67 YEAS, 33 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, R.; Brokaw; Cleveland; Conmy; DeMers; Dotzenrod; Eckroth; Enget; Goetz; Graba; Gunsch; Hanson, L.; Hanson, O.; Hill; Hoffner; Hughes; Keller; Kent; Kingsbury; Klundt; Knudson; Lang; Laughlin; Linderman; Lindgren; Lloyd; Martin; Melby; Mertens; Meyer; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Pederson, R.; Retzer; Rice; Richard; Riehl; Sauter; Schindler; Schmidt; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Tollefson; Ulmer; Wald; Watne; Whalen; Williams, A.; Williams, C.; Williams, W.

NAYS: Dalrymple; Dorso; Gates; Gerntholz; Hamerlik; Haugland; Hedstrom; Kelly; Kloubec; Koland; Kretschmar; Kuchera; Larson; Lautenschlager; Lipsiea; Martinson; Moore; Olsen, D.; Olson, A.; Olson, V.; Payne; Riley; Rydell; Schneider; Shide; Strinden; Timm; Unhjem; Vander Vorst; Wentz; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Berg, G.; Frey; Gullickson; Halmrast; Hausauer, A.; Peterson, J.

HB 1471 passed and the title was agreed to.

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HB 1507: A BILL for an Act to amend and reenact sections 26.1-05-05 and 26.1-05-31 of the North Dakota Century Code, relating to the qualifications of directors of insurance companies and deleting the requirement of stock ownership and to salaries, expenses, and pensions of officers and agents of domestic insurance companies.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 90 YEAS, 11 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Lipsiea; Martin; Martinson; Melby;

Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Rydell; Schindler; Schmidt; Schneider; Shaw; Shide; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Winkelman; Wold; Speaker Hausauer, R.

**NAYS:** Enget; Hanson, L.; Hoffner; Laughlin; Lloyd; Oban; O'Shea; Richard; Sauter; Stofferahn; Williams, W.

**ABSENT AND NOT VOTING:** Frey; Gullickson; Halmrast; Peterson, J.; Shockman

HB 1507 passed and the title was agreed to.

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**HB 1597:** A BILL for an Act to amend and reenact section 53-06.1-12.1 of the North Dakota Century Code, relating to the allocation of games of chance tax.

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 12 YEAS, 85 NAYS, 9 ABSENT AND NOT VOTING.

**YEAS:** Cleveland; Conmy; Gates; Hoffner; Kelly; Oban; Olsen, D.; Payne; Retzer; Riley; Rydell; Wold

**NAYS:** Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gertholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Keller; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olson, V.; Opedahl; O'Shea; Pederson, R.; Rice; Riehl; Sauter; Schindler; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast;  
Martin; Olson, A.; Peterson, J.; Richard; Schmidt;  
Strinden

HB 1597 was declared lost.

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HB 1608: A BILL for an Act to create and enact a new subdivision to subsection 18 of section 52-01-01 of the North Dakota Century Code, relating to optional exclusion from unemployment compensation coverage.

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 9 YEAS, 90 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Conmy; Dorso; Dotzenrod; Kingsbury; Laughlin;  
Retzer; Schneider; Unhjem; Wald

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.;  
Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers;  
Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch;  
Hamerlik; Hanson, L.; Hanson, O.; Haugland;  
Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller;  
Kelly; Kent; Kloubec; Klundt; Knudson; Koland;  
Kretschmar; Kuchera; Lang; Larson; Lautenschlager;  
Linderman; Lindgren; Lipsiea; Lloyd; Martinson; Melby;  
Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja;  
Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.;  
Olson, A.; Olson, V.; Opedahl; O'Shea; Payne;  
Pederson, R.; Rice; Richard; Riehl; Riley; Rydell;  
Sauter; Schindler; Shaw; Shide; Shockman; Skjerven;  
Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn;  
Strinden; Thompson; Timm; Tollefson; Ulmer;  
Vander Vorst; Watne; Wentz; Whalen; Williams, A.;  
Williams, C.; Williams, W.; Winkelman;  
Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast;  
Martin; Peterson, J.; Schmidt; Wold

HB 1608 was declared lost.

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HB 1612: A BILL for an Act to create and enact a new section to chapter 35-03 of the North Dakota Century Code, relating to the prepayment of real estate mortgage loans; and to amend and reenact section 7-04-17 of the North Dakota Century Code, relating to the repayment of loans.

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 7 YEAS, 93 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Cleveland; Conmy; Dalrymple; Dotzenrod; Kuchera; Lipsiea; O'Shea

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; DeMers; Dorso; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Peterson, J.; Unhjem; Wold

HB 1612 was declared lost.

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#### MOTIONS

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1643, which motion prevailed.

REP. STRINDEN MOVED that HB 1643 be laid over until Monday, February 18, 1985, which motion prevailed.

#### SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3042: A concurrent resolution directing the Legislative Council to study how the responsibilities of county superintendents of schools might be transferred to other county and state officials and to provide for the elimination of the office of county superintendent of schools.

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

## ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 29 YEAS, 69 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, G.; Berg, R.; DeMers; Graba; Hamerlik; Hughes; Kelly; Koland; Kretschmar; Laughlin; Meyer; Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell; O'Shea; Riehl; Sauter; Schmidt; Schneider; Shide; Starke; Strinden; Timm; Vander Vorst; Watne; Wold

NAYS: Anderson, C.; Anderson, R.; Brokaw; Cleveland; Conny; Dalrymple; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Keller; Kent; Kingsbury; Kloubec; Klundt; Knudson; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martinson; Mertens; Moore; Myrdal; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Rice; Richard; Riley; Rydell; Schindler; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Stofferahn; Thompson; Tollefson; Ulmer; Unhjem; Wald; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Martin; Melby; Peterson, J.; Retzer; Whalen

HCR 3042 was declared lost.

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HCR 3048: A concurrent resolution urging Congress and the Federal Farm Credit System to distribute mineral interest income through reduced interest rates for the Federal Land Bank members in the state where the minerals are located.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3048 was declared adopted on a voice vote.

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HCR 3049: A concurrent resolution requesting the development and promotion of a North Dakota Product Label by the Department of Agriculture, and requesting use of the slogan "Buy North Dakota Products" on all literature and items printed with state funds.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3049 was declared adopted on a voice vote.

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#### SECOND READING OF HOUSE BILLS

HB 1030: A BILL for an Act to create a salary market adjustment committee to review and attempt to remedy state employment problems related to salaries; and to provide an appropriation.

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

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 2 YEAS, 96 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Hamerlik; Nalewaja

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nicholas; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Retzer; Rice; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Hanson, O.; Nowatzki; Pederson, R.; Peterson, J.; Richard

HB 1030 was declared lost.

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HB 1039: A BILL for an Act to establish a network of technical assistance centers to provide educational services to schools; and to provide an appropriation.

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 5 YEAS, 93 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Gates; Hausauer, A.; Klundt; Martinson; Rydell

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Kuchera; Nicholas; Nowatzki; Peterson, J.; Richard

HB 1039 was declared lost.

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HB 1041: A BILL for an Act to create a North Dakota administrators' academy, establish a board of directors, provide for the powers and duties of the board of directors; and to provide an appropriation.

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 1 YEA, 100 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Klundt

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore;

Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Peterson, J.; Richard

HB 1041 was declared lost.

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HB 1072: A BILL for an Act to amend and reenact sections 6-08-16 and 6-08-16.2 of the North Dakota Century Code, relating to issuing checks with insufficient funds or without an account; and to declare an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 98 YEAS, 2 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Conmy; Shockman

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast; Murphy; Peterson, J.; Richard

HB 1072 passed, the title was agreed to, and the emergency clause was declared carried.

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#### MOTION

REP. MOORE MOVED that the House waive the reading of the title to HB 1082, which motion prevailed.

