

## JOURNAL OF THE HOUSE

## Fiftieth Legislative Assembly

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## TWENTY-NINTH DAY

Bismarck, February 13, 1987

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

The prayer was offered by Sharon Baker, Grace Lutheran Church, Driscoll, North Dakota.

## ROLL CALL

The roll was called and all Representatives were present, except Representatives Graba, R. Hausauer, Meyer, and Wald.

A quorum was declared by the Speaker.

## CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Twenty-eighth Day and finds the same to be correct.

REP. THOMPSON, Chairman

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

## DOCTOR OF THE DAY SCHEDULE

February 16: Herbert J. Wilson, M.D. - Newtown  
February 17: Earl J. Dunnigan, M.D. - Fargo  
February 18: Earl J. Dunnigan, M.D. - Fargo  
February 19: Clayton E. Jensen, M.D. - Fargo  
February 20: Kermit Leonard, M.D. - Garrison

## DELIVERY OF ENROLLED BILL

THE SPEAKER ANNOUNCED that the following bill was delivered to the Governor for his approval at the hour of 8:31 a.m., February 13, 1987:

HB 1057

## COMMUNICATION

State of North Dakota  
EXECUTIVE OFFICE  
Bismarck

February 12, 1987

The Honorable Richard Kloubec  
Speaker of the House  
House Chamber

State Capitol  
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This is to inform you that on February 11, 1987, I signed the following:

HB 1058

Sincerely,

GEORGE A. SINNER  
Governor

#### MOTIONS

REP. RICE MOVED that HB 1321 be placed at the top of the calendar, which motion prevailed.

REP. KRETSCHMAR MOVED that HB 1623, which is on the Eleventh order, be rereferred to the Committee on Judiciary, which motion prevailed.

SPEAKER KLOUBEC ANNOUNCED that HB 1623 was rereferred to the Committee on Judiciary.

REP. MARTINSON MOVED that HB 1574 be returned to the House floor from the Committee on State and Federal Government for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. C. NELSON REQUESTED the unanimous consent of the House to withdraw HB 1574. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. PETERSON MOVED that HB 1556 be returned to the House floor from the Committee on Appropriations for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. LAUTENSCHLAGER REQUESTED the unanimous consent of the House to withdraw HB 1556. There being no objection, it was so ordered by the Speaker.

#### MOTIONS

REP. GATES MOVED that HCR 3033 be returned to the House floor from the Committee on Education and be rereferred to the Committee on Joint Constitutional Revision, which motion prevailed.

SPEAKER KLOUBEC ANNOUNCED that HCR 3033 was rereferred to the Committee on Joint Constitutional Revision.

REP. MOORE MOVED that HB 1249 be returned to the House floor from the Committee on Political Subdivisions for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. MOORE REQUESTED the unanimous consent of the House to withdraw HB 1249. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. KRETSCHMAR MOVED that HB 1382 be returned to the House floor from the Committee on Judiciary for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. AAS REQUESTED the unanimous consent of the House to withdraw HB 1382. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. MOORE MOVED that HB 1588 be returned to the House floor from the Committee on Political Subdivisions for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. SORENSEN REQUESTED the unanimous consent of the House to withdraw HB 1588. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. ANDERSON MOVED that HB 1316 be returned to the House floor from the Committee on Transportation for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. WALD REQUESTED the unanimous consent of the House to withdraw HB 1316. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. MARTINSON MOVED that the House reconsider its action whereby the committee report was accepted and HB 1575 was placed on the Sixth order of business on the calendar, which motion prevailed.

#### SIXTH ORDER OF BUSINESS

REP. A. HAUSAUER MOVED that the amendments to HB 1193 as recommended by the Committee on Finance and Taxation as printed on pages 904-905 of the House Journal be adopted, and when so adopted, recommends the same DO PASS and be rereferred to the Committee on Appropriations, which motion prevailed.

REP. MARTINSON MOVED that the amendments to HB 1360 as recommended by the Committee on State and Federal Government as printed on page 906 of the House Journal be adopted, and when so adopted, recommends the same DO PASS and then be held at the Desk to be considered on the calendar with the other public retirement bills, which motion prevailed.

REP. ANDERSON MOVED that the amendments to HB 1568 as recommended by the Committee on Transportation as printed on page 907 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1568 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. WHALEN MOVED that the amendments to HB 1579 as recommended by the Committee on Industry, Business and Labor as printed on pages 908-909 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1579 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 1596 as recommended by the Committee on Finance and Taxation as printed on pages 909-910 of the House Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

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

REP. WHALEN MOVED that the amendments to HB 1642 as recommended by the Committee on Industry, Business and Labor as printed on page 911 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

HB 1642 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### SECOND READING OF HOUSE BILL

HB 1321: A BILL for an Act to amend and reenact section 31-01-16 of the North Dakota Century Code, relating to compensation and expenses for witnesses in criminal actions.

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

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorsos; Dotzenrod; Enget; Flaagan; Frey;

Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Mertens; Ulmer; Williams, C.

HB 1321 passed and the title was agreed to.

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#### MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1051, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1051: A BILL for an Act to provide for the reporting, collecting, maintaining, and disseminating of criminal history record information; to amend and reenact section 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal investigation; to repeal sections 12-60-10, 12-60-11, 12-60-12, 12-60-15, and 12-60-16 of the North Dakota Century Code, relating to the bureau of criminal investigation, fingerprinting arrestees, furnishing information, and reporting transfer, release or other disposition of arrestees; 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 103 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast;

Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** None

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Meyer

HB 1051 passed and the title was agreed to.

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#### RECOGNITION

THE SPEAKER ANNOUNCED that a former Representative was in the chambers, and requested that the House recognize former Representative Arvid Hedstrom, and Representative Hedstrom was thereupon introduced to the House.

#### MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1245, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1245: A BILL for an Act to create and enact sections 23-20.3-04.1 and 23-20.3-04.2 of the North Dakota Century Code, relating to establishing an underground storage tank program; and to amend and reenact sections 23-20.3-01, 23-20.3-02, 23-20.3-03, 23-20.3-04, subsection 2 of section 23-20.3-05, sections 23-20.3-06, 23-20.3-07, 23-20.3-08, and 23-20.3-10 of the North Dakota Century Code, relating to hazardous waste management.

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 89 YEAS, 14 NAYS, 3 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz;

Goetz; Gorman; Halmrast; Hamerlik; Hanson, L.;  
 Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly;  
 Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera;  
 Lang; Larson; Lautenschlager; Linderman; Lindgren;  
 Marks; Martinson; Mertens; Meyer; Moore; Myrdal;  
 Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban;  
 Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea;  
 Payne; Peterson; Rice; Riehl; Rydell; Scherber;  
 Schindler; Schneider; Shaft; Shaw; Shide; Shockman;  
 Skjerven; Smette; Solberg; Sorensen; Starke;  
 Stofferahn; Strinden; Thompson; Tokach; Tollefson;  
 Tomac; Trautman; Ulmer; Wald; Watne; Wentz; Whalen;  
 Williams, A.; Williams, C.; Williams, W.; Winkelman;  
 Speaker Kloubec

**NAYS:** Anderson; Cleveland; Gunsch; Hanson, O.; Haugen;  
 Kent; Kingsbury; Laughlin; Martin; Melby; Murphy;  
 O'Connell; Vander Vorst; Wilkie

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Klundt

HB 1245 passed and the title was agreed to.

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**HB 1294:** A BILL for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to reconvened regular sessions of the legislative assembly in even-numbered years for budget adjustment purposes.

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, 56 NAYS, 2 ABSENT AND NOT VOTING.

**YEAS:** Berg, G.; Brokaw; Cleveland; Dalrymple; DeMers, J.;  
 DeMers, P.; Enget; Flaagan; Frey; Halmrast; Hamerlik;  
 Hanson, L.; Hill; Hokana; Kelly; Kingsbury; Klundt;  
 Kolbo; Kretschmar; Laughlin; Lautenschlager; Linderman;  
 Lindgren; Marks; Mertens; Meyer; Myrdal; Nelson, C.;  
 Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell;  
 Olson, V.; Opedahl; Riehl; Rydell; Scherber; Shaw;  
 Shockman; Skjerven; Starke; Stofferahn; Ulmer; Watne;  
 Wentz; Williams, A.; Williams, W.

**NAYS:** Aas; Almlie; Anderson; Belter; Berg, R.; Christman;  
 Dorso; Dotzenrod; Gates; Gertholz; Goetz; Gorman;  
 Gunsch; Hanson, O.; Haugen; Haugland; Hausauer, A.;  
 Hoffner; Kent; Knell; Knudson; Koland; Kuchera; Lang;  
 Larson; Martin; Martinson; Melby; Moore; Murphy;  
 Olsen, D.; Olson, A.; O'Shea; Payne; Peterson; Rice;

Schindler; Schneider; Shaft; Shide; Smette; Solberg;  
Sorensen; Strinden; Thompson; Tokach; Tollefson; Tomac;  
Trautman; Vander Vorst; Wald; Whalen; Wilkie;  
Williams, C.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Graba; Hausauer, R.

HB 1294 was declared lost.

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HB 1025: A BILL for an Act making an appropriation for defraying the expenses of job service North Dakota and divisions thereof 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 103 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Murphy

ABSENT AND NOT VOTING: Graba; Hausauer, R.

HB 1025 passed and the title was agreed to.

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HB 1070: A BILL for an Act to require quarterly reports by the state tax commissioner to the budget section of the legislative council on corporate income tax collections and outstanding corporate income tax liability.

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 56 YEAS, 48 NAYS, 2 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Belter; Berg, R.; Cleveland; Dalrymple; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Gorman; Gunsch; Hamerlik; Hanson, O.; Haugen; Haugland; Hausauer, A.; Kent; Kingsbury; Knell; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lindgren; Martin; Martinson; Melby; Moore; Myrdal; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Rice; Rydell; Schindler; Shaft; Shaw; Shide; Smette; Sorensen; Strinden; Thompson; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Wentz; Whalen; Speaker Kloubec

**NAYS:** Anderson; Berg, G.; Brokaw; Christman; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Halmrast; Hanson, L.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Laughlin; Lautenschlager; Linderman; Marks; Mertens; Meyer; Murphy; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Peterson; Riehl; Scherber; Schneider; Shockman; Skjerven; Solberg; Starke; Stofferahn; Tomac; Ulmer; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.

HB 1070 passed and the title was agreed to.

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HB 1231: A BILL for an Act to provide for the regulation of the establishment and operation of preferred provider organizations; 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 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin;

Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Graba; Hausauer, R.

HB 1231 passed and the title was agreed to.

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HB 1234: A BILL for an Act to amend and reenact sections 51-04-01, 51-04-03, 51-04-08, and 51-04-09 of the North Dakota Century Code, relating to the definition of transient merchant, licensing of transient merchants by the attorney general, certain excepted sales, and regulation of transient merchants by a city or other municipality.

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 96 YEAS, 1 NAY, 9 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Hamerlik

**ABSENT AND NOT VOTING:** Brokaw; Graba; Hausauer, R.;  
Kelly; Kent; Mertens; Olsen, D.; Peterson; Tomac

HB 1234 passed and the title was agreed to.

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**HB 1259:** A BILL for an Act to amend and reenact subsection 3 of section 57-38-62 of the North Dakota Century Code, relating to payment of estimated corporate income tax; and to provide an effective 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 99 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gertholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** None

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Kelly; Kent; Mertens; Peterson; Whalen

HB 1259 passed and the title was agreed to.

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**HB 1301:** A BILL for an Act to amend and reenact sections 37-07.1-03, 37-07.1-05, 37-07.1-06, and 37-07.2-01 of the North Dakota Century Code, relating to national guard tuition waivers and grants.

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 94 YEAS, 6 NAYS, 6 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Sorensen; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Frey; Hanson, O.; Klundt; Solberg; Starke; Wilkie

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Kelly; Kent; Moore; Peterson

HB 1301 passed and the title was agreed to.

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**HB 1356:** A BILL for an Act to create and enact a new section to chapter 16.1-07 of the North Dakota Century Code, relating to special write-in absentee ballots; and to amend and reenact sections 4-22-17, 16.1-01-07, 16.1-04-03, 16.1-07-03, 16.1-07-04, 16.1-07-05, 16.1-11-06, 16.1-11-11, 16.1-11-17, 16.1-11-18, 16.1-11-19, 16.1-11-20, 16.1-11-30, 16.1-12-04, 16.1-12-05, 16.1-12-07, 16.1-12-09, 16.1-13-03, 46-06-03, and 61-24-03 of the North Dakota Century Code, relating to preparation of absentee ballots and filing deadlines.

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 63 YEAS, 38 NAYS, 5 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Berg, G.; Berg, R.; Cleveland; Dalrymple; Dorso; Enget; Flaagan; Frey; Gates; Goetz; Halmrast; Hamerlik; Hanson, L.; Haugen; Haugland; Hoffner; Hokana; Kent; Klundt; Knudson;

Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Melby; Mertens; Moore; Murphy; Nelson, J.; Nicholas; Nowatzki; Oban; Opedahl; Rice; Rydell; Scherber; Shaft; Shaw; Shockman; Smette; Solberg; Sorensen; Starke; Stofferahn; Tollefson; Trautman; Ulmer; Wald; Wentz; Wilkie; Williams, A.; Speaker Kloubec

**NAYS:** Belter; Brokaw; Christman; DeMers, J.; DeMers, P.; Dotzenrod; Gerntholz; Gorman; Gunsch; Hanson, O.; Hausauer, A.; Hill; Kingsbury; Knell; Martinson; Meyer; Myrdal; Nelson, C.; O'Connell; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Riehl; Schindler; Schneider; Shide; Skjerven; Strinden; Tokach; Tomac; Vander Vorst; Watne; Whalen; Williams, C.; Williams, W.; Winkelman

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Kelly; Peterson; Thompson

HB 1356 passed and the title was agreed to.

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**HB 1362:** A BILL for an Act to create and enact a new section to chapter 26.1-39 of the North Dakota Century Code, relating to insurance for a family child care home provider.

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, 54 NAYS, 4 ABSENT AND NOT VOTING.

**YEAS:** Berg, G.; Brokaw; Cleveland; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Halmrast; Hamerlik; Hanson, L.; Haugland; Hoffner; Hokana; Kelly; Kolbo; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Mertens; Meyer; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Opedahl; Riehl; Rydell; Scherber; Schneider; Shockman; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Ulmer; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.

**NAYS:** Aas; Almlie; Anderson; Belter; Berg, R.; Christman; Dalrymple; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugen; Hausauer, A.; Hill; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kretschmar; Lang; Martin; Martinson; Melby; Moore; Murphy; Myrdal; Nicholas; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Payne; Rice; Schindler; Shaft; Shaw; Shide; Smette; Strinden; Tokach; Tollefson; Tomac;

Trautman; Vander Vorst; Wald; Whalen; Winkelman;  
Speaker Kloubec

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Peterson;  
Thompson

HB 1362 was declared lost.

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HB 1364: A BILL for an Act to require certain corporations receiving subsidies from the state to file annual audit reports and to submit to audit upon request.

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, 8 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tollefson; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Dalrymple; Lang; Murphy; Nowatzki; Olsen, D.; Shide; Tokach; Tomac

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Peterson; Schneider; Strinden; Whalen

HB 1364 passed and the title was agreed to.

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HB 1532: A BILL for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to payment of tuition for special education students between the ages of eighteen and twenty-one.

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 96 YEAS, 4 NAYS, 6 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Smette; Solberg; Sorensen; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Kingsbury; Lang; Murphy; Skjerven

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Peterson; Riehl; Starke; Whalen

HB 1532 passed and the title was agreed to.

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**HB 1539:** A BILL for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to foundation aid payments to school districts for students in grades nine through twelve and all alternative high schools.

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 62 YEAS, 38 NAYS, 6 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Brokaw; Christman; Dalrymple; DeMers, P.; Enget; Flaagan; Frey; Goetz; Gunsch; Halmrast; Hanson, O.; Haugen; Haugland; Hill; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Lang; Laughlin; Lautenschlager; Linderman; Martin; Melby; Meyer; Moore; Myrdal; Nelson, J.; Nicholas;

Nowatzki; O'Connell; Olson, A.; Opedahl; O'Shea; Rice; Riehl; Schindler; Shaft; Shaw; Shide; Shockman; Smette; Solberg; Starke; Tokach; Tollefson; Tomac; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Winkelman

**NAYS:** Berg, G.; Berg, R.; Cleveland; DeMers, J.; Dorso; Dotzenrod; Gates; Gerntholz; Gorman; Hamerlik; Hanson, L.; Hausauer, A.; Hoffner; Hokana; Kelly; Kingsbury; Kuchera; Larson; Lindgren; Marks; Martinson; Mertens; Murphy; Nelson, C.; Oban; Olsen, D.; Olson, V.; Payne; Rydell; Scherber; Schneider; Skjervens; Sorensen; Stofferahn; Strinden; Trautman; Williams, W.; Speaker Kloubec

**ABSENT AND NOT VOTING:** Graba; Hausauer, R.; Kent; Peterson; Thompson; Whalen

HB 1539 passed and the title was agreed to.

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HB 1595: A BILL for an Act to create and enact a new section to chapter 43-19.1 of the North Dakota Century Code, relating to liability of engineers.

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 81 YEAS, 17 NAYS, 8 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Dalrymple; Dorso; Dotzenrod; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hokana; Kelly; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Linderman; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Shockman; Skjervens; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Winkelman; Speaker Kloubec

**NAYS:** Cleveland; DeMers, J.; DeMers, P.; Enget; Hamerlik; Hill; Hoffner; Lautenschlager; Mertens; Nelson, C.; Nelson, J.; O'Connell; Opedahl; O'Shea; Schneider; Watne; Williams, W.

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Kent;  
Lindgren; Peterson; Strinden; Thompson; Ulmer

HB 1595 passed and the title was agreed to.

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HB 1658: A BILL for an Act to extend the period of redemption of real property during an emergency and to provide for possession during the extended period of redemption; to provide an expiration date; 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 49 YEAS, 51 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Almlie; Berg, G.; Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Frey; Hanson, L.; Hanson, O.; Hill; Hoffner; Hokana; Kelly; Kingsbury; Klundt; Kolbo; Laughlin; Lautenschlager; Linderman; Marks; Martin; Mertens; Meyer; Murphy; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Riehl; Scherber; Schindler; Schneider; Shaw; Shockman; Skjervan; Solberg; Starke; Stofferahn; Ulmer; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.

NAYS: Aas; Anderson; Belter; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Haugen; Haugland; Hausauer, A.; Knell; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lindgren; Martinson; Melby; Moore; Myrdal; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Rice; Rydell; Shaft; Shide; Smette; Sorensen; Strinden; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wentz; Whalen; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Kent;  
Peterson; Thompson; Wald

HB 1658 was declared lost.

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HB 1401: A BILL for an Act to amend and reenact sections 5-01-09 and 5-02-06 of the North Dakota Century Code, relating to employment of persons under twenty-one years of age to dispense alcoholic beverages in restaurants.

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, 74 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Berg, R.; Cleveland; Dalrymple; DeMers, P.; Dorso; Dotzenrod; Gorman; Hamerlik; Haugen; Hokana; Kelly; Kretschmar; Kuchera; Larson; Lindgren; Martinson; Meyer; Oban; Riehl; Schneider; Tokach; Tollefson; Tomac; Wilkie

NAYS: Aas; Almlie; Anderson; Belter; Berg, G.; Brokaw; Christman; DeMers, J.; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Lang; Laughlin; Lautenschlager; Linderman; Marks; Martin; Melby; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Starke; Stofferahn; Strinden; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Kent; Mertens; Peterson; Rice; Sorensen; Thompson

HB 1401 was declared lost.

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HB 1464: A BILL for an Act to amend and reenact subsection 7 of section 15-40.1-08 of the North Dakota Century Code, relating to the determination of per-pupil payments for elementary schools providing kindergartens.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 29 YEAS, 71 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Almlie; Anderson; Belter; Brokaw; Dalrymple; Dotzenrod; Enget; Flaagan; Gorman; Hausauer, A.; Klundt; Kolbo; Larson; Lindgren; Meyer; Murphy; Myrdal; Nelson, C.; O'Connell; Riehl; Scherber; Shaw; Shide; Shockman; Skjerven; Solberg; Starke; Ulmer; Wilkie

NAYS: Aas; Berg, G.; Berg, R.; Christman; Cleveland; DeMers, J.; DeMers, P.; Dorso; Frey; Gates; Gerntholz; Goetz; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hill; Hoffner; Hokana; Kelly; Kingsbury; Knell; Knudson; Koland; Kretschmar;

Kuchera; Lang; Laughlin; Lautenschlager; Linderman; Marks; Martin; Martinson; Melby; Mertens; Moore; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rydell; Schindler; Schneider; Shaft; Smette; Sorensen; Stofferahn; Strinden; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Graba; Hausauer, R.; Kent; Peterson; Rice; Thompson

HB 1464 was declared lost.

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HB 1585: A BILL for an Act to provide an appropriation to defray the expenses of the center for innovation and business development in providing technology transfer and invention development, evaluation, and patent services to faculty, officials, or employees of state institutions of higher education.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 10 YEAS, 89 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Brokaw; Cleveland; Dorso; Gorman; Hamerlik; Olsen, D.; Olson, A.; Shaft; Ulmer; Wentz

NAYS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Gates; Gerntholz; Goetz; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Payne; Riehl; Rydell; Scherber; Schindler; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Frey; Graba; Hausauer, R.; Kent; Peterson; Rice; Thompson

HB 1585 was declared lost.

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HB 1587: A BILL for an Act to amend and reenact section 29-28-07 of the North Dakota Century Code, relating to the circumstances under which the state may appeal.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 42 YEAS, 57 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, R.; Christman; Cleveland; Enget; Gates; Gerntholz; Gorman; Haugen; Hausauer, A.; Knudson; Koland; Kolbo; Kretschmar; Larson; Lindgren; Martin; Martinson; Melby; Myrdal; Nelson, J.; Olsen, D.; Olson, A.; Olson, V.; O'Shea; Rydell; Schindler; Shaft; Shide; Smette; Solberg; Sorensen; Strinden; Thompson; Tollefson; Trautman; Vander Vorst; Whalen; Winkelman

**NAYS:** Berg, G.; Brokaw; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Flaagan; Frey; Goetz; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hoffner; Hokana; Kelly; Kingsbury; Klundt; Knell; Kuchera; Laughlin; Lautenschlager; Linderman; Marks; Mertens; Meyer; Moore; Murphy; Nelson, C.; Nicholas; Nowatzki; Oban; O'Connell; Opedahl; Payne; Riehl; Scherber; Schneider; Shaw; Shockman; Skjerven; Starke; Stofferahn; Tokach; Tomac; Ulmer; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Speaker Kloubec

**ABSENT AND NOT VOTING:** Graba; Gunsch; Hausauer, R.; Kent; Lang; Peterson; Rice

HB 1587 was declared lost.

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#### MOTIONS

REP. WALD MOVED that the House reconsider its action whereby HB 1665 passed, which motion lost on a verification vote.

REP. STRINDEN MOVED that the rules be suspended, that HCR 3061 not be printed, not be referred to committee, be read in title only, and be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

Reps. Rydell, Sorensen and Sen. Lips introduced:

## HOUSE CONCURRENT RESOLUTION NO. 3061

A concurrent resolution congratulating Shelley Gangness on being chosen Miss North Dakota and representing the state at the Miss USA pageant.

WHEREAS, it is a custom of the Legislative Assembly to recognize and honor North Dakota citizens for their accomplishments that bring national attention to the state; and

WHEREAS, Shelley Gangness, a North Dakota State University senior majoring in psychology, was selected as Miss North Dakota USA on December 7, 1986; and

WHEREAS, Shelley Gangness will represent the state of North Dakota at the Miss USA pageant, which will be broadcast nationally on the CBS television network on February 17, 1987; and

WHEREAS, Shelley Gangness is a young woman whom we may all be proud to have represent our state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fiftieth Legislative Assembly takes great pleasure in extending to Shelley Gangness its heartiest congratulations for being selected as Miss North Dakota USA; and

BE IT FURTHER RESOLVED, the Fiftieth Legislative Assembly extends its best wishes to Shelley Gangness in representing the state at the Miss USA pageant in Albuquerque, New Mexico; and

BE IT FURTHER RESOLVED, that the Secretary of State send a copy of this resolution to Shelley Gangness, Bismarck, North Dakota.

## SECOND READING OF A HOUSE CONCURRENT RESOLUTION

HCR 3061: A concurrent resolution congratulating Shelley Gangness on being chosen Miss North Dakota and representing the state at the Miss USA pageant.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3061 was declared adopted on a voice vote.

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## MOTIONS

REP. STRINDEN MOVED that the rules be suspended and that HCR 3061 be messaged to the Senate immediately, which motion prevailed.

REP. STRINDEN MOVED that the House stand in recess until 3:00 p.m., which motion prevailed.

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

MESSAGES 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 1318, HB 1347, HB 1410, HB 1439, HB 1497,  
HB 1584

ROY GILBREATH, Chief Clerk

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:

HCR 3061

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

HB 1641: A BILL for an Act to provide an appropriation to the educational broadcasting council to contract for instructional television.

Which has been read.

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: Cleveland; Frey; Hamerlik; Kretschmar; Kuchera;  
Lautenschlager; O'Connell; Tollefson; Wentz;  
Williams, C.

NAYS: Aas; Anderson; Belter; Berg, G.; Berg, R.;  
Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso;  
Dotzenrod; Enget; Flaagan; Gates; Gerntholz; Goetz;  
Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.;  
Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly;  
Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo;  
Larson; Linderman; Lindgren; Marks; Martin; Martinson;  
Melby; Mertens; Meyer; Moore; Murphy; Myrdal;  
Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban;  
Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea;  
Payne; Peterson; Rydell; Scherber; Schindler;  
Schneider; Shaft; Shaw; Shide; Shockman; Skjerven;  
Smette; Solberg; Sorensen; Starke; Stofferahn;  
Strinden; Thompson; Tokach; Tomac; Trautman;

Vander Vorst; Wald; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

**ABSENT AND NOT VOTING:** Almlie; Brokaw; Graba; Haugen; Hausauer, R.; Lang; Laughlin; Rice; Riehl; Ulmer; Watne; Whalen

HB 1641 was declared lost.

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HB 1651: A BILL for an Act to provide rate and billing requirements relating to the purchase of electrical energy from small-scale renewable energy sources.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 22 YEAS, 71 NAYS, 13 ABSENT AND NOT VOTING.

**YEAS:** Aas; Berg, R.; Cleveland; DeMers, J.; Enget; Flaagan; Hanson, L.; Hoffner; Kuchera; Marks; Murphy; Myrdal; Oban; O'Shea; Shaft; Smette; Strinden; Tokach; Tomac; Trautman; Williams, A.; Williams, W.

