

JOURNAL OF THE SENATE

Forty-ninth Legislative Assembly

TWENTIETH DAY

Bismarck, February 4, 1985

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

The prayer was offered by Father Stephen Zastoupil, Pastor, Corpus Christi Church, Bismarck.

Members of the Senate, let us pray for divine assistance.

Loving God, as we begin this day, grace us with Your peace and quiet our spirits. We are humbled by the trust Your people have placed in us as elected representatives. May we remember the privileged responsibility of serving the needs of Your people. We are grateful for the people and the state of North Dakota.

Father, instill in our legislators great honor and respect for each other. To these, our elected members, give clear minds, purity of intention, and integrity of heart.

And finally, Almighty Father, when the decisions are tough and the going rough, when confusion and frustration set in, grace them at these times with a quiet prayer that says: "Speak, Lord, Your Servant is Listening."

Give this assembly a cheerful spirit, a sense of humor, and high moral character, and the peace and joy of knowing that we serve brothers and sisters of the human family.

To You, God, our loving Father, we come to ask a blessing this day. Amen.

ROLL CALL

The roll was called and all members were present, except Senator Tallackson.

A quorum was declared by the President.

REVISION AND CORRECTION OF THE JOURNAL

MADAM PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth day and finds the same to be correct.

SEN. DAVID, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

SB 2126, SB 2133, SB 2259, SB 2279, SB 2359, SB 2395,
SCR 4029

SEN. BAKEWELL, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

SB 2096, SB 2148, SB 2165, SB 2168, SB 2169

SEN. BAKEWELL, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

SB 2133, SCR 4029

SEN. BAKEWELL, Chairman

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

MESSAGES FROM THE HOUSE

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 1291, HB 1316

ROY GILBREATH, Chief Clerk

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 1074, HB 1106, HB 1119 (Re-signed)

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1074, HB 1106, HB 1119 (Re-signed)

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

SEN. STENEHJEM MOVED that the amendments to SB 2277 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 460 of the Senate Journal be adopted, and when so adopted, recommends that SB 2277 DO PASS, which motion prevailed.

SEN. WRIGHT MOVED that the amendments to SB 2319 as recommended by the Committee on Finance and Taxation as printed on page 461 of the Senate Journal be adopted, and when so adopted, recommends that SB 2319 DO PASS, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to SB 2324 as recommended by the Committee on Judiciary as printed on page 462 of the Senate Journal be adopted, and when so adopted, recommends that SB 2324 DO PASS, which motion prevailed.

SEN. LODOEN MOVED that the amendments to SB 2352 as recommended by the Committee on State and Federal Government as printed on page 462 of the Senate Journal be adopted, and when so adopted, recommends that SB 2352 DO PASS, which motion prevailed.

SEN. LODOEN MOVED that the amendments to SB 2357 as recommended by the Committee on State and Federal Government as printed on page 463 of the Senate Journal be adopted, and when so adopted, recommends that SB 2357 DO PASS, which motion prevailed.

SEN. MOORE MOVED that the amendments to SB 2361 as recommended by the Committee on Natural Resources as printed on page 463 of the Senate Journal be adopted, and when so adopted, recommends that SB 2361 DO PASS, which motion prevailed.

SEN. WRIGHT MOVED that the amendments to SB 2394 as recommended by the Committee on Finance and Taxation as printed on pages 464-465 of the Senate Journal be adopted, and when so adopted, recommends that SB 2394 DO NOT PASS, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2406 as recommended by the Committee on Industry, Business and Labor as printed on page 465 of the Senate Journal be adopted, and when so adopted, recommends that SB 2406 DO PASS, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SCR 4027 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 466 of the Senate Journal be adopted, and when so adopted, recommends that SCR 4027 DO PASS, which motion prevailed.

MOTIONS

SEN. HOLMBERG MOVED that SB 2315 and SB 2433 which are on the Eleventh order, be rereferred to the Committee on Political Subdivisions, which motion prevailed.

SEN. MUTCH MOVED that SB 2248 which is on the Eleventh order be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2126: A BILL for an Act to amend and reenact section 6-03-38 of the North Dakota Century Code, relating to the power of the state banking board to authorize activities for state chartered banks.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Redlin; Tallackson

SB 2126 passed and the title was agreed to.

SB 2194: A BILL for an Act to create and enact two new sections to chapter 61-03 of the North Dakota Century Code, relating to inspection and removal of unsafe water works; and to amend and reenact section 61-16.1-38 of the North Dakota Century Code, relating to the state engineer's authority over unsafe or unauthorized works.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem;

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

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2194 passed and the title was agreed to.

SB 2259: A BILL for an Act to amend and reenact sections 16.1-15-17, 16.1-15-22, 16.1-15-23, 16.1-15-25, 16.1-15-28, 16.1-15-29, 16.1-15-30, 16.1-15-35, 16.1-15-40, 16.1-15-44, 16.1-16-01, 16.1-16-04, and 16.1-16-10 of the North Dakota Century Code, relating to the canvassing and recount of election ballots.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2259 passed and the title was agreed to.

SB 2279: A BILL for an Act to amend and reenact sections 15-47-27, 15-47-27.1, and subsection 5 of section 15-47-38 of the North Dakota Century Code, relating to the date for the second evaluation of teachers.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2279 passed and the title was agreed to.

SB 2310: A BILL for an Act to amend and reenact section 11-11-19 of the North Dakota Century Code, relating to authority of county commissioners to purchase land without an election.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Lashkowitz

ABSENT AND NOT VOTING: Tallackson

SB 2310 passed and the title was agreed to.

SB 2317: A BILL for an Act to amend and reenact section 61-02-64.1 of the North Dakota Century Code, relating to the water commission contract fund.

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 16 YEAS, 36 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Ingstad; Kelly; Lips; Lodoen; Meyer, W.; Mutch; Nelson; Parker; Peterson; Stenehjelm; Tennefos; Thane; Tweten; Vosper; Wenstrom; Wogsland

NAYS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mushik; Naaden; Nething; Olson; Redlin; Reiten; Satrom; Shea; Streibel; Stromme; Todd; Waldera; Walsh; Wright

ABSENT AND NOT VOTING: Tallackson

SB 2317 was declared lost.

SB 2331: A BILL for an Act to amend and reenact subsection 1 of section 20.1-03-12 of the North Dakota Century Code, relating to the fee charged to disabled persons for small game hunting licenses.

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 20 YEAS, 31 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Heigaard; Heinrich; Holmberg; Ingstad; Kusler; Langley; Lashkowitz; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Satrom; Stromme; Tennefos; Thane; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; Berube; Christensen; David; Freborg; Hilken; Kelly; Kelsh; Kilander; Krauter; Lips; Lodoen; Maixner; Moore; Mutch; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Shea; Stenehjelm; Streibel; Todd; Tweten; Vosper; Wenstrom; Wright

ABSENT AND NOT VOTING: Nething; Tallackson

SB 2331 was declared lost.

SB 2354: A BILL for an Act to amend and reenact subsection 2 of section 57-43.1-14, sections 57-43.1-15, 57-43.1-36, subsection 11 of section 57-43.2-01, and sections 57-43.2-25 and 57-43.2-29 of the North Dakota Century Code, relating to license fees and definitions for various taxes.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2354 passed and the title was agreed to.

SB 2359: A BILL for an Act to amend and reenact sections 26-18-07 and 26-18-08 of the North Dakota Century Code, or in the alternative to amend and reenact sections 26.1-39-04 and 26.1-39-05 of the North Dakota Century Code as created and enacted by Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, relating to the measure of indemnity on fire insurance policies, the payment of the face value of an insurance policy on a loss, to nonapplication to personal property, the right of insurer to replace property in lieu of a cash payment, and the right of an insurer to offer a special endorsement.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore;

Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjerm; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2359 passed and the title was agreed to.

SB 2387: A BILL for an Act to amend and reenact subsection 1 of section 39-06.1-10 and section 39-16-03 of the North Dakota Century Code, relating to entries against driving record and the abstract of operating record for motor vehicle.

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 4 YEAS, 47 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Heinrich; Lips; Stenehjerm; Tweten

NAYS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Lashkowitz; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Streibel; Stromme; Tennefos; Thane; Todd; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: Langley; Tallackson

SB 2387 was declared lost.