HB 1082: A BILL for an Act to provide for a comprehensive revision of the law relating to the land use and planning regulatory authority of counties, cities, and townships; to amend and reenact subsection 2 of section 2-04-05, sections 12.1-27.1-12, 24-07-03, subsection 2 of section 25-16-14, subsection 1 of section 38-08.1-04.1, sections 40-51.2-04, 54-21.2-04, 54-21.3-05, subsection 14 of section 57-15-10, and subsection 18 of section 61-16.1-09 of the North Dakota Century Code, relating to references to planning and zoning laws; to repeal chapters 11-33, 11-33.2, 11-35, 40-47, 40-48, and 40-50 and sections 58-03-11, 58-03-12, 58-03-13, 58-03-14, and 58-03-15 of the North Dakota Century Code, relating to county, city, and township zoning and planning, subdivision regulations, regional planning and zoning, and platting of townsites; and to provide for continued effect of former zoning statutes.

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 2 YEAS, 96 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Murphy; Olsen, D.

NAYS: Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin; Martinson; Melby; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Anderson, C.; Frey; Gullickson;  
Halmrast; Lindgren; Mertens; Peterson, J.; Richard

HB 1082 was declared lost.

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HB 1088: A BILL for an Act to amend and reenact section 57-51.1-07 of the North Dakota Century Code, relating to the allocations of moneys in the oil extraction tax development 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 99 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipslea; Lloyd; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Frey; Gullickson; Halmrast;  
Mertens; Peterson, J.; Richard; Unhjem

HB 1088 passed and the title was agreed to.

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#### MOTION

REP. KRETSCHMAR MOVED that HB 150 $\frac{1}{2}$  be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1504: A BILL for an Act to amend and reenact section 6-03-11 of the North Dakota Century Code, relating to consolidation of banking institutions and main banking houses.

Which has been read.

## MOTION

REP. HAMERLIK MOVED the previous question, which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 38 YEAS, 63 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Berg, R.; Cleveland; Conmy; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Hamerlik; Hanson, L.; Haugland; Hughes; Kingsbury; Kloubec; Koland; Kuchera; Larson; Lautenschlager; Martinson; Moore; Myrdal; Olson, A.; Payne; Rice; Riley; Rydell; Shide; Skjerven; Strinden; Timm; Tollefson; Unhjem; Wentz; Williams, A.; Williams, C.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Brokaw; Dalrymple; DeMers; Eckroth; Enget; Graba; Gunsch; Hanson, O.; Hedstrom; Hill; Hoffner; Keller; Kelly; Kent; Klundt; Knudson; Kretschmar; Lang; Laughlin; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Melby; Mertens; Meyer; Murphy; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, V.; Opedahl; O'Shea; Pederson, R.; Retzer; Richard; Riehl; Sauter; Schindler; Schmidt; Schneider; Shaw; Shockman; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Ulmer; Vander Vorst; Wald; Watne; Whalen; Williams, W.

ABSENT AND NOT VOTING: Frey; Cullickson; Halmrast; Hausauer, A.; Peterson, J.

HB 1504 was declared lost.

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## MOTION

REP. STRINDEN MOVED that the House stand in recess for fifteen minutes, which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker R. Hausauer presiding.

## POINT OF PERSONAL PRIVILEGE

REP. GOETZ: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

I voted "aye" on HB 1504 and intended to vote "nay".

## SECOND READING OF HOUSE BILLS

HB 1130: A BILL for an Act making an appropriation to the public employees retirement system for the purpose of defraying judges' retirement benefit costs.

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 10 YEAS, 84 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: DeMers; Graba; Hausauer, A.; Kelly; Kretschmar; Martinson; O'Connell; Rydell; Schneider; Wentz

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hedstrom; Hill; Hoffner; Keller; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Rice; Richard; Riehl; Riley; Sauter; Schindler; Schmidt; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Williams, A.; Williams, W.; Winkelman; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Dorso; Frey; Gullickson; Halmrast; Hughes; Mertens; Peterson, J.; Retzer; Strinden; Whalen; Williams, C.; Wold

HB 1130 was declared lost.

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HB 1258: A BILL for an Act to create and enact a new section to chapter 39-05 of the North Dakota Century Code, relating to title registration for farm tractors and implements of husbandry; and to amend and reenact section 39-05-02.2, subsection 1 of section 41-09-40, and subsection 1 of section 57-40.3-01 of the North Dakota Century Code, relating to title registration for farm tractors and implements of husbandry.

Which has been read.

MOTION

REP. HAMERLIK MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 48 YEAS, 49 NAYS, 9 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, R.; Cleveland; Conmy; Dalrymple; DeMers; Enget; Gates; Goetz; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hughes; Kelly; Kloubec; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lindgren; Lloyd; Martinson; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olson, V.; Rice; Riley; Rydell; Sauter; Schneider; Shide; Solberg, R.; Stofferahn; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, R.; Berg, G.; Brokaw; Dotzenrod; Eckroth; Gerntholz; Graba; Gunsch; Hanson, O.; Hedstrom; Hill; Hoffner; Keller; Kent; Kingsbury; Klundt; Knudson; Lautenschlager; Linderman; Lipsiea; Martin; Melby; Meyer; Murphy; Oban; Olsen, D.; Olson, A.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Richard; Riehl; Schindler; Schmidt; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Starke; Thompson; Ulmer; Watne; Wentz; Whalen; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Anderson, C.; Dorso; Frey; Gullickson; Halmrast; Mertens; Peterson, J.; Strinden; Williams, C.

HB 1258 was declared lost.

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HB 1270: A BILL for an Act to create and enact a new section to chapter 40-38 of the North Dakota Century Code, relating to records maintained by public libraries.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 94 YEAS, 1 NAY, 11 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller;

Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Kuchera

ABSENT AND NOT VOTING: Anderson, C.; Dorso; Frey; Gullickson; Halmrast; Kelly; Mertens; Peterson, J.; Strinden; Wald; Williams, C.

HB 1270 passed and the title was agreed to.

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HB 1309: A BILL for an Act to create and enact a new section to chapter 15-38.1 and a new section to chapter 34-11 of the North Dakota Century Code, relating to representation of teachers and public employees in collective bargaining.

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 17 YEAS, 78 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Belter; Enget; Gunsch; Hanson, O.; Hughes; Koland; Lindgren; Lipsiea; Melby; Murphy; Olsen, D.; Olson, A.; Schmidt; Shide; Thompson; Whalen

NAYS: Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dotzenrod; Eckroth; Gates; Gerntholz; Goetz; Graba; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Keller; Kelly; Kent; Kloubec; Klundt; Knudson; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lloyd; Martin; Martinson; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schneider; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Timm; Tollefson; Ulmer; Unhjem;

Vander Vorst; Wald; Watne; Wentz; Williams, A.;  
Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

**ABSENT AND NOT VOTING:** Anderson, C.; Dorso; Frey;  
Gullickson; Halmrast; Kingsbury; Mertens; Meyer;  
Peterson, J.; Strinden; Williams, C.

HB 1309 was declared lost.

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**HB 1317:** A BILL for an Act to amend and reenact sections 49-18-14, 49-18-15, and 49-18-23 of the North Dakota Century Code, relating to motor carrier permits.

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

#### CONFLICT OF INTEREST

REP. TIMM STATED that he had a conflict of interest on HB 1317.

The question being on whether or not Rep. Timm could vote on HB 1317, which request was granted on a voice vote, pursuant to Rule 318 and 319 of the House Rules.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 39 YEAS, 54 NAYS, 13 ABSENT AND NOT VOTING.

**YEAS:** Berg, G.; Conmy; Dotzenrod; Eckroth; Enget;  
Gerntholz; Gunsch; Hamerlik; Hanson, O.; Hedstrom;  
Kent; Kingsbury; Knudson; Lang; Laughlin;  
Lautenschlager; Linderman; Lipsiea; Martin; Melby;  
Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.;  
Olson, V.; O'Shea; Pederson, R.; Schindler; Shide;  
Skjerven; Smette; Thompson; Vander Vorst; Wald; Wentz;  
Whalen; Williams, A.; Williams, W.

**NAYS:** Anderson, R.; Belter; Berg, R.; Brokaw; Cleveland;  
Dalrymple; DeMers; Gates; Graba; Hanson, L.; Haugland;  
Hill; Hoffner; Hughes; Keller; Kelly; Kloubec; Klundt;  
Koland; Kretschmar; Kuchera; Larson; Lindgren; Lloyd;  
Martinson; Meyer; Moore; Murphy; Myrdal; Oban;  
Olson, A.; Opedahl; Payne; Retzer; Rice; Richard;  
Riehl; Riley; Rydell; Sauter; Schmidt; Schneider; Shaw;  
Shockman; Solberg, O.; Solberg, R.; Starke; Stofferahn;  
Timm; Ulmer; Watne; Winkelman; Wold;  
Speaker Hausauer, R.

**ABSENT AND NOT VOTING:** Anderson, C.; Dorso; Frey; Goetz;  
Gullickson; Halmrast; Hausauer, A.; Mertens;  
Peterson, J.; Strinden; Tollefson; Unhjem; Williams, C.

HB 1317 was declared lost.

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## APPOINTMENT OF ACTING SPEAKER

SPEAKER R. HAUSAUER APPOINTED REP. CONMY as Acting Speaker.

## SECOND READING OF HOUSE BILL

HB 1325: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to tuition waivers for American Indian students.

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 29 YEAS, 63 NAYS, 14 ABSENT AND NOT VOTING.

YEAS: Brokaw; Dotzenrod; Enget; Graba; Hoffner; Kelly; Klundt; Kretschmar; Laughlin; Lloyd; Nalewaja; Oban; O'Connell; O'Shea; Richard; Riehl; Rydell; Sauter; Shockman; Solberg, O.; Solberg, R.; Starke; Stofferahn; Tollefson; Ulmer; Vander Vorst; Watne; Williams, W.; Winkelman

NAYS: Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; DeMers; Eckroth; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koland; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Lipsiea; Martin; Martinson; Melby; Mertens; Moore; Myrdal; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Payne; Pederson, R.; Retzer; Rice; Riley; Schindler; Schmidt; Schneider; Shaw; Shide; Skjerven; Smette; Thompson; Timm; Wald; Wentz; Williams, A.; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Anderson, C.; Dorso; Frey; Gullickson; Halmrast; Meyer; Murphy; Opedahl; Peterson, J.; Strinden; Unhjem; Whalen; Williams, C.; Speaker Hausauer, R.

HB 1325 was declared lost.

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## MOTIONS

REP. MARTINSON MOVED that HB 1358 be laid over one legislative day, which motion prevailed.

REP. MOORE MOVED that HB 1375 be laid over one legislative day, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1326: A BILL for an Act to amend and reenact section 15-40.2-05 of the North Dakota Century Code, relating to the payment of student tuition by school districts.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 90 YEAS, 4 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

NAYS: Brokaw; Enget; Graba; Klundt

ABSENT AND NOT VOTING: Anderson, C.; Dorso; Frey; Gullickson; Halmrast; Kuchera; Opedahl; Peterson, J.; Strinden; Unhjem; Williams, C.; Speaker Hausauer, R.

HB 1326 passed and the title was agreed to.

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HB 1329: A BILL for an Act making an appropriation to the state laboratories department for laboratory expenses of honeybee tracheal mite monitoring; and declaring an emergency.

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 5 YEAS, 90 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, R.; Hamerlik; Olson, A.; Schmidt

NAYS: Anderson, R.; Berg, G.; Brokaw; Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth; Enget; Gates;

Gerntholz; Goetz; Graba; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, V.; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Anderson, C.; Dorso; Frey; Gullickson; Halmrast; Kuchera; Opedahl; Peterson, J.; Strinden; Williams, C.; Speaker Hausauer, R.

HB 1329 was declared lost.

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HB 1377: A BILL for an Act to amend and reenact section 43-31-03 of the North Dakota Century Code, relating to detection of deception examiners.

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

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 95 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne;

Wentz; Whalen; Williams, A.; Williams, W.; Winkelman;  
Wold; Acting Speaker Conmy

**ABSENT AND NOT VOTING:** Anderson, C.; Dorso; Frey;  
Gullickson; Halmrast; Opedahl; Peterson, J.;  
Strinden; Williams, C.; Speaker Hausauer, R.

HB 1377 was declared lost.

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**HB 1378:** A BILL for an Act to create and enact seven new sections to chapter 51-07 and a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to the duty of a manufacturer to repair a new motor vehicle under warranty or to refund the purchase price or replace the vehicle under certain circumstances; 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 92 YEAS, 3 NAYS, 11 ABSENT AND NOT VOTING.

**YEAS:** Anderson, R.; Belter; Berg, G.; Berg, R.;  
Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth;  
Enget; Gates; Gerntholz; Goetz; Graba; Gunsch;  
Hamerlik; Hanson, L.; Hanson, O.; Haugland;  
Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller;  
Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson;  
Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin;  
Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd;  
Martin; Martinson; Melby; Mertens; Meyer; Moore;  
Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban;  
O'Connell; Olsen, D.; Olson, A.; Olson, V.; O'Shea;  
Payne; Pederson, R.; Retzer; Rice; Richard; Riehl;  
Riley; Rydell; Sauter; Schindler; Schmidt; Schneider;  
Shaw; Shide; Shockman; Smette; Solberg, R.; Starke;  
Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst;  
Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.;  
Winkelman; Wold; Acting Speaker Conmy

**NAYS:** Brokaw; Skjerven; Solberg, O.

**ABSENT AND NOT VOTING:** Anderson, C.; Dorso; Frey;  
Gullickson; Halmrast; Opedahl; Peterson, J.;  
Stofferahn; Strinden; Williams, C.;  
Speaker Hausauer, R.

HB 1378 passed and the title was agreed to.

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## MOTION

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1387, which motion prevailed.

HB 1387: A BILL for an Act to create and enact a new section to chapter 26-03 of the North Dakota Century Code, or in the alternative to create and enact a new subdivision to subsection 1 of section 26.1-36-04 and a new subsection to section 26.1-36-05 of the North Dakota Century Code as created by Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, a new section to chapter 26.1-17, and a new subsection to section 26.1-18-12 of the North Dakota Century Code, relating to benefits for services performed by registered nurses.

Which has been read.

## MOTION

REP. R. BERG MOVED the previous question, which motion failed.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 67 YEAS, 27 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, G.; Brokaw; Cleveland; Dalrymple; DeMers; Eckroth; Enget; Gates; Gerntholz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hoffner; Kelly; Klundt; Knudson; Kretschmar; Lang; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Mertens; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Pederson, R.; Retzer; Richard; Riehl; Riley; Sauter; Schindler; Schneider; Shaw; Shide; Smette; Solberg, R.; Starke; Stofferahn; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Williams, A.; Williams, W.; Winkelman

NAYS: Anderson, R.; Dotzenrod; Goetz; Hedstrom; Hughes; Keller; Kent; Kingsbury; Kloubec; Koland; Kuchera; Larson; Melby; Olsen, D.; Payne; Rice; Rydell; Schmidt; Shockman; Skjerven; Solberg, O.; Thompson; Timm; Unhjem; Whalen; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Anderson, C.; Berg, R.; Dorso; Frey; Gullickson; Halmrast; Hausauer, A.; Meyer; Peterson, J.; Strinden; Williams, C.; Speaker Hausauer, R.

HB 1387 passed and the title was agreed to.

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## MOTION

REP. KRETSCHMAR MOVED that HB 1391 be laid over one legislative day, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1413: A BILL for an Act to amend and reenact sections 4-02-03, 4-02-04, and subsection 2 of section 57-15-06.8 of the North Dakota Century Code, relating to county fair mill levies.

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 90 YEAS, 5 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, G.; Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Moore; Myrdal; Nalewaja; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

NAYS: Belter; Brokaw; Meyer; Murphy; Olson, V.

ABSENT AND NOT VOTING: Anderson, C.; Berg, R.; Dorso; Frey; Gullickson; Halmrast; Nicholas; Peterson, J.; Strinden; Williams, C.; Speaker Hausauer, R.

HB 1413 passed and the title was agreed to.

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## MOTIONS

REP. KRETSCHMAR MOVED that HB 1513 be placed at the top of the calendar, which motion prevailed.

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1513, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1513: A BILL for an Act to create and enact a new section to chapter 15-40.2 of the North Dakota Century Code, relating to tuition payments for students attending schools in South Dakota; to amend and reenact sections 15-40.2-09 and 15-40.2-10 of the North Dakota Century Code, relating to payments for students attending South Dakota schools and reciprocal master agreements for students attending schools in other states; and to provide an expiration date.

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 73 YEAS, 19 NAYS, 14 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Belter; Berg, G.; Brokaw; Cleveland; Dalrymple; Dotzenrod; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Martin; Martinson; Melby; Moore; Murphy; Myrdal; Nalewaja; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Pederson, R.; Retzer; Rice; Riley; Rydell; Schindler; Schmidt; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

NAYS: DeMers; Eckroth; Enget; Graba; Hanson, L.; Hill; Hoffner; Klundt; Lloyd; Meyer; Oban; O'Connell; O'Shea; Payne; Sauter; Schneider; Shaw; Tollefson; Ulmer

ABSENT AND NOT VOTING: Anderson, C.; Berg, R.; Dorso; Frey; Gullickson; Halmrast; Mertens; Nicholas; Peterson, J.; Richard; Riehl; Strinden; Williams, C.; Speaker Hausauer, R.

HB 1513 passed and the title was agreed to.

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HB 1422: A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to state reimbursement of correctional jail incarceration costs; to provide for proration; and to provide an appropriation.

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 11 YEAS, 74 NAYS, 21 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Goetz; Klundt; Lang; Laughlin; Martin; Melby; O'Connell; Schindler; Schmidt; Shockman

NAYS: Anderson, R.; Belter; Cleveland; Dalrymple; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Larson; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Meyer; Moore; Murphy; Myrdal; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Retzer; Rice; Riley; Rydell; Schneider; Shaw; Shide; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Anderson, C.; Berg, R.; Brokaw; DeMers; Dorso; Frey; Graba; Gullickson; Halmrast; Martinson; Mertens; Nalewaja; Nicholas; Peterson, J.; Richard; Riehl; Sauter; Strinden; Unhjem; Williams, C.; Speaker Hausauer, R.

HB 1422 was declared lost.

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## DOCTOR OF THE DAY SCHEDULE

February 18	- Irene Martin, M.D. Family Practice	- Bismarck
February 19	- Bradley Buell, M.D. Ear, Nose, and Throat	- Bismarck
February 20	- Raymond Gruby, M.D. Orthopaedic Surgery	- Bismarck
February 21	- Kenneth Helenbolt, M.D. ND Blue Shield	- Fargo
February 22	- James Houghton, M.D. Cardiologist	- Fargo
February 25-26	Recess	
February 27	- Donald McIntyre, M.D. Family Practice	- Rugby
February 28	- Ralph Kilzer, M.D. Orthopaedic Surgery	- Bismarck
March 1	- Jerome Kessler, M.D. Family Practice	- Fargo

## REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that the following bills be introduced:

HB 1648, HB 1649, HB 1650, HB 1651

REP. STRINDEN, Chairman

REP. KRETSCHMAR MOVED that the report be adopted, which motion prevailed.

## MOTION

REP. KRETSCHMAR MOVED that HB 1378 be reprinted, which motion prevailed.

## MOTION

REP. KRETSCHMAR MOVED that the rules be suspended, and that all bills acted on favorably this afternoon be messaged to the Senate except HB 1387 and HB 1471, which motion prevailed.

MESSAGE TO THE SENATE  
HOUSE CHAMBER

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

HB 1072, HB 1088, HB 1270, HB 1326, HB 1378, HB 1413,  
HB 1468, HB 1507, HB 1513, HCR 3048, HCR 3049

ROY GILBREATH, Chief Clerk

## MOTIONS

REP. KRETSCHMAR MOVED that the absent members be excused, which motion prevailed.

REP. KRETSCHMAR MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 12:30 p.m., Monday, February 18, 1985, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Education to which was referred HB 1049 has had the same under consideration and recommends by a vote of 14 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

On page 1, line 3, delete the words "; and to repeal section 15-40.1-16.1 of the North"

On page 1, delete line 4

- On page 1, line 5, delete the words "education and special education programs"
- On page 1, line 11, remove the overstrike over the words "There shall be paid from state"
- On page 1, line 12, remove the overstrike over the words "funds ~~to each~~", delete the word "Each", and remove the overstrike over the word "~~schoolbus~~"
- On page 1, line 13, delete the words ", commercial buses,"
- On page 1, line 14, remove the overstrike over the words "~~7 and to school districts~~"
- On page 1, line 15, remove the overstrike over the word "~~with~~", delete the words "to its", and remove the overstrike over the words "~~commercial buses~~"
- On page 1, line 16, delete the word "whether", delete the words "or outside", and remove the overstrike over the word "~~the~~"
- On page 1, lines 17 through 20, remove the overstrike
- On page 1, line 21, remove the overstrike over the words "~~equal to~~"
- On page 1, line 23, remove the overstrike over the words "~~thirty-eight cents during~~", after the word "~~second~~" insert the word "each", remove the overstrike over the words "~~year of the~~", and after the numerals "~~1983-85~~" insert the numerals "1985-87"
- On page 1, line 24, remove the overstrike
- On page 1, line 25, remove the overstrike over the word "~~pupils~~"
- On page 1, line 26, remove the overstrike over the word "~~and~~"
- On page 1, line 27, remove the overstrike over the words "~~seventy-six cents per mile {1.61 kilometers}~~", and after the words "~~the second~~" insert the words "for each"
- On page 1, line 28, remove the overstrike over the words "~~year of the~~", after the numerals "~~1983-85~~" insert the numerals "1985-87", and remove the overstrike over the words "~~biennium for schoolbuses having a~~"
- On page 2, lines 1 through 15, remove the overstrike
- On page 2, delete lines 16 through 19
- On page 2, line 20, delete the words "under this section."

On page 2, delete lines 28 and 29

And renumber the lines and pages accordingly

REP. KNUDSON, Chairman

HB 1049 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Appropriations to which was referred Engrossed HB 1077 has had the same under consideration and recommends by a vote of 18 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 2, after the semicolon insert the word "and"

On page 1 of the engrossed bill, line 4, delete the words "; and to provide an appropriation"

On page 19 of the engrossed bill, delete lines 27 through 33

And renumber the lines, sections, and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment deletes the appropriation from the bill.

REP. J. PETERSON, Chairman

HB 1077 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Appropriations to which was referred HB 1078 has had the same under consideration and recommends by a vote of 21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, after the word "compact" delete the semicolon and insert in lieu thereof a period

On page 1, line 3, delete the words "and to make"

On page 1, delete line 4

On page 15, delete lines 3 through 9

And renumber the lines and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment deletes the appropriation from the bill.

REP. J. PETERSON, Chairman

HB 1078 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Agriculture to which was referred HB 1161 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. NICHOLAS, Chairman

HB 1161 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Social Services and Veterans Affairs to which was referred HB 1211 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING 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 section 26-39-03.1 of the North Dakota Century Code, relating to substance abuse benefits for human service centers; and to amend and reenact sections 26-39-01, 26-39-02, 26-39-03, and 26-39-05 of the North Dakota Century Code, relating to mental illness, addiction, and substance abuse insurance coverage; or in the alternative to amend and reenact sections 26.1-36-08 and 26.1-36-09 of the North Dakota Century Code as created by Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, relating to mental illness and addiction insurance coverage and substance abuse coverage.

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

**SECTION 1. AMENDMENT.** If Senate Bill No. 2078 of the forty-ninth legislative assembly does not become effective, section 26-39-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**26-39-01. Definitions.** As used in this chapter, unless the context or subject matter otherwise requires:

1. "Licensed treatment facility" means any hospital, as defined in subsection 29 25 of section 52-01-01 and the state department of health rules and regulations pursuant thereto or as licensed under section 23-17.1-01, offering treatment for the prevention or cure of mental illness, alcoholism, drug addiction, or other related illness.
2. "Partial hospitalization" means that level and intensity of treatment that is greater than

outpatient treatment, but less than inpatient treatment.

3. "Regional human service center" means a regional human service center licensed under section 50-06-05.2.

SECTION 2. AMENDMENT. If Senate Bill No. 2078 of the forty-ninth legislative assembly does not become effective, section 26-39-02 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-39-02. Insurance companies and health maintenance organizations to comply with chapter. An insurance company ~~or~~ nonprofit health service corporation, or health maintenance organization, authorized to do business within this state may not deliver, issue, execute, or renew any policy of health insurance or health service contract on a group or blanket or franchise or association basis where more than fifty persons are covered or are to be covered by the policy and where the number of persons covered or to be covered represents more than seventy percent of all persons eligible for the coverage unless the policy conforms to the requirements of this chapter.

SECTION 3. AMENDMENT. If Senate Bill No. 2078 of the forty-ninth legislative assembly does not become effective, section 26-39-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-39-03. Types of coverage required - Licensed treatment facility. Any policy or contract described in section 26-39-02 shall provide benefits, of the same type offered under such policy for other illnesses, for health services to any person covered under such policy, for the diagnosis, evaluation, and treatment of mental illness, alcoholism, drug addiction or other related illness, in a licensed ~~hospital~~ treatment facility.

SECTION 4. If Senate Bill No. 2078 of the forty-ninth legislative assembly does not become effective, section 26-39-03.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Types of coverage required - Human service centers. Any policy or contract described in section 26-39-02 must provide benefits, of the same type offered under the policy or contract for other illnesses, for health services to any person covered by the policy or contract, for the diagnosis, evaluation, and treatment of alcoholism, drug addiction, or other related illness, at a regional human service center, at reimbursement rates that are reasonably

similar to the charges for care provided by licensed treatment facilities.

**SECTION 5. AMENDMENT.** If Senate Bill No. 2078 of the forty-ninth legislative assembly does not become effective, section 26-39-05 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

**26-39-05. Other policies.** This chapter does not prevent any insurance company, health maintenance organization, or nonprofit health service corporation from issuing, delivering, or renewing, at its option, any policy or contract containing provisions similar to those required by this chapter, where the policy or contract is not subject to such provisions.

**SECTION 6. AMENDMENT.** If Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, becomes effective, section 26.1-36-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**26.1-36-08. Group health policy and health service contract substance abuse coverage.**

1. An insurance company ~~or~~, nonprofit health service corporation, or health maintenance organization may not deliver, issue, execute, or renew any health insurance policy or health service contract on a group or blanket or franchise or association basis where more than fifty persons are covered or are to be covered by the policy or contract and where the number of persons covered or to be covered represents more than seventy percent of all persons eligible for the coverage unless the policy or contract provides benefits, of the same type offered under the policy or contract for other illnesses, for health services to any person covered under the policy or contract, for the diagnosis, evaluation, and treatment of alcoholism, drug addiction, or other related illness, in a hospital, as defined in subsection 25 of section 52-01-01 and the state department of health's rules pursuant thereto or as licensed under section 23-17.1-01 or in a regional human resource center licensed under section 50-06-05.2, offering treatment for the prevention or cure of alcoholism, drug addiction, or other related illness. For health services provided in regional human service centers, reimbursement rates must be reasonably similar to the charges for care provided by hospitals as defined in this section.

2. The benefits may be provided for inpatient treatment and treatment by partial hospitalization:
  - a. In the case of benefits provided for inpatient treatment, the benefits must be provided for a minimum of seventy days of services covered under this section and section 26.1-36-09 in any calendar year.
  - b. In the case of benefits provided for partial hospitalization, the benefits must be provided for a minimum of one hundred forty days of services covered under this section and section 26.1-36-09 in any calendar year.
  - c. Benefits may also be provided for a combination of inpatient and partial hospitalization treatment. For the purpose of computing the period for which benefits are payable, each day of inpatient treatment is equivalent to two days of treatment by partial hospitalization.

"Partial hospitalization" means that level and intensity of treatment that is greater than outpatient treatment, but less than inpatient treatment.

3. This section does not prevent any insurance company or, nonprofit health service corporation, or health maintenance organization from issuing, delivering, or renewing, at its option, any policy or contract containing provisions similar to those required by this section, where the policy or contract is not subject to such provisions.

SECTION 7. AMENDMENT. If Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, becomes effective, section 26.1-36-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26.1-36-09. Group health policy and health service contract mental illness disorder coverage.

1. An insurance company or, nonprofit health service corporation, or health maintenance organization may not deliver, issue, execute, or renew any health insurance policy or health service contract on a group or blanket or franchise or association basis where more than fifty persons are covered or are to be covered by the policy or contract and where the number of persons covered

or to be covered represents more than seventy percent of all persons eligible for the coverage unless the policy or contract provides benefits, of the same type offered under the policy or contract for other illnesses, for health services to any person covered under the policy or contract, for the diagnosis, evaluation, and treatment of mental illness disorder and other related illness in a hospital, as defined in subsection 25 of section 52-01-01 and the state department of health's rules pursuant thereto or as licensed under section 23-17.1-01, offering treatment for the prevention or cure of mental illness disorder and other related illness.

2. The benefits may be provided for inpatient treatment and treatment by partial hospitalization:

- a. In the case of benefits provided for inpatient treatment, the benefits must be provided for a minimum of seventy days of services covered under this section and section 26.1-36-08 in any calendar year.

- b. In the case of benefits provided for partial hospitalization, the benefits must be provided for a minimum of one hundred forty days of services covered under this section and section 26.1-36-08 in any calendar year.

- c. Benefits may also be provided for a combination of inpatient and partial hospitalization treatment. For the purpose of computing the period for which benefits are payable, each day of inpatient treatment is equivalent to two days of treatment by partial hospitalization.

"Partial hospitalization" means that level and intensity of treatment that is greater than outpatient treatment, but less than inpatient treatment.

3. This section does not prevent any insurance company ~~or~~ nonprofit health service corporation, or health maintenance organization from issuing, delivering, or renewing, at its option, any policy or contract containing provisions similar to those required by this section, where the policy or contract is not subject to such provisions."

And renumber the lines and pages accordingly

REP. HAUGLAND, Chairman

HB 1211 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1233 has had the same under consideration and recommends by a vote of 11 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. LANG, Chairman

HB 1233 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1344 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 5, delete the word "an" and insert in lieu thereof the words "a contingent"

On page 3, line 22, after the first period insert the word "CONTINGENT", and delete the words "This Act is effective for taxable" and insert in lieu thereof the words "If House Bill No. 1543 is not approved by the forty-ninth legislative assembly or does not become effective, this Act is not effective."

On page 3, delete line 23

And renumber the lines accordingly

REP. A. HAUSAUER, Chairman

HB 1344 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1356 has had the same under consideration and recommends by a vote of 9 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

On page 1, line 11, after the word "and" insert the words "the active"

On page 1, line 12, delete the word "reserves" and insert in lieu thereof the words "reserve components"

On page 1, line 14, after the word "the" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"

- On page 1, line 20, after the word "and" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 1, line 27, after the word "or" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 2, line 3, after the word "general" insert the words "for the national guard or rules which may be adopted by the senior officer of the active United States armed forces reserve component for that particular component"
- On page 2, line 4, after the word "school" insert the words "for the national guard and a waiver of fifty percent of the tuition fees of the school for the active United States armed forces reserve component"
- On page 2, line 5, after the word "or" insert the word "active"
- On page 2, line 6, delete the word "reserves" and insert in lieu thereof the words "reserve component"
- On page 2, line 7, after the word "or" insert the word "active"
- On page 2, line 8, after the period insert the following sentence: "The waiver of tuition for members of the active United States armed forces reserve components authorized by this section is valid only to the extent that sufficient funds have been appropriated specifically for the payment of the tuition waiver for members of the active United States armed forces reserve components and to the extent that no state-controlled school loses any portion of its public funds because of such tuition waiver."
- On page 2, line 13, after the word "or" insert the words "the active"
- On page 2, line 14, delete the word "reserves" and insert in lieu thereof the words "reserve component"
- On page 2, line 15, delete the words "an officer of"
- On page 2, line 16, delete the words "similar rank in the appropriate armed forces reserve unit" and insert in lieu thereof the words "the senior officer of the active reserve component"
- On page 2, line 17, after the word "or" insert the word "active", and after the word "reserve" insert the word "component"
- On page 2, line 25, after the word "and" insert the word "active"

- On page 2, line 26, delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 2, line 27, after the word "or" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 2, line 32, after the word "general" insert the words "for the national guard or rules which may be adopted by the senior officer of the active United States armed forces reserve component for that particular component"
- On page 3, line 3, after the word "the" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 3, line 7, after the second word "the" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 3, line 9, after the word "general" insert the words "for the national guard or rules which may be adopted by the senior officer of the active United States armed forces reserve component for that particular component"
- On page 3, line 11, after the second word "the" insert the word "active", and delete the word "reserves" and insert in lieu thereof the words "reserve component"
- On page 3, line 19, after the word "or" insert the word "active"
- On page 3, line 20, delete the word "reserves" and insert in lieu thereof the words "reserve components"
- On page 3, line 21, after the word "general" insert the words "for the national guard or by the senior officer of the active reserve component, as the case may be,"

And renumber the lines and pages accordingly

REP. KNUDSON, Chairman

HB 1356 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation to which was referred HB 1397 has had the same under consideration and recommends by a vote of 10 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. TIMM, Chairman

HB 1397 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Education to which was referred HB 1402 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 6, delete the word "and"

On page 1, line 11, after the word "valuation" insert the words  
"; and to declare an emergency"

On page 4, immediately following line 27, insert the following:

"SECTION 5. 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 and pages accordingly

REP. KNUDSON, Chairman

HB 1402 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Appropriations to which was referred HB 1404 has had the same under consideration and recommends by a vote of 23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 11, after the word "and" insert the word "either"

On page 1, line 12, delete the word "forty" and insert in lieu thereof the word "fifty", and after the word "greater" insert the words "and is able to present a cash flow projection indicating ability to service all requirements after considering the effect of the reduced interest rate, or has suffered some form of unavoidable natural or financial hardship in at least one of the past four years"

On page 1, after line 12, insert the following new subsection:

"3. "Intermediate term loan" means a loan with an original term of one through ten years, previously advanced by a nongovernmental financial institution for the acquisition of depreciable personal property, real estate improvements, or capitalization of operating losses from prior years, or any combination of these."

On page 1, line 13, delete the numeral "3" and insert in lieu thereof the numeral "4"

On page 1, line 18, after the period insert the following new sentence: "An operating loan includes a farmers home administration or small business administration subordinated operating loan and guaranteed operating loan."

On page 1, line 19, delete the numeral "4" and insert in lieu thereof the numeral "5"

On page 1, after line 27, insert the following new section:

**"SECTION 4. Intermediate term loan interest reimbursement.**  
Any nongovernmental financial institution may apply to the commissioner for interest reimbursement on an existing intermediate term loan to a farmer. To qualify under this Act, a financial institution shall reduce the interest payment of a farmer on an existing intermediate term loan. The commissioner shall reimburse the financial institution for fifty percent of each dollar reduced from the farmer's interest payment. Under this section the commissioner may not make a reimbursement for any amount of interest reduction that exceeds three percent per annum."

On page 3, line 8, delete the numerals "50,000,000" and insert in lieu thereof the numerals "500,000"

And renumber the lines, sections, and pages accordingly  
REP. J. PETERSON, Chairman

HB 1404 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1433 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 10, after the word "material" insert the words "except the formal evaluations required under sections 15-47-27 and 15-47-38,"

And renumber the lines and pages accordingly  
REP. KNUDSON, Chairman

HB 1433 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1437 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. LANG, Chairman

HB 1437 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Social Services and Veterans Affairs to which was referred HB 1454 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HB 1454 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Social Services and Veterans Affairs to which was referred HB 1467 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. HAUGLAND, Chairman

HB 1467 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Natural Resources to which was referred HB 1472 has had the same under consideration and recommends by a vote of 10 YEAS, 3 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. OLSON, Chairman

HB 1472 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Appropriations to which was referred HB 1494 has had the same under consideration and recommends by a vote of 14 YEAS, 9 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 2, delete the first semicolon and insert in lieu thereof the word "and"

On page 1, line 2, after the word "appropriation" delete the semicolon and the word "and" and insert in lieu thereof a period

On page 1, delete line 3

On page 1, after line 5, delete the remainder of the bill and insert in lieu thereof the following:

"SECTION 1. If Senate Bill No. 2502 of the forty-ninth legislative assembly does not become effective, the following section is hereby created and enacted to read as follows:

**Definitions.** As used in this Act, unless the context requires otherwise:

1. "Board" means the farm foreclosure negotiation board, or its authorized agent where applicable.
2. "Farm" means a tract or tracts of land as provided in paragraph 1 of subdivision b of subsection 15 of section 57-02-08.
3. "Farmer" means a person involved in the production of an agricultural commodity, as provided in paragraph 2 of subdivision b of subsection 15 of section 57-02-08.
4. "Fund" means the home-quarter purchase fund.
5. "Home-quarter" means a single contiguous tract of not more than one hundred sixty acres [64.75 hectares] which serves as the base unit of a farm and upon which the farm residence and buildings are located.

**SECTION 2.** If Senate Bill No. 2502, as approved by the forty-ninth legislative assembly, becomes effective, the following section is hereby created and enacted to read as follows:

**Definitions.** As used in this Act, unless the context requires otherwise:

1. "Board" means the credit review board for the region where the farm or a majority of the farm is located, or its authorized agent where applicable.
2. "Farm" means a tract or tracts of land as provided in paragraph 1 of subdivision b of subsection 15 of section 57-02-08.
3. "Farmer" means a person involved in the production of an agricultural commodity, as provided in paragraph 2 of subdivision b of subsection 15 of section 57-02-08.
4. "Fund" means the home-quarter purchase fund.
5. "Home-quarter" means a single contiguous tract of not more than one hundred sixty acres [64.75 hectares] which serves as the base unit of a farm and upon which the farm residence and buildings are located.

**SECTION 3.** If Senate Bill No. 2502 of the forty-ninth legislative assembly does not become effective, the following section is hereby created and enacted to read as follows:

**Farm foreclosure negotiation board.** The governor shall appoint seven members to the farm foreclosure negotiation board. Three members of the board must have experience serving as directors or officers of financial institutions. Four members of the board must have experience in the operation of a farm. No member of the board may hold state office or serve in state office or serve in state government in any capacity at the time of appointment or during service on the board. The governor shall appoint members to terms of four years. The governor shall appoint one member to serve as chairman of the board.

**SECTION 4.** If Senate Bill No. 2502 of the forty-ninth legislative assembly does not become effective, the following section is hereby created and enacted to read as follows:

**Powers - Compensation and expenses.** The board shall meet at the call of the chairman, as is necessary to fulfill its duties under this Act. The board shall serve as a negotiator between a farmer who is in danger of immediate foreclosure or who has received a notice of foreclosure on a farm and has petitioned the board, and any lender who holds a valid mortgage upon the property. The board may hire staff, subject to appropriations, to serve as negotiators for the board. Board members are entitled to receive fifty dollars for each day of official service, as directed by the board. The board members are entitled to expenses as provided in sections 44-08-04 and 54-06-09.

**SECTION 5.** If Senate Bill No. 2502 of the forty-ninth legislative assembly does not become effective, the following section is hereby created and enacted to read as follows:

**Petition - Negotiation.**

1. Any farmer may petition the board for aid after receipt of a notice of foreclosure, or if the farmer is in danger of immediate foreclosure. Upon receipt of the petition, the board or its authorized agent shall enter into negotiations with the lender, on behalf of the farmer.
2. The board or its authorized agent shall negotiate with the lender in an attempt to extend the term of the loan, reduce the dollar amount of payments under the loan, or otherwise negotiate a settlement that will allow the farmer to reside

in the farm residence and allow the farmer to continue to produce agricultural commodities. Any change in the terms of the mortgage must be approved by the lender and the farmer.

#### SECTION 6. Interest rate buydowns by the board.

1. If the board, or its authorized agent, is unable to mediate a settlement in the negotiation of a farmer's debt, the board may approve the purchase, refinancing, or redemption of the farmer's home-quarter. If the board approves the purchase, refinancing, or redemption of the home-quarter, it shall subsidize the interest rate paid by the farmer after credit has been obtained by the farmer from any governmental or private financial institution or agency.
2. The board may only approve an interest subsidy if the farmer has the financial ability to meet all payments and financial responsibilities, including the payment of principal and interest on loans subsidized under this Act.

#### SECTION 7. Fund - Appropriation.

1. A revolving fund must be maintained at the Bank of North Dakota for the subsidy of interest rates on home-quarter purchases, as provided in this Act. All moneys transferred into the fund, interest upon moneys in the fund, and payments to the fund are hereby appropriated for the purpose of providing subsidies in accordance with this Act.
2. The board may petition the emergency commission for a transfer from the state contingency fund whenever it appears to the board that the moneys remaining in the fund are not sufficient to meet demands on the fund. The emergency commission shall grant the transfer request, or so much thereof as may be necessary, if it finds that an emergency situation exists in the industry of farming, due to increasing numbers of farm foreclosures.
3. The fund must be administered and supervised by the Bank of North Dakota. The Bank may deduct a service fee for administering the fund from payments received on the fund.

#### SECTION 8. Interest rates - Repayment - Loan qualification.

An interest subsidy may only be approved on the first fifty thousand dollars of principal loaned to the farmer for the

purchase or refinancing of the home-quarter. For the first year after approval of any loan, the board shall subsidize ten percentage points per annum of the interest payments due from the farmer, not to exceed the amount of interest actually charged on the first fifty thousand dollars of principal. For the second and third years of the loan, the board shall subsidize six percentage points per annum of the interest payments due from the farmer, not to exceed the amount of interest actually charged on the first fifty thousand dollars of principal. The amount of any interest payments subsidized by the board must be added to the principal amount of the loan, and the lender shall repay this amount into the fund as it is repaid by the borrower. Loans approved by the board must be amortized and may have terms of up to forty years.

**SECTION 9. Home-quarter - Appraised value.** The board shall determine the appraised value of home-quarters for the purposes of this Act. In determining appraised value, the board shall receive testimony, from either party, on the value of the home-quarter as a single tract of land.

**SECTION 10.** If Senate Bill No. 2502 of the forty-ninth legislative assembly does not become effective, the following section is hereby created and enacted to read as follows:

**Rulemaking authority.** The board may adopt rules under chapter 28-32 as are necessary to implement this Act.

**SECTION 11.** If Senate Bill No. 2502, as approved by the forty-ninth legislative assembly, becomes effective, the following section is hereby created and enacted to read as follows:

**Rulemaking authority.** The industrial commission may adopt rules as are necessary to implement this Act and determine the qualifications of applicants as required by this Act.

And renumber the lines, sections, and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment deletes the appropriation from the bill.

**REP. J. PETERSON, Chairman**

HB 1494 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1517 has had the same under consideration and recommends by a vote of 12 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

HB 1517 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1518 has had the same under consideration and recommends by a vote of 11 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. NICHOLAS, Chairman

HB 1518 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1540 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the word "compilation" and insert in lieu thereof the word "dissemination"

On page 1, line 3, delete the word "dissemination" and insert in lieu thereof the word "compilation", and delete the words "to persons desiring to do business" and insert in lieu thereof the words "by the economic development commission"

On page 1, line 4, delete the words "in this state"

On page 1, line 9, delete the words "workmen's compensation bureau" and insert in lieu thereof the words "economic development commission", and after the word "compile" insert the words "and categorize"

On page 1, line 13, after the word "The" insert the words "workmen's compensation" and delete the words "categorize the required permits,"

On page 1, line 14, delete the words "licenses, and registrations and", and delete the word "them" and insert in lieu thereof the words "these listings"

On page 1, line 16, delete the word "bureau" and insert in lieu thereof the word "commission"

On page 1, line 17, delete the word "bureau" and insert in lieu thereof the words "economic development commission"

On page 1, line 18, delete the words "to the bureau"

On page 1, line 19, delete the word "bureau" and insert in lieu thereof the words "economic development commission"

On page 1, line 21, delete the words "by the bureau"

And renumber the lines accordingly

REP. KLOUBEC, Chairman

HB 1540 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Finance and Taxation to which was referred HB 1543 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, after the word "counties" insert the words "and a city mill levy for payment of special assessment credits"

On page 2, line 11, after the word "the" insert the words "credits allowed for portions of", and delete the words "assessment credits" and insert in lieu thereof the words "assessments which were due"

On page 2, line 12, delete the word "allowed"

On page 2, line 13, after the period insert the following sentence: "The credit on any homestead for any year may not exceed the portion of special assessments due for the preceding year."

On page 2, after line 18, insert the following paragraph:

"The governing body of the city may direct that payment of the amount determined as provided in this subsection be made from the city's general fund or the governing body may levy a general tax, not subject to any limitation of rate or amount applicable to other city taxes, upon all the taxable property in the city for the payment of the amount determined as provided in this subsection."

On page 3, line 3, after the second word "the" insert the words "credits allowed for portions of", and delete the words "assessment credits" and insert in lieu thereof the words "assessments which were due"

On page 3, line 4, delete the word "allowed", and after the period insert the following sentence: "The credit on any homestead for any year may not exceed the portion of special assessments due for the preceding year."

On page 3, line 18, delete the second word "property" and insert in lieu thereof the word "credit"

And renumber the lines and pages accordingly

REP. A. HAUSAUER, Chairman

HB 1543 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1546 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HB 1546 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation to which was referred HB 1557 has had the same under consideration and recommends by a vote of 12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 16, delete the word "immediately"

On page 2, line 15, remove the overstrike over the words "an infraction", and delete the words "a class B misdemeanor"

And renumber the lines accordingly

REP. TIMM, Chairman

HB 1557 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1560 has had the same under consideration and recommends by a vote of 12 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. NICHOLAS, Chairman

HB 1560 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1561 has had the same under consideration and recommends by a vote of 10 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

HB 1561 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1577 has had the same under consideration and recommends by a vote of 10 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT 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 amend and reenact section 15-41-24 of the North Dakota Century Code, relating to minimum high school curriculum requirements.

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

**SECTION 1. AMENDMENT.** Section 15-41-24 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-41-24. High schools - Minimum curriculum. The following units of study shall be made available to all students in each public and private high school in this state at least once during each four-year period, and each private high school shall comply with the requirements of this section if such high school is to receive approval by the department of public instruction:

1. English, four units.
2. Mathematics, three units.
3. Science, four units.
4. Social studies, three units.
5. Health and physical education which must include instruction in basic cardiopulmonary resuscitation in accordance with standards adopted by the American heart association, American red cross, or another similar cardiopulmonary resuscitation training program which is approved by the superintendent of public instruction, one unit.
6. Music, one unit.
7. Any combination of the following course areas: business education, economics and the free enterprise system, foreign language, industrial arts, vocational education, six units. For purposes of this subsection vocational education shall include home economics, agriculture, office education, distributive education, trade industrial, technical, and health occupations.

Each public or private high school may count for purposes of compliance with this section those vocational education courses which are offered through cooperative arrangements approved by the state board of vocational education."

And renumber the lines and pages accordingly

REP. KNUDSON, Chairman

HB 1577 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1596 has had the same under consideration and recommends by a vote of 16 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

HB 1596 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1598 has had the same under consideration and recommends by a vote of 9 YEAS, 3 NAYS, 5 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. A. OLSON, Chairman

HB 1598 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1606 has had the same under consideration and recommends by a vote of 10 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. A. OLSON, Chairman

HB 1606 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1621 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 27, after the period insert the following new sentence: "No lease, sale, conveyance, trade, or replacement of the trust lands may be made under conditions that will cause or may cause the reversion of the lands back to the United States of America."