**NAYS:** Anderson; Belter; Berg, G.; Christman; Dalrymple; DeMers, P.; Dorso; Dotzenrod; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hill; Hokana; Kelly; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Larson; Lautenschlager; Linderman; Lindgren; Martin; Martinson; Melby; Mertens; Meyer; Moore; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson; Rydell; Scherber; Schindler; Schneider; Shaw; Shide; Shockman; Skjerven; Solberg; Sorensen; Starke; Thompson; Tollefson; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, C.; Winkelman; Speaker Kloubec

**ABSENT AND NOT VOTING:** Almlie; Brokaw; Graba; Haugen; Hausauer, R.; Kent; Knudson; Lang; Laughlin; Rice; Riehl; Stofferahn; Whalen

HB 1651 was declared lost.

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HB 1654: A BILL for an Act to authorize the state board of higher education to issue certificates of participation pursuant to lease purchase agreements for the construction of buildings and related facilities for state institutions of higher education; and to provide a continuing appropriation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 16 YEAS, 81 NAYS, 9 ABSENT AND NOT VOTING.

**YEAS:** Aas; Belter; Berg, R.; Dalrymple; Dorso; Gorman; Hokana; Koland; Larson; Moore; Payne; Schneider; Shaft; Stofferahn; Wald; Speaker Kloubec

**NAYS:** Berg, G.; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Kolbo; Kretschmar; Kuchera; Lang; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Peterson; Rydell; Scherber; Schindler; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman

**ABSENT AND NOT VOTING:** Almlie; Anderson; Graba; Haugen; Hausauer, R.; Laughlin; Rice; Riehl; Strinden

HB 1654 was declared lost.

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#### MOTIONS

REP. GOETZ MOVED that HB 1664, HB 1483, HB 1303, HB 1304, and HB 1358, which are on the Eleventh order, be laid over one legislative day, which motion prevailed.

REP. GOETZ MOVED that HCR 3027, HCR 3035, and HCR 3046 be placed on the consent calendar, which motion prevailed.

#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3005: A concurrent resolution directing the Legislative Council to establish a Jobs Development Commission composed of legislators, officials from the executive branch of government, officials from higher education, and representatives of private industry to study methods and coordinate efforts to initiate and sustain new economic development and to stimulate the creation of new employment opportunities for the citizens of this state.

Which has been read.

## REQUEST

REP. HOFFNER REQUESTED a recorded roll call vote on the motion to adopt HCR 3005, which request was granted.

## ROLL CALL

The question being on the adoption of HCR 3005, the roll was called and there were 55 YEAS, 44 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Berg, G.; Brokaw; Cleveland; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Halmrast; Hamerlik; Hanson, L.; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Kretschmar; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Mertens; Meyer; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shockman; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Tomac; Ulmer; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman

**NAYS:** Aas; Anderson; Belter; Christman; Dalrymple; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugland; Kent; Kingsbury; Knell; Knudson; Koland; Kuchera; Lang; Larson; Martin; Melby; Moore; Murphy; Myrdal; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Peterson; Shide; Smette; Thompson; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Wentz; Whalen; Speaker Kloubec

**ABSENT AND NOT VOTING:** Almlie; Berg, R.; Graba; Haugen; Hausauer, R.; Rice; Strinden

HCR 3005 was declared adopted.

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## SECOND READING OF HOUSE BILLS

HB 1429: A BILL for an Act to establish a certification program for tree experts and to enjoin violators; to provide a penalty; and to provide effective dates.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 3 YEAS, 97 NAYS, 6 ABSENT AND NOT VOTING.

**YEAS:** Kelly; Moore; Scherber

**NAYS:** Aas; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland;

Hausauer, A.; Hill; Hoffner; Hokana; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Riehl; Rydell; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Almlie; Graba; Haugen;  
Hausauer, R.; Rice; Strinden

HB 1429 was declared lost.

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HB 1431: A BILL for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to statements of qualification for a property tax exemption for farm structures.

Which has been read.

#### 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: Gunsch; Hanson, O.; Meyer; Scherber; Shaw;  
Thompson; Ulmer; Vander Vorst; Whalen

NAYS: Aas; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Riehl; Rydell; Schindler; Schneider; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Almlie; Graba; Haugen;  
Hausauer, R.; Rice; Strinden; Wald

HB 1431 was declared lost.

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HB 1476: 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.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were 36 YEAS, 63 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Berg, R.; DeMers, J.; Dorso; Dotzenrod; Flaagan; Goetz; Gorman; Hamerlik; Hanson, L.; Hausauer, A.; Hokana; Kelly; Koland; Kretschmar; Kuchera; Laughlin; Lautenschlager; Lindgren; Martinson; Mertens; Meyer; Nelson, C.; Nicholas; Nowatzki; Oban; O'Shea; Peterson; Schneider; Shaft; Shockman; Solberg; Stofferahn; Ulmer; Wald; Williams, W.

NAYS: Aas; Anderson; Belter; Brokaw; Christman; Cleveland; Dalrymple; DeMers, P.; Enget; Frey; Gates; Gerntholz; Gunsch; Halmrast; Hanson, O.; Haugland; Hill; Hoffner; Kent; Kingsbury; Klundt; Knell; Knudson; Kolbo; Lang; Larson; Linderman; Marks; Martin; Melby; Moore; Myrdal; Nelson, J.; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Riehl; Rydell; Scherber; Schindler; Shaw; Shide; Skjerven; Smette; Sorensen; Starke; Thompson; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Almlie; Graba; Haugen;  
Hausauer, R.; Murphy; Rice; Strinden

HB 1476 was declared lost.

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#### MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1481, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1481: A BILL for an Act to amend and reenact subsection 3 of section 57-43.1-01, sections 57-43.1-35, 57-43.1-42, 57-43.1-43, subsection 5 of section 57-43.2-01, and sections 57-43.2-28, 57-43.2-35, and 57-43.2-36 of the North Dakota Century Code, relating to the definition of

importer for use, importer for use tax credits, reports,  
and payments for motor vehicle fuels and special fuels  
taxes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were 95 YEAS, 1 NAY, 10 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson; Belter; Berg, G.; Berg, R.; Brokaw;  
Christman; Cleveland; Dalrymple; DeMers, J.;  
DeMers, P.; Dorso; Dotzenrod; Enget; Gates; Gerntholz;  
Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.;  
Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner;  
Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson;  
Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson;  
Laughlin; Lautenschlager; Linderman; Lindgren; Marks;  
Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal;  
Nelson, C.; Nicholas; Nowatzki; Oban; O'Connell;  
Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea;  
Payne; Peterson; Riehl; Rydell; Scherber; Schindler;  
Schneider; Shaw; Shide; Shockman; Skjerven; Smette;  
Solberg; Sorensen; Starke; Stofferahn; Thompson;  
Tokach; Tollefson; Tomac; Trautman; Ulmer;  
Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie;  
Williams, A.; Williams, C.; Williams, W.; Winkelman;  
Speaker Kloubec

NAYS: Nelson, J.

ABSENT AND NOT VOTING: Almlie; Flaagan; Frey; Graba;  
Haugen; Hausauer R.; Mertens; Rice; Shaft; Strinden

HB 1481 passed and the title was agreed to.

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HB 1507: A BILL for an Act to amend and reenact subsection 1 of  
section 20.1-03-03 of the North Dakota Century Code,  
relating to small game hunting licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were 7 YEAS, 88 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Brokaw; Klundt; Murphy; Nelson, J.; O'Shea; Shaw;  
Starke

NAYS: Aas; Anderson; Belter; Berg, G.; Berg, R.;  
Christman; Cleveland; Dalrymple; DeMers, J.;  
DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates;

Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Myrdal; Nelson, C.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson; Riehl; Rydell; Scherber; Schindler; Shaft; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Stofferahn; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Graba; Haugen; Hausauer, R.; Kent; Mertens; Rice; Schneider; Strinden; Wald

HB 1507 was declared lost.

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**HB 1558:** A BILL for an Act to amend and reenact paragraphs 3 and 4 of subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to driver's license penalty points for certain offenses of leaving the scene of an accident.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were 12 YEAS, 84 NAYS, 10 ABSENT AND NOT VOTING.

**YEAS:** Brokaw; DeMers J.; Hill; Hoffner; Kelly; Laughlin; Mertens; Oban; Schneider; Shockman; Stofferahn; Winkelman

**NAYS:** Aas; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hokana; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz;

Whalen; Wilkie; Williams, A.; Williams, C.;  
Williams, W.; Speaker Kloubec

ABSENT AND NOT VOTING: Almlie; Flaagan; Graba; Haugen;  
Hausauer R.; Kent; Kingsbury; Rice; Strinden; Wald

HB 1558 was declared lost.

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#### MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1580, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1580: A BILL for an Act to amend and reenact section 16.1-06-19, subsection 2 of section 16.1-07-08, sections 16.1-11-27, 16.1-15-06, 16.1-15-08, 16.1-15-13, and 16.1-15-16 of the North Dakota Century Code, relating to absentee ballots, sample ballots, pollbook safekeeping, and county canvassing board composition.

Which has been read.

#### REQUEST

REP. KOLAND REQUESTED that the question on the final passage of HB 1580 be divided to have the sections voted on separately in the following manner, which request was granted as per Rule 316, which states that the Division of the Question must be supported by twelve members.

#### DIVISION A

SECTION 3. AMENDMENT. Section 16.1-11-27 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

##### 16.1-11-27. Arrangement of names on ballots and voting machines.

1. On sample ballots, the names of candidates for each office shall must be arranged alphabetically according to surnames as they will appear in the precinct which cast the highest total votes for governor at the last general election in which the office of governor was filled.
2. On the official ballot used at the election, including electronic voting system ballots, the names of candidates beside or under headings designating each office to be voted for shall be alternated in the following manner:
  - a. The ballot shall first be arranged with all the names for each office on the ballot in an order

- determined by lot by the county auditor or responsible election official, and prepared by the county auditor for all state, district, and county offices.
- b. In printing each set of official ballots for the various election precincts, the position of the names shall be changed in each office division as many times as there are candidates in the office division in which there are the most names. The same number of ballots shall be printed after each change of position.
  - c. In making the changes of position, the printer shall take the candidate's name at the head of each office division and place it at the bottom of that division, moving the column up so the name that was second before the change is first after the change.
3. In precincts employing voting machines, the position of names which require alternating under the provisions of this section shall be alternated so the name appearing first in one precinct will be last in the next precinct, and the name that appeared second shall be first in the next precinct, and so on until each name has been moved up or over one space accordingly. This process shall be continued from one precinct to another and for as many names as are involved. There shall be a different alternation sequence for each of the following, based on the geographical area by which the office is filled:
- a. Offices to be filled by the electors of the state, the entire county, or any district which includes the entire county.
  - b. Offices to be filled by the electors of districts smaller than the county, with a different rotation for each of those districts.
4. The precincts shall be arranged according to the total votes cast for governor at the last general election in which the office of governor was filled, starting with the precinct having the highest total votes cast and ending with the precinct having the lowest total votes cast in that election.
5. If there are more than three candidates for any office, and it is not possible to place all of the names on one line, the names shall be placed in two or more lines having an equal or nearly equal number of names on each line; provided, that in no event shall only one name appear on any line.

## DIVISION B

A BILL for an Act to amend and reenact section 16.1-06-19, subsection 2 of section 16.1-07-08, sections 16.1-11-27, 16.1-15-06, 16.1-15-08, 16.1-15-13, and 16.1-15-16 of the North Dakota Century Code, relating to absentee ballots, sample ballots, pollbook safekeeping, and county canvassing board composition.

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

**SECTION 1. AMENDMENT.** Section 16.1-06-19 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

**16.1-06-19. Instructions, advertisements, maps, and ballots posted in polling places.** Each county auditor shall have cards printed, in large type, containing full instructions to electors on obtaining and preparing ballots and a copy of section 16.1-01-12. He shall furnish ten such cards to the election inspector in each election precinct who, prior to the opening of the polls, shall post at least one of the cards in each booth or compartment provided for the preparation of ballots and at least three of the cards in and about the polling place. Three of the official ballots for that precinct without the official stamp thereon shall must be posted conspicuously in the polling place on the morning of the election. The county auditor, at the time of delivering the ballots to the inspector of elections in each precinct, shall deliver at least five copies of the newspaper publication or other copy of the complete text of any constitutional amendment or initiated or referred measure to such inspector of elections. Not less than three of such newspaper publications or copies shall must be posted conspicuously in the polling place on the morning of the election. Each county auditor shall furnish the election inspector in each precinct with four copies of a map showing the election precinct's boundaries. The inspector shall, prior to the opening of the polls, post the maps at the entry to and in other conspicuous places around the polling place.

**SECTION 2. AMENDMENT.** Subsection 2 of section 16.1-07-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. If there is more than one ballot to be voted by an elector of such precinct, one of each kind shall must be included and an envelope shall must be enclosed with such ballot or ballots. Such envelope shall bear upon the front thereof the name, official title, and post-office address of the officer supplying the voter with the ballot, and upon the other side a printed statement statements in substantially the following form:

State of -----&gt;

) ss-

County of -----&gt;

I, -----, under penalty of possible criminal prosecution for making a false statement, do solemnly swear that I am a resident of the township of -----, or of the ----- precinct of the ----- ward in the city of -----, residing at ----- in said county, county of ----- and state of North Dakota, and entitled to vote in such precinct at the next election; that I expect to be absent from the said county of my residence on the day of holding such election or that by reason of physical disability I am unable to attend at the polling place for such election; and that I will have no opportunity to vote in person on that day.

-----  
RURAL ELECTOR

I, ----- a duly qualified elector of the township of -----, of the county of ----- of the state of North Dakota, to my best knowledge and belief am entitled to vote in such precinct at the next election; and I am unable to attend at the polling place for such election. I understand that it is a criminal offense to make a false statement in order to obtain an absentee ballot.

-----  
 (signature of voter)

URBAN ELECTOR

I, -----, a duly qualified elector of ----- precinct (if known) in the city of -----, residing at ----- (street address) in ----- County of the state of North Dakota, to my best knowledge and belief am entitled to vote in such precinct at the next election; and I am unable to attend at the polling place for such election. I understand that it is a criminal offense to make a false statement in order to obtain an absentee ballot.

-----  
 (signature of voter)

SECTION 4. AMENDMENT. Section 16.1-15-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16.1-15-06. Reports and pollbooks sent to county auditor - Compensation for making returns - County auditor to forward pollbook to clerk of United States district court and to the clerk of the North Dakota district court. By twelve noon of the day following an election except in cases of emergency or inclement weather, the inspector of elections, or one of the judges appointed by him the inspector, shall personally deliver the duplicate reports

provided for in section 16.1-15-04 to the county auditor. The reports, carefully sealed under cover, ~~accompanied by both of the pollbooks provided for in section 16.1-06-15,~~ and the wrapped and sealed stamp and inkpad, with the oaths of the inspector and poll clerks affixed thereto, shall must be delivered properly to the county auditor. The person making the return shall receive compensation therefor in accordance with section 16.1-05-05. However, no compensation and no mileage shall may be paid if delivery of the ballots is not made by twelve noon on the day following the election. The compensation and mileage shall must be paid out of the county treasury on a warrant of the county auditor, and ~~shall be~~ is full compensation for returning all used or voided ballots and for delivering the ballot boxes to the proper official. Within thirty days after receipt thereof following each presidential election, each county auditor shall forward one of the pollbooks to the clerk of the United States district court for the district encompassing that county for ~~his~~ the clerk's official use. The county auditor shall request return of the pollbook thirty days after receipt thereof by the clerk of the United States district court. The county auditor shall provide the clerk of the North Dakota district court of said county with a pollbook to be used by the clerk for jury selection.

SECTION 5. AMENDMENT. Section 16.1-15-08 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16.1-15-08. Wrapping and returning of ballots to county judge. After having prepared the reports and ~~poll lists~~ provided for in section 16.1-15-06 for delivery to the county auditor, the inspector and election judges shall cause the ballots of each kind cast at the election to be smoothly spread upon a wrapper of strong durable paper of the same width as the ballots and of sufficient strength to permit its being folded to form a complete wrapper for the ballots. The ballots and wrappers shall must then be folded tightly together and the wrapper shall must be pasted or glued securely at the outer end to completely envelop and hold the ballots together. Ballots which are void shall must be wrapped in a separate wrapper and shall must be marked "void". Ballots which are spoiled shall must be separately wrapped and marked "spoiled". In folding and sealing ballots, the various classes of ballots shall must be kept separate. The judges shall fold all ballots counted by them, except those which are void, and shall place them in manila wrappers, not exceeding two hundred ballots to each wrapper. Each wrapper shall must be endorsed with the name or number of the precinct and the date on which the election was held. The wrappers shall must be sealed securely in a manner prescribed by the secretary of state so the wrappers cannot be opened without an obvious and permanent breaking of the seal. The ballots, ~~together with~~ including those found void or spoiled, ~~and together with~~ the opened envelopes from voted absentee ballots and, the unopened envelopes of absentee ballots rejected as defective, shall and the pollbooks,

must be returned either in person or by mail to the county judge. Ballots used with any electronic voting system or counted by an electronic counting machine shall must be wrapped, sealed, and returned as provided in this section.

**SECTION 6. AMENDMENT.** Section 16.1-15-13 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**16.1-15-13. County judge to keep ballots forty-five days - Exception - Use of ballots as evidence.** Immediately upon receiving the ballots and pollbooks as provided in section 16.1-15-08, the county judge shall give receipt therefor to the election judges and shall place the pollbooks and ballots properly arranged in the order of the precinct number in boxes which shall must be securely locked. The boxes shall must be placed in a fireproof vault and shall must be kept securely for forty-five days. They shall may not be opened nor inspected, except upon court order in a contested election, when it is necessary to produce them at a trial for any offense committed at an election, or to permit election officials to complete their duties. Forty-five days after the election, upon determination by the county judge that no contest is pending, the ballots shall must be destroyed and the pollbooks delivered to the county auditor. If any contest of the election of any officer voted for at the election or a prosecution under the provisions of this title is pending at the expiration of such time, the ballots shall may not be destroyed until the contest or prosecution is finally determined. The ballots and pollbooks returned to the county judge as provided in this section shall must be received in evidence without introducing further foundation.