SB 2395: A BILL for an Act to create and enact a new section to chapter 26-06, or in the alternative to create and enact a new section to chapter 26.1-36 as created by Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, and a new subdivision to subsection 9 of section 26.1-04-03 of the North Dakota Century Code, relating to a standard health insurance claim form, claim payment time limits, and unfair insurance practices.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

SB 2395 passed and the title was agreed to.

SB 2399: A BILL for an Act to repeal section 39-27-19 of the North Dakota Century Code, relating to handhold devices for passengers on motorcycles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Bakewell

ABSENT AND NOT VOTING: Tallackson

SB 2399 passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

HB 1061: A BILL for an Act to amend and reenact sections 57-60-01 and 57-60-03 of the North Dakota Century Code,

relating to definitions for purposes of the privilege tax on coal facilities, to exempt byproducts of the coal gasification process from the gross receipts tax on coal gasification plants, and to annual reporting by the operator of a coal gasification plant of the quantity of byproducts produced.

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Tallackson

HB 1061 passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2018 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2018 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2019 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2019 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2027 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

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

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2212 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LODOEN, Chairman

SB 2212 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2227 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 11, after the comma insert the words "except halfway houses,"

And renumber the lines and pages accordingly

SEN. LODOEN, Chairman

SB 2227 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2287 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2287 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2303 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 28, after the word "installed" insert the words "and maintained"

On page 2, line 2, delete the word "The"

On page 2, delete lines 3 and 4

On page 2, line 5, delete the words "through wiring within the structure."

On page 2, after line 8, insert the following new paragraph:

"Nothing in this section shall be construed to alter the provisions of chapter 54-21.3 regarding smoke detection systems or alarm systems for newly constructed residences."

And renumber the lines and pages accordingly

SEN. STENEHJEM, Chairman

SB 2303 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2307 has had the same under consideration and recommends 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 2, line 26, delete the word "instructional"

On page 2, line 35, delete the word "instructional"

And renumber the lines and pages accordingly

SEN. STENEHJEM, Chairman

SB 2307 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2332 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SB 2332 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2337 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 13, overstrike the words "and length of residence in the city"

And renumber the lines accordingly

SEN. HOLMBERG, Chairman

SB 2337 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SB 2339 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 10, remove the overstrike over the word "~~terms~~", and delete the words "a term"

On page 1, line 11, remove the overstrike over the word "~~terms~~", and delete the word "term"

On page 1, line 13, delete the word "one" and insert in lieu thereof the word "two", and delete the word "term" and insert in lieu thereof the word "terms"

And renumber the lines and pages accordingly

SEN. VOSPER, Chairman

SB 2339 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SB 2340 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 8, delete the words "deputy brand inspectors" and insert in lieu thereof the words "two field men"

On page 1, line 9, delete the words "the deputy brand inspectors appointed" and insert in lieu thereof the words "two field men employed"

On page 1, line 10, delete the words "commissioner of agriculture" and insert in lieu thereof the words "North Dakota stockmen's association"

And renumber the lines and pages accordingly

SEN. VOSPER, Chairman

SB 2340 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2344 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 21, after the word "hundred" insert the word "fifty"

On page 1, line 22, after the word "hundred" insert the word "fifty"

And renumber the lines and pages accordingly

SEN. STENEHJEM, Chairman

SB 2344 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2348 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. CHRISTENSEN, Chairman

SB 2348 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2353 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LODOEN, Chairman

SB 2353 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2365 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LODOEN, Chairman

SB 2365 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2370 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LODOEN, Chairman

SB 2370 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2372 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 5, delete the words "mains and distribution lines" and insert in lieu thereof the words "or wastewater systems"

On page 1, line 13, delete the words "mains or"

On page 1, line 14, delete the words "distribution lines" and insert in lieu thereof the words "or wastewater systems"

On page 1, line 21, delete the words "mains or"

On page 1, line 22, delete the words "distribution lines" and insert in lieu thereof the words "or wastewater systems"

And renumber the lines and pages accordingly

SEN. HOLMBERG, Chairman

SB 2372 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Transportation to which was referred SB 2377 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 9, after the word "state" insert the word "public"

On page 1, line 10, remove the overstrike over the word "highway" and delete the words "public roadway"

On page 1, line 11, remove the overstrike over the word "highway"

On page 1, line 12, delete the word "roadway" and remove the overstrike over the word "highway"

On page 1, line 13, delete the word "roadway"

On page 1, line 14, remove the overstrike over the word "highway" and delete the word "roadway"

On page 1, line 23, remove the overstrike over the word "highway" and delete the word "roadway"

And renumber the lines accordingly

SEN. MUTCH, Chairman

SB 2377 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2393 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, delete the words "; and to amend and reenact"

On page 1, delete line 4

On page 1, line 5, delete the words "recording of instruments by the register of deeds"

On page 1, delete lines 8 through 24

On page 1, remove the underscore from line 28

On page 1, line 28, after the word "lot" insert the words "accompanied by a resolution requesting the recording of the plat, replat or auditor's lot by the governing body of a political subdivision"

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

SB 2393 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2426 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2426 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SCR 4024 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the words "Women Involved in Farm Economics"

On page 1, line 2, delete the acronym "(W.I.F.E.)" and insert in lieu thereof the words "the President of the United States, the Secretary of Agriculture, and the members of the North Dakota Congressional Delegation"

On page 1, line 23, after the semicolon insert the word "and"

On page 1, after line 23, insert the following:

"WHEREAS, Women Involved in Farm Economics (W.I.F.E.) has made a united effort to bring the farm credit crisis, the need for full agricultural parity, and the need for a balanced federal budget to the attention of elected officials;"

On page 1, line 27, delete the words "Women Involved"

On page 1, line 28, delete the words "in Farm Economics (W.I.F.E.)" and insert in lieu thereof the words "the President of the United States, the Secretary of Agriculture, and the members of the North Dakota Congressional Delegation to"

On page 2, line 5, after the acronym "(W.I.F.E.)" insert a comma and the words ", the President of the United States, the Secretary of Agriculture,"

And renumber the lines and pages accordingly
SEN. VOSPER, Chairman

SCR 4024 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SCR 4030 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SCR 4030 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred HCR 3005 has had the same under consideration and recommends that the same DO PASS.

SEN. MOORE, Chairman

HCR 3005 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

HB 1067: A BILL for an Act to create and enact five new sections to chapter 10-06 of the North Dakota Century Code, relating to the definition of nonprofit organizations, exemptions from the corporate farm prohibition, and required divestiture; and to amend and reenact sections 10-06-04.1, 10-06-07, and 10-06-07.3 of the North Dakota Century Code, relating to the corporations allowed to farm or ranch, an income limitation on nonfarm activities of corporate farms, and initial report requirements.

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

HB 1071: A BILL for an Act to amend and reenact section 20.1-01-26 of the North Dakota Century Code, relating to suspension of hunting, trapping, or fishing privileges.

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

HB 1101: A BILL for an Act to create and enact a new section to chapter 39-10 of the North Dakota Century Code, relating to rules of the road regarding roads closed for public safety because of hazardous conditions; to amend and reenact paragraph 17 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the penalty for disobeying traffic control devices; and to declare an emergency.

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

HB 1266: A BILL for an Act to provide disciplinary procedures for students enrolled in approved alternative education programs; and to amend and reenact subsection 13 of section 15-29-08 and section 15-40.1-07.2 of the North Dakota Century Code, relating to the discipline of students.

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

MONDAY, FEBRUARY 4, 1985

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MESSAGE TO THE HOUSE
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 2069, SB 2141, SB 2154, SB 2272, SB 2273, SB 2276,
SB 2280, SB 2306, SB 2308, SB 2330, SB 2333, SB 2378,
SB 2379, SB 2382, SCR 4026, SCR 4031

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2096, SB 2133, SB 2148, SB 2165, SB 2168, SB 2169,
SCR 4029

LEO LEIDHOLM, Secretary

MOTIONS

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

SEN. NETHING MOVED that after the reading of SB 2018, SB 2019, SB 2027, SB 2212, SB 2248, SB 2277, SB 2287, SB 2319, SB 2324, SB 2332, SB 2348, SB 2352, SB 2353, SB 2357, SB 2361, SB 2365, SB 2370, SB 2394, SB 2406, SB 2426, SCR 4027, SCR 4030, and HCR 3005, the Senate adjourn and convene at 1:00 p.m., Tuesday, February 5, 1985, which motion prevailed.

LEO LEIDHOLM, Secretary