On page 3, line 2, after the period insert the following new sentences: "Any transfer, sale, trade, or replacement of trust lands is excepted from section 38-09-01, and the North Dakota association of soil conservation districts may

transfer all or a portion of the minerals held by the state or the association which are located under the trust lands. Any funds generated through bonuses, leases, royalties, or otherwise generated by minerals reserved by the association or funds generated from the sale of minerals must be held in trust as provided in this section."

And renumber the lines and pages accordingly

REP. NICHOLAS, Chairman

HB 1621 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1632 has had the same under consideration and recommends by a vote of 13 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. NICHOLAS, Chairman

HB 1632 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government to which was referred HB 1633 has had the same under consideration and recommends by a vote of 8 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

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 section to chapter 18-01 of the North Dakota Century Code, relating to enforcement duties of political subdivisions concerning fire prevention laws; and to provide an appropriation.

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

SECTION 1. A new section to chapter 18-01 of the North Dakota Century Code is hereby created and enacted to read as follows:

**Enforcement duties of political subdivisions.** The officers, employees, or agents of a political subdivision providing fire prevention services shall enforce the laws described in section 18-01-02 and the rules adopted pursuant to section 18-01-04 while in the performance of fire prevention duties and activities.

SECTION 2. **APPROPRIATION.** There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$121,438, or so much thereof as may be necessary, to the

attorney general for the purpose of providing two additional deputy fire marshals, for the biennium beginning July 1, 1985, and ending June 30, 1987."

And renumber the lines and pages accordingly

REP. MARTINSON, Chairman

HB 1633 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1645 has had the same under consideration and recommends by a vote of 23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. J. PETERSON, Chairman

HB 1645 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HCR 3052 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HCR 3052 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HCR 3053 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

HCR 3053 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HCR 3055 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

HCR 3055 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HCR 3056 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and BE PLACED ON THE CONSENT CALENDAR:

On page 1, line 7, immediately after the word "women" insert the word ", men,"

And renumber the lines accordingly

REP. CONMY, Chairman

HCR 3056 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HCR 3059 has had the same under consideration and recommends by a vote of 21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. J. PETERSON, Chairman

HCR 3059 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF HOUSE BILLS

Rep. A. Hausauer introduced:

(Approved by the Committee on Delayed Bills)

HB 1648: A BILL for an Act to amend and reenact subdivision b of subsection 6 of section 57-38-04 of the North Dakota Century Code, relating to applicability of the Uniform Division of Income Tax Act to and reporting of income derived for carrying on a trade or business by residents of this state; and to provide an effective date.

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

Reps. R. Anderson, Hughes, Opedahl and Sens. Bakewell, D. Meyer introduced:

(Approved by the Committee on Delayed Bills)

HB 1649: A BILL for an Act to amend and reenact subsection 2 of section 57-62-02 and section 57-62-03 of the North Dakota Century Code, relating to loans to oil and gas development impacted counties, cities, and school districts through the coal development trust fund; and to provide an expiration date.

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

Reps. Kloubec, Unhjem introduced:

(Approved by the Committee on Delayed Bills)

HB 1650: A BILL for an Act to create and enact a new subsection to section 40-05-01 of the North Dakota Century Code, relating to the power of cities to accept certain moneys and to fund arts programs.

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

Rep. Kloubec introduced:

(Approved by the Committee on Delayed Bills)

HB 1651: A BILL for an Act to amend and reenact subsection 4 of section 54-35-02 and section 54-55-04 of the North Dakota Century Code, relating to the powers and duties of the

legislative council and the commission on uniform state laws.  
Was read the first time and referred to the Committee on Judiciary.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Vander Vorst introduced:

HCR 3073: A concurrent resolution directing the Legislative Council to study the tuition laws for elementary and secondary school students who cross the North Dakota-South Dakota border to attend school.

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

Rep. Conmy and Sen. Olson introduced:

HCR 3074: A concurrent resolution calling for a Legislative Council study of the confidentiality statutes governing the office of the tax commissioner.

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

#### FIRST READING OF SENATE BILLS

SB 2174: A BILL for an Act to adopt the Uniform Premarital Agreement Act, relating to the legal requirements for premarital agreements; and to amend and reenact section 9-06-04 of the North Dakota Century Code, relating to contracts which must be written to be valid.

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

SB 2260: A BILL for an Act to amend and reenact sections 28-14-03.1 and 29-17-12 of the North Dakota Century Code, relating to the size of juries in civil and criminal cases.

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

SB 2369: A BILL for an Act to amend and reenact subsection 1 of section 43-41-02 of the North Dakota Century Code, relating to the exemption of sociologists from the licensing requirements for social workers.

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

SB 2381: A BILL for an Act to create and enact a new section to chapter 19-03.1 and a new subsection to section 19-03.1-01 of the North Dakota Century Code, relating to the creation of a controlled substances board to carry out the provisions of the Uniform Controlled Substances Act, and the definition of "board": to amend and reenact subsection 12 of section 19-03.1-01, sections 19-03.1-02, 19-03.1-04, 19-03.1-06, 19-03.1-08, subsection 6 of section 19-03.1-09, section 19-03.1-10, subsection 7 of section 19-03.1-11, sections 19-03.1-12, 19-03.1-14, 19-03.1-15, 19-03.1-16, 19-03.1-17, 19-03.1-18, 19-03.1-19, 19-03.1-20, subsection 2 of section 19-03.1-22, section 19-03.1-26, subsection 2 of section 19-03.1-33, section 19-03.1-35, subsections 2, 4, 5, and 8 of section 19-03.1-36, sections 19-03.1-38, 19-03.1-39, and 54-12-15 of the North Dakota

Century Code, relating to the implementation of and authority to control the Uniform Controlled Substances Act, and the duties of the drug enforcement unit; to repeal section 19-03.1-40 of the North Dakota Century Code, relating to proceedings pending prior to enactment of the Uniform Controlled Substances Act; and to provide an appropriation.

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

**SB 2383:** A BILL for an Act to create and enact a new section to chapter 54-44 of the North Dakota Century Code, relating to public relations consultants employed by state agencies.

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

**SB 2433:** A BILL for an Act to amend and reenact sections 35-24-11, 35-24-12, subsections 1, 2, and 3 of section 35-24-13, and section 35-24-22 of the North Dakota Century Code, relating to filing oil and pipeline liens with the registers of deeds.

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

**SB 2434:** A BILL for an Act to amend and reenact subsection 1 of section 29-06-15 of the North Dakota Century Code, relating to arrest without a warrant in domestic violence cases.

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

**SB 2438:** A BILL for an Act to amend and reenact sections 14-05-17 and 14-06-06 of the North Dakota Century Code, relating to residency requirements for divorce and for separation.

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

**SB 2447:** A BILL for an Act to amend and reenact section 39-22-05.2 of the North Dakota Century Code, relating to performance bonds of contracts to sell motor vehicles to governmental agencies.

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

**SB 2472:** A BILL for an Act to create and enact a new subsection to section 15-39.1-24, a new section to chapter 18-11, a new section to chapter 39-03.1, a new section to chapter 40-45, a new section to chapter 40-46, and a new section to chapter 54-52 of the North Dakota Century Code, relating to the purchase of retirement service credit by persons who have served in the legislative assembly under the teachers' fund for retirement, the alternate firemen's relief association retirement plan, the highway patrolmen's retirement system, city police pension plans, city employee pension plans, and the public employees retirement system.

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

SB 2478: A BILL for an Act to create and enact two new sections to chapter 8-10 of the North Dakota Century Code, relating to interruption of telephone communications during a kidnap or hostage emergency, and to exemption from liability for making such an interruption; and to provide a penalty.  
Was read the first time and referred to the Committee on Judiciary.

SB 2483: A BILL for an Act to amend and reenact sections 4-10.2-03 and 4-10.2-04 of the North Dakota Century Code, relating to membership and districts of the North Dakota state sunflower council.  
Was read the first time and referred to the Committee on Agriculture.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

SCR 4002: A concurrent resolution urging the Department of Human Services to revise its long-term care facility Medicaid reimbursement system.  
Was read the first time and referred to the Committee on Social Services and Veterans Affairs.

The House stood adjourned pursuant to Representative Kretschmar's motion.

ROY GILBREATH, Chief Clerk