**SECTION 7. AMENDMENT.** Section 16.1-15-16 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**16.1-15-16. Qualifications of members of canvassing board - Replacements - Quorum.** No Except as provided in this section, no member of the county canvassing board who would not be eligible to serve as a member of the election board pursuant to subsection 2 of section 16.1-05-02 shall serve on the county canvassing board. A candidate is not disqualified from serving as a member of the county canvassing board under subdivision b of subsection 2 of section 16.1-05-02 if no opponent of that candidate received more than ten percent of the vote for that office. If any of the members of the board other than the representatives of the two political parties are disqualified or cannot serve for any other reason, the county commissioners who would be qualified to serve on the board shall appoint alternates to serve in the place of those members of the board who are disqualified. If any of the representatives of the district committees of the two parties are disqualified or cannot serve for any other reason, the district chairmen shall appoint an alternate from their respective district committees to act as a

member of the county canvassing board. A majority of the members of the board or their duly appointed alternates shall constitute a quorum and may make the canvass provided for in this chapter and certify the results thereof.

#### ROLL CALL

The question being on the motion to adopt Division A of HB 1580, the roll was called and there were 0 YEAS, 94 NAYS, 12 ABSENT AND NOT VOTING.

**YEAS:** None

**NAYS:** Aas; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Graba; Haugen; Hausauer, R.; Kingsbury; Martinson; Peterson; Rice; Strinden; Whalen; Williams, C.

The motion to adopt Division A of HB 1580 failed.

#### ROLL CALL

The question being on the motion to adopt Division B of HB 1580, the roll was called and there were 51 YEAS, 46 NAYS, 9 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Belter; Berg, R.; Dalrymple; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hill; Hoffner; Kent; Kingsbury; Knell; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lindgren; Martinson; Moore; Myrdal; Nicholas; Oban; Olsen, D.; Olson, A.; Olson, V.; Payne; Rydell; Schindler; Shaw; Shide; Smette; Solberg; Sorensen; Thompson; Tollefson; Ulmer; Vander Vorst; Wald; Wentz; Whalen; Winkelman; Speaker Kloubec

**NAYS:** Aas; Berg, G.; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Enget; Frey; Gorman; Halmrast;

Hanson, L.; Hokana; Kelly; Klundt; Kolbo; Laughlin; Lautenschlager; Linderman; Marks; Martin; Melby; Mertens; Meyer; Murphy; Nelson, C.; Nelson, J.; Nowatzki; O'Connell; Opedahl; O'Shea; Riehl; Scherber; Schneider; Shaft; Shockman; Skjerven; Starke; Stofferahn; Tokach; Tomac; Trautman; Watne; Wilkie; Williams, A.; Williams, W.;

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Graba; Haugen; Hausauer, R.; Peterson; Rice; Strinden; William, C.

The motion to adopt Division B of HB 1580 prevailed.

#### ROLL CALL

The question being on the final passage of HB 1580, excluding Division A and including Division B, with title amended appropriately and lines, sections, and pages renumbered accordingly, the roll was called, and there were 37 YEAS, 59 NAYS, 10 ABSENT AND NOT VOTING.

**YEAS:** Anderson; Belter; Berg, R.; Dorso; Dotzenrod; Gates; Goetz; Hamerlik; Hanson, O.; Hausauer, A.; Hokana; Kingsbury; Knell; Koland; Kretschmar; Lang; Larson; Lindgren; Martinson; Meyer; Moore; Myrdal; Olsen, D.; Olson, A.; Olson, V.; Schindler; Shide; Smette; Sorensen; Stofferahn; Tollefson; Vander Vorst; Wald; Wentz; Whalen; Winkelman; Speaker Kloubec

**NAYS:** Aas; Berg, G.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Enget; Frey; Gerntholz; Gorman; Gunsch; Halmrast; Hanson, L.; Haugland; Hill; Hoffner; Kelly; Kent; Klundt; Knudson; Kolbo; Kuchera; Laughlin; Lautenschlager; Linderman; Marks; Martin; Melby; Mertens; Murphy; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Payne; Riehl; Scherber; Schneider; Shaft; Shaw; Shockman; Skjerven; Solberg; Starke; Thompson; Tokach; Tomac; Trautman; Ulmer; Watne; Wilkie; Williams, A.; Williams, W.

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Graba; Haugen; Hausauer, R.; Peterson; Rice; Rydell; Strinden; Williams, C.

HB 1580, including Division B and excluding Division A, was declared lost.

#### MOTIONS

**REP. GUNSCH** MOVED that the House reconsider its action whereby HB 1580 failed to pass, which motion lost on a verification vote.

REP. GOETZ MOVED that 500 copies of HB 1296 be reprinted, which motion prevailed.

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

REP. GOETZ 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 16, 1987, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1008 has had the same under consideration and recommends by a vote of 19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 13, delete the numerals "333,896" and insert in lieu thereof the numerals "323,729"

On page 1, line 18, delete the numerals "2,107,090" and insert in lieu thereof the numerals "2,057,090"

On page 1, line 19, delete the numerals "3,134,993" and insert in lieu thereof the numerals "3,074,826"

On page 1, line 20, delete the numerals "2,634,993" and insert in lieu thereof the numerals "2,624,826"

On page 1, line 21, delete the numerals "500,000" and insert in lieu thereof the numerals "450,000"

And renumber the lines, sections, and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Aeronautics Commission

The compensation increases of \$10,167 from other funds included in the executive budget of two percent plus \$50 per month for the last year of the biennium are deleted from the appropriation. To the extent that salary increases are provided by the 50th Legislative Assembly, they will be provided in separate legislation. The appropriation is reduced by a budget adjustment of \$50,000 from the general fund.

An analysis of the \$50,000 general fund and the \$10,167 special funds reduction is as follows:

| <u>Description</u>                                       | <u>Salaries<br/>and<br/>Wages</u> | <u>Grants,<br/>Benefits,<br/>and<br/>Claims</u> | <u>Total<br/>All<br/>Funds</u> | <u>General<br/>Fund</u> | <u>Estimated<br/>Income</u> |
|--|-----------------------------------|---|--------------------------------|-------------------------|-----------------------------|
| Remove salary increases of two percent plus \$50/month   | \$ (10,167)                       |   | \$ (10,167)                    |                         | \$ (10,167)                 |
| Reduce grants to airports with scheduled airline service |                                   | \$ (50,000)                                     | (50,000)                       | \$ (50,000)             |                             |
| Total changes  | <u>\$ (10,167)</u>                | <u>\$ (50,000)</u>                              | <u>\$ (60,167)</u>             | <u>\$ (50,000)</u>      | <u>\$ (10,167)</u>          |

REP. PETERSON, Chairman

HB 1008 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 1023 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 14, delete the numerals "819,102" and insert in lieu thereof the numerals "851,723"

On page 1, line 19, delete the numerals "1,525,168" and insert in lieu thereof the numerals "1,557,789"

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

"SECTION 3. BUDGET SECTION AUTHORIZATION - RECLASSIFICATION OF POSITION. The public employees retirement system may reclassify an assistant deputy position to administer cost management programs and a preferred provider contract program only after receiving approval from the budget section of the legislative council. Funding in the amount of \$12,532 for reclassifying the position is included in the salaries and wages line item in section 1 of this Act."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Public Employees Retirement System

The compensation increases of \$17,218 included in the executive budget of two percent plus \$50 per month for the last year of the biennium are deleted from the appropriation. To the extent that salary increases are provided by the 50th Legislative Assembly, they will be provided in separate legislation.

Salaries and wages are increased by \$37,307 to provide funds for the continuation of the present employee salaries.

A new section is added allowing PERS to reclassify an assistant deputy position if the Budget Section approves the reclassification. An amount of \$12,532 was added to salaries and wages to provide funding for the reclassification in the event that the Budget Section approves it.

REP. PETERSON, Chairman

HB 1023 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 1024 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 13, delete the numerals "489,482" and insert in lieu thereof the numerals "478,679"

On page 1, line 18, delete the numerals "1,044,207" and insert in lieu thereof the numerals "1,033,404"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Teachers' Fund for Retirement

The compensation increases of \$10,803 from other funds included in the executive budget of two percent plus \$50 per month for the last year of the biennium are deleted from the appropriation. To the extent that salary increases are provided by the 50th Legislative Assembly, they will be provided in separate legislation.

REP. PETERSON, Chairman

HB 1024 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 1211 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. ANDERSON, Chairman

HB 1211 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 1267 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 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, delete the letter "c" and insert in lieu thereof the letter "d"

On page 1, line 6, delete the letter "c" and insert in lieu thereof the letter "d"

On page 1, delete lines 9 through 16 and insert in lieu thereof the following subdivision:

"d. A combination of two, three, or four units including the load thereon may be operated on all four-lane divided highways and those highways in the state designated by the commissioner and local authorities as to the highways under their respective jurisdictions and shall not exceed a length of one hundred ten feet (33.53 meters), subject to any rules adopted by the commissioner that are consistent with public highway safety."

And renumber the lines, sections, and pages accordingly

REP. ANDERSON, Chairman

HB 1267 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 1331 has had the same under consideration and recommends by a vote of 15 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 1, after the word "counties" insert the words "and cities"

On page 1, line 3, after the word "counties" insert the words "and cities"

On page 1, line 6, after the word "counties" insert the words "and cities"

On page 1, line 7, after the word "county" insert the words "or city"

On page 1, line 9, after the word "county" insert the words "or city" and after the second word "the" insert the words "beginning of the"

On page 1, line 10, after the word "county" insert the words "or city"

On page 1, line 11, after the word "effect" insert the words ", unless otherwise provided in the law"

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

HB 1331 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 1345 has had the same under consideration and recommends by a vote of 10 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. ANDERSON, Chairman

HB 1345 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1426 has had the same under consideration and recommends by a vote of 15 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 2, line 10, delete the word "other" and insert in lieu thereof the word "comprehensive health care insurance"

On page 3, line 9, after the word "insurance" insert the words "and comprehensive health care insurance"

On page 3, line 10, delete the words ", and for any other employee benefit"

On page 3, delete line 11

On page 3, line 12, delete the words "authorized by law," and overstrike the word "forty" and insert immediately thereafter the word "thirty"

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

HB 1426 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 1449 has had the same under consideration and

recommends by a vote of 13 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 2, delete the first word "and"

On page 1, line 5, after the word "authority" insert the words "; and to amend and reenact subsection 29 of section 57-15-06.7 of the North Dakota Century Code, relating to county tax levies for support of job development authorities"

On page 1, line 8, underscore the words "City job development authority - Board of directors member"

On page 1, underscore lines 9 and 10

On page 1, line 11, underscore the entire line and after the period insert the words "Before a resolution is adopted to create a city job development authority, the governing body of the city shall hold a public hearing to provide interested persons an opportunity to be heard. Notice of the time, place, and purpose of the hearing must be published not less than thirty days prior to the hearing in the official newspaper of the city."

On page 1, underscore lines 12 through 15

On page 1, line 16, underscore the entire line and after the period insert the words "The petition must be presented to the governing body of the city not later than thirty days after the adoption of the resolution creating the city job development authority."

On page 1, underscore lines 17 and 18

On page 1, line 19, underscore the words "city shall appoint a board of directors" and insert immediately thereafter an underscored period and delete the words "of not fewer than ten nor"

On page 1, delete lines 20 through 28

On page 2, delete lines 1 through 15

On page 2, line 16, delete the words "the city may request additional nominees." and underscore the words "The members shall be"

On page 2, underscore lines 17 through 19

On page 2, line 20, underscore the words "Members of the city job development authority board of"

On page 2, underscore lines 21 through 34

On page 3, underscore lines 1 and 2

On page 3, line 3, underscore the words "Powers and duties of city job development authorities. The"

On page 3, underscore lines 4 through 28

On page 3, line 29, underscore the words "Tax levy for city job development authorities. The"

On page 3, underscore lines 30 through 32

On page 3, line 33, delete the word "treasurer" and insert in lieu thereof the word "auditor" and underscore the words "shall keep the fund separate from other money of the city"

On page 3, underscore lines 34 and 35

On page 4, underscore lines 1 through 4

On page 4, line 5, underscore the entire line and after the period insert the following paragraph:

"In lieu of establishing a job development authority, the governing body of a city where an active industrial development organization exists may levy a tax not exceeding the limitation in section 6 of this Act. The funds from the alternative levy may be used to enter into a contract with the industrial development organization for performance of the functions of a city job development authority."

On page 4, after line 5, insert the following new section:

"SECTION 5. AMENDMENT. Subsection 29 of section 57-15-06.7 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

29. A county levying a tax for a job development authority as provided in section 11-11.1-04 or for the support of an industrial development organization as provided in section 11-11.1-06 may levy a tax not exceeding four mills on the taxable valuation of property within the county, unless any city within the county is levying a tax for support of a job development authority or for support of an industrial development organization, in which case the county tax levy under this subsection may be applied only against the taxable valuation of property outside the limits of any city levying a tax under section 6 of this Act."

On page 4, underscore lines 9 through 11

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

HB 1449 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 1459 has had the same under consideration and recommends by a vote of 13 YEAS, 2 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 20, delete the word "forty-five" and insert in lieu thereof the word "thirty-five"

On page 2, line 1, delete the word "forty-five" and insert in lieu thereof the word "thirty-five"

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

HB 1459 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1460 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 PASS.

REP. A. OLSON, Chairman

HB 1460 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 1479 has had the same under consideration and recommends by a vote of 12 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. ANDERSON, Chairman

HB 1479 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 1486 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 4, line 33, delete the words "December 31" and insert in lieu thereof the words "January 2"

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

HB 1486 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1501 has had the same under consideration and recommends by a vote of 15 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 2, line 34, remove the overstrike over the words "~~in possession of~~" and delete the words "without being required to have"

On page 3, line 7, overstrike the word "one" and insert immediately thereafter the word "three", overstrike the word "fifty", and overstrike the numerals "45.72" and insert immediately thereafter the numerals "91.44"

On page 3, line 22, delete the word "Ten" and insert in lieu thereof the word "Twenty"

On page 3, line 23, delete the word "ninety" and insert in lieu thereof the word "eighty"

On page 3, line 32, remove the overstrike over the words "~~the number of his North Dakota~~"

On page 3, line 33, remove the overstrike over the words "~~general game license~~"

And renumber the lines, sections, and pages accordingly  
 REP. A. OLSON, Chairman

HB 1501 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 1502 has had the same under consideration and recommends by a vote of 15 YEAS, 0 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 3, delete the word "city" and after the word "cities" insert the words "or park districts"

On page 2, line 13, after the word "city" insert the words "or park district"

On page 2, line 14, delete the word "must" and insert in lieu thereof the word "may" and delete the word "city"

On page 2, line 15, delete the word "shall", delete the word "city", and after the period insert the following: "A full-time forester must have at least a bachelor of science degree in urban forestry or a closely related field or a combination of five years' college training and urban forester administrative experience. The minimum qualifications provided in this subsection for a full-time forester do not apply to any forester employed by a city or park district before July 1, 1987."

On page 2, line 16, after the first word "city" insert the words "or park district" and delete the second word "city"

On page 2, line 19, after the word "city" insert the words "or park district"

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

HB 1502 was placed on the Sixth 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 1506 has had the same under consideration and recommends by a vote of 9 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. WHALEN, Chairman

HB 1506 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 1526 has had the same under consideration and recommends by a vote of 11 YEAS, 4 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, delete the numerals "19-10" and insert in lieu thereof the numerals "64-04"

On page 1, line 6, delete the numerals "19-10" and insert in lieu thereof the numerals "64-04"

On page 1, line 8, after the word "Every" insert the word "new"

On page 1, line 9, after the word "wagon" insert the words "purchased after June 30, 1988, and"

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

HB 1526 was placed on the Sixth 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 1575 has had the same under consideration and recommends by a vote of 10 YEAS, 4 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 2, delete the word "lodging"

On page 1, line 21, overstrike the word "per" and insert immediately thereafter the words "taken during any"

On page 1, line 24, after the word "employees" insert the words "for travel by motor vehicle"

On page 1, line 27, after the word "employees" insert the words "for travel by motor vehicle"

On page 1, line 28, after the word "trip" insert the word "taken"

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

HB 1575 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 1576 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 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 18, after the word "tax" insert the words "not to exceed twenty mills"

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

HB 1576 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 1578 has had the same under consideration and recommends by a vote of 17 YEAS, 1 NAY, 5 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 3, after the semicolon insert the word "and"

On page 1 of the engrossed bill, line 6, delete the words "; and to"

On page 1 of the engrossed bill, line 7, delete the words "provide an appropriation"

On page 5 of the engrossed bill, line 33, delete the words "APPROPRIATION. There is hereby appropriated out" and insert in lieu thereof the words "Initial scholarship awards."

On page 5 of the engrossed bill, delete lines 34 and 35

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

And renumber the lines, sections, and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The general fund appropriation of \$155,000 is deleted. It is intended that the merit scholarship program be funded from the student financial assistance grant program moneys contained in the Board of Higher Education's appropriation.

REP. PETERSON, Chairman

HB 1578 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1606 has had the same under consideration and recommends by a vote of 11 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 2, line 22, overstrike the word "July" and insert immediately thereafter the word "January" and delete the numerals "1989" and insert in lieu thereof the numerals "1988"

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

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

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1607 has had the same under consideration and recommends by a vote of 14 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 word "reenact" insert the words "subsection 1 of"

On page 1, line 6, delete the second word "Section" and insert in lieu thereof the words "Subsection 1 of section"

On page 1, line 19, after the word "victim" insert the words "or other recipient as determined by the court, unless the court states on the record, based upon the criteria in this subsection, the reason it does not order restitution or orders only partial restitution" and delete the words "If the court does not order."

On page 1, delete lines 20 through 22

On page 2, line 7, delete the word "minor"

On page 2, delete lines 32 through 34

On page 3, delete lines 1 through 7

And renumber the lines, sections, and pages accordingly

REP. KRETSCHMAR, Chairman

HB 1607 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1626 has had the same under consideration and recommends by a vote of 11 YEAS, 2 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 14, delete the words "An informal probate or" and insert in lieu thereof the words "The assistance of an attorney is not required for informal probate or appointment procedure."

On page 1, delete lines 15 and 16

On page 2, line 17, after the word "appointment" insert the words "and issue letters testamentary or letters of administration"

And renumber the lines, sections, and pages accordingly

REP. KRETSCHMAR, Chairman

HB 1626 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1638 has had the same under consideration and recommends by a vote of 12 YEAS, 2 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 10, delete the words ", without benefit of parole,"

On page 2, line 7, after the period insert the words "If the penalty mandated by this section includes imprisonment upon conviction of a violation of this section, and if a drug addiction evaluation has indicated that the defendant needs treatment, the court may order the defendant to undergo inpatient treatment at an appropriate licensed addiction treatment program and the time spent by the defendant in the inpatient treatment must be credited as a portion of a sentence of imprisonment under this section."

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

HB 1638 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 1648 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 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 15, delete the word "two" and insert in lieu thereof the word "three"

On page 1, line 17, delete the word "two" and insert in lieu thereof the word "three"

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

HB 1648 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1661 has had the same under consideration and recommends by a vote of 9 YEAS, 6 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 13, delete the words "means any person engaged as a common" and insert in lieu thereof the words "shall have the meaning prescribed for the term "common carrier" by section 8-07-01."

On page 1, delete lines 14 through 16

On page 6, line 7, after the period insert the following sentence: "Such thirty-day period begins on the earlier of the day on which the investigative or law enforcement officer first begins to conduct an interception under the order or ten days after the order is entered."

On page 6, line 17, after the word "interception" insert the words "of communications not otherwise subject to interception"

On page 9, line 9, after the period insert the following sentence: "The court, upon the filing of such motion by the aggrieved person, may in its discretion make available to the aggrieved person or such person's counsel for inspection such portions of the intercepted communication or evidence derived therefrom as the court determines to be in the interests of justice."

On page 10, line 2, delete the word "criminal"

On page 10, line 3, delete the words "in any court of this state or in a grand jury proceeding" and insert in lieu thereof the words "held under the authority of the United States or this state"

On page 10, after line 24, insert the following new subsections:

"19. The requirements of subdivision c of subsection 3 and subdivision d of subsection 6 of this section relating to the specification of the facilities from which, or the place where, the communication is to be intercepted do not apply if:

a. In the case of an application with respect to the interception of an oral communication, the application contains a full and complete statement as to why such specification is not practical and identifies the person committing the offense and whose communications are to be intercepted and the judge finds that such specification is not practical; or

b. In the case of an application with respect to a wire communication the application identifies the person believed to be committing the offense and whose communications are to be intercepted and the applicant makes a showing of a purpose, on the part of that person, to thwart interception by changing facilities and the judge finds that such purpose has been adequately shown.

20. An interception of a communication under an order with respect to which the requirements of subdivision c of subsection 3 and subdivision d of subsection 6 of this section do not apply by reason of subsection 19 shall not begin until the facilities from which, or the place where, the

communication is to be intercepted is ascertained by the person implementing the interception order. A provider of wire communication service that has received an order as provided for in subdivision b of subsection 19 may move the court to modify or quash the order on the ground that its assistance with respect to the interception cannot be performed in a timely or reasonable fashion. The court, upon notice to the government, shall rule on such a motion expeditiously."

On page 10, line 34, delete the words "at prevailing rates" and insert in lieu thereof the words "for reasonable expenses incurred in providing such facilities or assistance"

On page 11, line 15, delete the word "February" and insert in lieu thereof the word "January"

On page 11, after line 16, insert the following new section:

"SECTION 5. Inapplicability of Act. The provisions of this Act shall not apply to the interception, disclosure, or use, as the case may be, of a wire or oral communication if the person intercepting, disclosing, or using such wire or oral communication:

1. Was a person acting under under color of law to intercept a wire or oral communication and such person was a party to the communication or one of the parties to the communication had given prior consent to such interception; or
2. Was a party to the communication or one of the parties to the communication had given prior consent to such interception and such communication was not intercepted for the purpose of committing a crime or other unlawful harm."

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

HB 1661 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 1663 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 2 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 7, delete the words "North Dakota formula-funded" and insert in lieu thereof the words "the state university of North Dakota-Minot, at the university of North Dakota,

at North Dakota state university, and at the North Dakota state school of science"

On page 1, line 8, delete the word "institutions"

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

HB 1663 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 rereferred HB 1671 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. MOORE, Chairman

HB 1671 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was rereferred HB 1672 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. MOORE, Chairman

HB 1672 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 HCR 3022 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 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 19, delete the numeral "30" and insert in lieu thereof the numeral "32"

On page 1, line 21, delete the numeral "30" and insert in lieu thereof the numeral "32"

On page 1, line 23, delete the word "two" and insert in lieu thereof the word "three"

And renumber the lines, sections, and pages accordingly  
 REP. A. OLSON, Chairman

HCR 3022 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 HCR 3048 has had the same under consideration and recommends by a

vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. NICHOLAS, Chairman

HCR 3048 was placed on the Tenth 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 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. NICHOLAS, Chairman

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

MR. SPEAKER: Your Committee on Agriculture to which was referred HCR 3062 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. NICHOLAS, Chairman

HCR 3062 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Kloubec introduced:

HCR 3063: A concurrent resolution directing the Legislative Council to study the makeup of the advisory councils appointed under the North Dakota unemployment insurance law, to monitor the status of the unemployment insurance trust fund reserve during the interim, and to examine other approaches to the problem of unemployment.

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

Rep. Meyer introduced:

HCR 3064: A concurrent resolution requesting the Congress of the United States to propose for ratification by the states an amendment to the United States Constitution to terminate all fractional reserve banking practices in the United States and to establish the United States Monetary Commission.

Was read the first time and referred to the Committee on Joint Constitutional Revision.

#### FIRST READING OF SENATE BILLS

SB 2056: A BILL for an Act to amend and reenact section 9-10-07 of the North Dakota Century Code, relating to a political subdivision's liability for an uncollectible judgment.

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

**SB 2083:** A BILL for an Act to provide a property tax exemption for certain residential property; and to provide an effective date.

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

**SB 2134:** A BILL for an Act to amend and reenact subsection 4 of section 6-01-04.2 of the North Dakota Century Code, relating to the appeal of cease and desist orders served upon financial corporations or institutions.

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

**SB 2231:** A BILL for an Act to create and enact a new section to chapter 29-04 of the North Dakota Century Code, relating to the tolling of the statute of limitations as to a child victim.

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

**SB 2325:** A BILL for an Act to amend and reenact sections 43-34-02 and 43-34-05 of the North Dakota Century Code, relating to the composition of the board of examiners for nursing home administrators, and the annual licensing fee for nursing home administrators.

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

**SB 2332:** A BILL for an Act to amend and reenact section 40-01-08 of the North Dakota Century Code, relating to the removal of a building when taxes and special assessments are due.

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

**SB 2333:** A BILL for an Act to amend and reenact section 57-55-10 of the North Dakota Century Code, relating to exemptions from the mobile home tax and providing for assessment of certain mobile homes as real property.

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

**SB 2359:** A BILL for an Act to amend and reenact section 11-10-02 of the North Dakota Century Code, relating to the number and election of county officers.

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

**SB 2372:** A BILL for an Act to create and enact a new section to chapter 23-06 of the North Dakota Century Code, relating to reversion of title to burial plots after abandonment.

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

**SB 2435:** A BILL for an Act to amend and reenact subdivision c of subsection 7 of section 21-03-06, section 40-27-13, and

subsection 3 of section 40-36-13 of the North Dakota Century Code, relating to the refunding of bonds by counties, cities, townships, school districts, park districts, recreation service districts, and rural fire protection districts.

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

**SB 2452:** A BILL for an Act to create and enact a new section to chapter 11-11 of the North Dakota Century Code, relating to the establishment of county bond guarantee programs.

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

**SB 2458:** A BILL for an Act to amend and reenact section 29-26-22 of the North Dakota Century Code, relating to court costs.

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

**SB 2481:** A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code, relating to operation of certain emergency motor vehicles.

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

**SB 2487:** A BILL for an Act to amend and reenact section 41-09-40 of the North Dakota Century Code, relating to place of filing of crop mortgages.

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

**SB 2492:** A BILL for an Act to amend and reenact sections 4-08-15 and 4-08-15.1 of the North Dakota Century Code, relating to county mill levy limitations for county agent work.

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

**SB 2518:** A BILL for an Act to repeal section 46-06-07 of the North Dakota Century Code, relating to the bond required for the official county newspaper.

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

**SB 2540:** A BILL for an Act to create and enact a new section to chapter 61-16.1 of the North Dakota Century Code, relating to maintenance assessments for federally constructed projects.

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

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

**SCR 4010:** A concurrent resolution directing the Legislative Council to study the need for providing protective services

to vulnerable adults subject to abuse, neglect, self-neglect, and exploitation.

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

**SCR 4015:** A concurrent resolution urging adoption of an "America Thru Our States" stamp series.

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

**SCR 4021:** A concurrent resolution directing the Legislative Council to study the problems faced by and the funding of the North Dakota emergency medical services system and, in particular, volunteer ambulance services and the Division of Emergency Health Services of the State Department of Health.

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

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

**ROY GILBREATH, Chief Clerk**