

JOURNAL OF THE HOUSE

Fiftieth Legislative Assembly

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SIXTY-FOURTH DAY

Bismarck, April 7, 1987

The House convened at 8:00 a.m., with Speaker Kloubec presiding.

The prayer was offered by Douglas Roberts, United Church of Christ, Bismarck, North Dakota.

ROLL CALL

The roll was called and all Representatives were present, except Representatives Flaagan, Knudson, Kretschmar, Meyer, Nicholas, Nowatzki, Opedahl, and Tomac.

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 Sixty-third Day and recommends that the same be corrected as follows and, when so corrected, recommends that the same be approved:

On page 2589, delete lines 22 through 26

On page 2590, after line 16, insert the following:

"MOTION

REP. STRINDEN MOVED that SB 2030 be rereferred to the Committee on Appropriations, which motion prevailed.

SPEAKER KLOUBEC ANNOUNCED that SB 2030 was rereferred to the Committee on Appropriations."

REP. THOMPSON, Chairman

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

SCR 4070: A concurrent resolution expressing the thanks and appreciation of the Fiftieth Legislative Assembly to the North Dakota Medical Association Doctor of the Day Program.

Was read the first time.

MOTION

REP. STRINDEN MOVED that the rules be suspended, that SCR 4070 not be printed, not be referred to committee, not be read in its entirety, be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

**SENATE CONCURRENT RESOLUTION NO. 4070**

A concurrent resolution expressing the thanks and appreciation of the Fiftieth Legislative Assembly to the North Dakota Medical Association Doctor of the Day Program.

**WHEREAS**, many practicing physicians from throughout the state, as well as resident physicians from the University of North Dakota School of Medicine Family Medicine and Internal Medicine Residency programs in Minot, Grand Forks, Fargo, and Bismarck, have volunteered their services as the Doctor of the Day during the Fiftieth Legislative Session; and

**WHEREAS**, many legislators, legislative employees, family members, lobbyists, and visitors to the Capitol have received treatment, counseling, and medications at no charge; and

**WHEREAS**, the North Dakota Medical Association, the North Dakota State Board of Pharmacy, the Bismarck Family Practice Center, the Bismarck Pharmacy, and the State Health Department have all provided services, equipment, or supplies to the Doctor of the Day medical services room;

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

That thanks and appreciation be expressed to the physicians and health care groups who have volunteered their professional services, expertise, supplies, and equipment in the operation of the 1987 North Dakota Medical Association Doctor of the Day Program.

**SECOND READING OF A SENATE CONCURRENT RESOLUTION**

**SCR 4070:** A concurrent resolution expressing the thanks and appreciation of the Fiftieth Legislative Assembly to the North Dakota Medical Association Doctor of the Day Program.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4070 was declared adopted on a voice vote.

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**MESSAGES TO THE SENATE  
HOUSE CHAMBER**

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

HB 1677, HB 1683

ROY GILBREATH, Chief Clerk

## HOUSE CHAMBER

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

HB 1121, HB 1131, HB 1161, HB 1167

ROY GILBREATH, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has amended, and subsequently passed:

SB 2005, SB 2319

ROY GILBREATH, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has amended, and subsequently passed:

SB 2471

ROY GILBREATH, Chief Clerk

## HOUSE CHAMBER

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

SB 2204

ROY GILBREATH, Chief Clerk

## MOTIONS

REP. STRINDEN MOVED that the House stand in recess until 10:00 a.m., which motion prevailed.

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

REP. STRINDEN MOVED that the rules be suspended, and that after action taken on the Sixth order, that all bills and resolutions be placed on the Eleventh and Fourteenth orders respectively, as amended, for second reading and final passage, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Joint Constitutional Revision to which was referred SCR 4047 has had the same under consideration and recommends by a vote of 10 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 of the engrossed resolution, line 4, after the word "property" insert the words "to allow imposition of property taxes and state oil and gas taxes or other taxes imposed in lieu of property taxes on minerals or property

owned by the federal land bank and relating to taxation of state or local government property if exemption of the property is waived by the legislative assembly"

On page 1 of the engrossed resolution, line 8, after the word "property" insert the words "to allow imposition of property taxes and state oil and gas taxes or other taxes imposed in lieu of property taxes on minerals or property owned by the federal land bank and relating to taxation of state or local government property if exemption of the property is waived by the legislative assembly"

On page 1 of the engrossed resolution, line 14, delete the word "statewide" and insert in lieu thereof the word "general"

On page 2 of the engrossed resolution, line 1, delete the words "or an act of the legislative assembly"

On page 2 of the engrossed resolution, line 2, after the word "county" insert an underscored comma and after the second underscored comma insert the words "to the extent immunity from taxation has not been waived by an act of the legislative assembly,"

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

SCR 4047 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred Engrossed SB 2552 has had the same under consideration and recommends by a vote of 10 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

Engrossed SB 2552 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MESSAGES TO THE SENATE  
HOUSE CHAMBER

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

SB 2315

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SCR 4070

ROY GILBREATH, Chief Clerk

## REPORT OF CONFERENCE COMMITTEE

REP. MOORE MOVED that the conference committee report on HB 1062 as printed on page 2581 of the House Journal be adopted, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1062: A BILL for an Act to amend and reenact subsection 1 of section 57-38-57 of the North Dakota Century Code, relating to secrecy as to income tax returns and prohibiting disclosure as to whether or not a taxpayer has filed an income tax return or report; 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 54 YEAS, 37 NAYS, 15 ABSENT AND NOT VOTING.

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

NAYS: Berg, G.; Brokaw; Dotzenrod; Enget; Frey; Graba; Halmrast; Hanson, L.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Laughlin; Lautenschlager; Linderman; Marks; Mertens; Murphy; Nelson, J.; Nowatzki; O'Connell; Opedahl; O'Shea; Scherber; Schneider; Shockman; Skjerven; Starke; Stofferahn; Tomac; Ulmer; Watne; Wilkie; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Berg, R.; DeMers, J.; DeMers, P.; Dorso; Flaagan; Hausauer, R.; Koland; Meyer; Nelson, C.; Oban; Riehl; Solberg; Thompson; Whalen; