

JOURNAL OF THE SENATE

Forty-ninth Legislative Assembly

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FORTIETH DAY

Bismarck, March 6, 1985

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

The prayer was offered by Reverend Charles Neil, First United Methodist Church, Bismarck.

O God, as we gather again today for all the responsibilities now before us, we come seeking Your guidance. We do not ask for easy answers nor do we ask for all difficult decisions to be removed from us, but we ask for a sensitivity to the needs and the concerns of others.

We hear the call, O God, to responsible decisions. As we heed that call, make us master of ourselves that we might be the servants of others; take our lips and speak with them, take our minds and think with them, take our hearts and fill them with the wonder of Your love.

This we pray in Jesus' Name, Amen.

ROLL CALL

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

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 Thirty-ninth day and finds the same to be correct.

SEN. DAVID, Chairman

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

MESSAGES TO THE HOUSE
SENATE CHAMBER

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

HB 1014, HB 1040, HB 1047, HB 1063, HB 1144, HB 1235,
HB 1277, HB 1305, HB 1387, HB 1413, HB 1435, HB 1447,
HB 1451, HB 1512, HB 1532, HB 1619, HCR 3023, HCR 3028,
HCR 3059, HCR 3066

LEO LEIDHOLM, Secretary

SENATE CHAMBER

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

HB 1168, HB 1279

LEO LEIDHOLM, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has failed to pass:

HB 1215, HB 1306

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1057 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1057: Reps. Dalrymple, Kretschmar, A. Williams

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SCR 4001, SCR 4012, SCR 4039, SCR 4041, SCR 4045

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2071, SB 2083

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2041, SB 2043, SB 2044, SB 2045, SB 2046, SB 2050,
SB 2058, SB 2084, SB 2106, SB 2107, SB 2121, SB 2122,
SB 2123, SB 2124, SB 2125, SB 2131, SB 2149, SB 2155,
SB 2166, SB 2190, SCR 4019, SCR 4027

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. REITEN MOVED that the amendments to SB 2502 as recommended by the Committee on Industry, Business and Labor as printed on pages 1271-1274 of the Senate Journal be adopted, and when so adopted, recommends that SB 2502 DO NOT PASS, which motion prevailed.

SEN. REITEN MOVED that the rules be suspended, that SB 2502 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2502: A BILL for an Act to provide for relief against foreclosure of mortgages or liens on agricultural property, to provide relief from cancellations of contracts for deed on agricultural property, to provide for extended periods of redemption and other equitable relief, and to provide for confidential meetings and records; to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota; to amend and reenact sections 6-09-15, 10-06-13, subdivision 1 of subsection 1 of section 28-32-01, and sections 54-30-03 and 54-30-28 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota, corporate farming, exclusion from the Administrative Agencies Practice Act and real estate bonds issued for the replacement of funds of the Bank of North Dakota; to provide appropriations; to provide an expiration date; to suspend inconsistent laws; and to declare an emergency.

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

MOTIONS

SEN. KELSH MOVED that SB 2502 be amended as follows:

On page 5 of the engrossed bill, line 8, delete the word "six" and insert in lieu thereof the word "three"

On page 5 of the engrossed bill, delete lines 33 through 35, and insert in lieu thereof the words "may apply for relief under sections 8 through 11 of this Act, if the judgment debtor has not previously done so, by the filing of the affidavit prescribed in section 7 of this Act prior to the expiration of the redemption period. For this purpose the redemption period shall be extended, if necessary, for a period not to exceed three months pending a determination thereunder."

On page 6 of the engrossed bill, delete lines 1 through 35

On page 7 of the engrossed bill, delete lines 1 through 6

And renumber the lines, sections, and pages accordingly

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

SEN. HEIGAARD MOVED that the rules be suspended, that SB 2502 be deemed properly reengrossed and placed on the calendar, as

amended, for second reading and final passage, which motion prevailed.

SB 2502: A BILL for an Act to provide for relief against foreclosure of mortgages or liens on agricultural property, to provide relief from cancellations of contracts for deed on agricultural property, to provide for extended periods of redemption and other equitable relief, and to provide for confidential meetings and records; to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota; to amend and reenact sections 6-09-15, 10-06-13, subdivision 1 of subsection 1 of section 28-32-01, and sections 54-30-03 and 54-30-28 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota, corporate farming, exclusion from the Administrative Agencies Practice Act and real estate bonds issued for the replacement of funds of the Bank of North Dakota; to provide appropriations; to provide an expiration date; to suspend inconsistent laws; and to declare 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, as amended, the roll was called and there were 24 YEAS, 28 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Berube; Dotzenrod; Heigaard; Heinrich; Hilken; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Redlin; Satrom; Shea; Stromme; Tallackson; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Ingstad; Kelly; Kilander; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

ABSENT AND NOT VOTING: Christensen

SB 2502 was declared lost.

VOTE CHANGED FOR RECONSIDERATION

SEN. MAIXNER changed his vote from aye to nay for the purpose of reconsideration so the vote was 23 YEAS, 29 NAYS, 1 ABSENT AND NOT VOTING.

SB 2502 was declared lost.

MOTIONS

SEN. DAVID MOVED that the Senate reconsider its action whereby HB 1408 lost, which motion prevailed on a verification vote.

SEN. NETHING MOVED that HB 1408 be laid over three legislative days, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. OLSON MOVED that consideration of the proposed amendments to HB 1207 be laid over one legislative day, which motion prevailed.

SEN. PARKER MOVED that the amendments to HB 1242 as recommended by the Committee on Industry, Business and Labor as printed on pages 1275-1276 of the Senate Journal be adopted, and when so adopted, recommends that HB 1242 DO PASS, which motion prevailed.

SEN. PETERSON MOVED that the amendments to HB 1266 as recommended by the Committee on Education as printed on page 1276 of the Senate Journal be adopted, and when so adopted, recommends that HB 1266 DO PASS, which motion prevailed.

MOTIONS

SEN. LODOEN MOVED that HCR 3068 be returned to the Senate floor from the Committee on State and Federal Government, which motion prevailed.

SEN. ADAMS MOVED that HCR 3068 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

HCR 3068: A concurrent resolution congratulating the North Dakota Highway Patrol, and the officers and employees of the North Dakota Highway Patrol, on the patrol's 50th anniversary.

Which has been read.

The question being on the final adoption of the resolution, as printed on page 796 of the House Journal.

HCR 3068 was declared adopted on a voice vote.

SECOND READING OF A SENATE BILL

SB 2500: A BILL for an Act to establish a farm foreclosure negotiation board and a home-quarter purchase fund; to provide an appropriation; and to declare 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, as amended, the roll was called and there were 23 YEAS, 26 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Heigaard; Heinrich; Hilken; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Redlin; Satrom; Shea; Stromme; Tallackson; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; Berube; David; Holmberg; Ingstad; Kilander; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Christensen; Freborg; Kelly; Wenstrom

SB 2500 was declared lost.

MOTION

SEN. HOLMBERG MOVED that SCR 4020 and SCR 4033 which are on the Eleventh order be laid over three legislative days, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1036: A BILL for an Act making an appropriation for defraying the expenses of the state seed department of the state of North Dakota.

Which has been read.

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Adams; Christensen; Kelsh; Meyer, W.; Naaden; Vosper

HB 1036 passed and the title was agreed to.

HB 1076: A BILL for an Act to provide for the state treasurer to invest moneys of the agricultural commodity entities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 45 YEAS, 0 NAYS, 8 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Adams; Christensen; Heigaard; Kelsh; Maixner; Meyer, W.; Peterson; Vosper

HB 1076 passed and the title was agreed to.

MOTION

SEN. OLSON MOVED that HB 1098 which is on the Fourteenth order be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1182: A BILL for an Act to repeal section 39-18-05 of the North Dakota Century Code, relating to the allowable width, length, and height of mobile homes operated in the state of 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 2 YEAS, 45 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Mushik; Reiten

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

Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: Adams; Christensen; Kelsh; Meyer, W.; Vosper; Walsh

HB 1182 was declared lost.

HB 1217: A BILL for an Act to amend and reenact section 15-40.2-03 of the North Dakota Century Code, relating to school district tuition payments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 24 YEAS, 28 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Dotzenrod; Heigaard; Hilken; Kelsh; Krauter; Kusler; Langley; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Redlin; Reiten; Streibel; Thane; Todd; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: David; Freborg; Heinrich; Holmberg; Ingstad; Kelly; Kilander; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Satrom; Shea; Stenehjem; Stromme; Tallackson; Tennefos; Tweten; Wright

ABSENT AND NOT VOTING: Christensen

HB 1217 was declared lost.

HB 1247: A BILL for an Act to amend and reenact subsections 2 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 48 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; 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.; Mushik; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Mutch; Streibel; Tennefos

ABSENT AND NOT VOTING: Christensen; Moore

HB 1247 passed and the title was agreed to.

HB 1281: A BILL for an Act to amend and reenact section 53-06.1-10 of the North Dakota Century Code, relating to rules of the game of twenty-one.

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, 50 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: None

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

ABSENT AND NOT VOTING: Christensen; Kelly; Moore

HB 1281 was declared lost.

HB 1283: A BILL for an Act to amend and reenact section 27-08.1-01 of the North Dakota Century Code, relating to the venue of small claims court proceedings.

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, 50 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Bakewell; Berube; David; Dotzenrod; Freborg; Heigaard; 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; Stenehjøm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wogsland; Wright

ABSENT AND NOT VOTING: Christensen; Heinrich; Wenstrom

HB 1283 was declared lost.

HB 1335: A BILL for an Act to amend and reenact sections 25-01.1-06, 25-01.1-13, 25-03.1-43, and 50-06-15 of the North Dakota Century Code, relating to the transfer of client and patient records between regional human service centers, and between a regional human service center and the state hospital.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; 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; Shea; Stenehjøm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Christensen; Satrom; Stromme

HB 1335 passed and the title was agreed to.

HB 1369: A BILL for an Act to amend and reenact sections 39-16-05, 39-16.1-02, subsection 3 of section 39-16.1-05, and subdivision b of subsection 2 of section 39-16.1-11 of the North Dakota Century Code, relating to required level of insurance against liability for damage to property arising from the operation of motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING.

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

NAYS: Meyer, D.

ABSENT AND NOT VOTING: Christensen; Stromme

HB 1369 passed and the title was agreed to.

HB 1388: A BILL for an Act to provide an appropriation to the commissioner of agriculture for rangeland grasshopper control.

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; 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; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Christensen; Stromme

HB 1388 passed and the title was agreed to.

HB 1392: A BILL for an Act to amend and reenact subsection 3 of section 57-38-01 of the North Dakota Century Code, relating to the federalization date for North Dakota income tax purposes; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; David; Dotzenrod; Freborg; 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; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Lashkowitz

ABSENT AND NOT VOTING: Christensen; Heigaard; Stromme

HB 1392 passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Joint Constitutional Revision to which was referred SCR 4023 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 4, delete the words "of higher education"

On page 1, line 8, delete the words "of higher education"

On page 2, line 11, after the period insert the following sentence: "The legislative assembly may provide that these public institutions be used for purposes other than higher education, and may transfer the control and administration of institutions so used to an appropriate agency; however, the legislative assembly may not close or eliminate any of these public institutions without an amendment of this constitution."

And renumber the lines and pages accordingly

SEN. WENSTROM, Cochairman

SCR 4023 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 HB 1246 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 1 of the engrossed bill, line 3, after the word "investigators" insert the words "; and to provide an appropriation"

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

"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 \$40,400, or so much thereof as may be necessary, to the attorney general's office for the purpose of hiring one records identification clerk in the bureau of criminal investigation for the biennium beginning July 1, 1985, and ending June 30, 1987."

And renumber the lines and pages accordingly

SEN. CHRISTENSEN, Chairman

HB 1246 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 HB 1296 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2 of the engrossed bill, line 14, delete the first underscored comma and insert in lieu thereof the word "and", and delete the words ", and the elector's" and insert in lieu thereof the word "or"

On page 2 of the engrossed bill, line 15, delete the word "local"

And renumber the lines and pages accordingly

SEN. CHRISTENSEN, Chairman

HB 1296 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 HB 1448 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 word "subsection" and insert in lieu thereof the word "subsections", and after the numeral "4" insert the word and numeral "and 5"

On page 1, line 3, after the word "dance" insert the words "and public dancing place"

On page 1, line 6, delete the word "Subsection" and insert in lieu thereof the word "Subsections", and after the numeral "4" insert the word and numeral "and 5"

On page 1, line 7, delete the word "is" and insert in lieu thereof the word "are"

On page 1, line 11, after the first word "the" insert the word "sole"

On page 1, after line 13, insert the following subsection:

"5. "Public dancing place" means a room, place, or space, which has a ~~seating~~ capacity of at least ~~five~~ one hundred people, open to public patronage where dancing in which the public may participate is carried on and where the public is present primarily for the sole purpose of dancing."

And renumber the lines accordingly

SEN. PARKER, Vice Chairman

HB 1448 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 HB 1475 has had the same under consideration and recommends that the same DO PASS.

SEN. PARKER, Vice Chairman

HB 1475 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1484 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

HB 1484 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1485 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 22, delete the words "Any request to change venue must be"

On page 1 of the engrossed bill, line 23, delete the words "stated in the defendant's answer."

And renumber the lines and pages accordingly

SEN. CHRISTENSEN, Chairman

HB 1485 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 HB 1510 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1510 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1564 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1564 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1595 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

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

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1610 has had the same under consideration and recommends that the same DO PASS.

SEN. OLSON, Vice Chairman

HB 1610 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1646 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2 of the engrossed bill, line 7, after the word "reduced" insert the words ", but not below zero,"

And renumber the lines accordingly

SEN. WRIGHT, Chairman

HB 1646 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3058 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

HCR 3058 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred HCR 3085 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

HCR 3085 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to transmit herewith the following which the House has passed, but the emergency clause failed to carry:

HB 1653

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

MADAM PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Secretary of State for his filing:

SCR 4001, SCR 4012, SCR 4039, SCR 4041, SCR 4045

SEN. BAKEWELL, Chairman

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

MOTIONS

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

SEN. NETHING MOVED that at the conclusion of the Fifth order of business, the Thirteenth order of business and after the reading of HB 1098, HB 1242, HB 1266, HB 1420, HB 1475, HB 1484, HB 1496, HB 1503, HB 1510, HB 1535, HB 1551, HB 1564, HB 1590, HB 1595, HB 1610, HCR 3058, HCR 3085, the Senate adjourn and convene at 1:00 p.m., Thursday, March 7, 1985, which motion prevailed.

LEO LEIDHOLM, Secretary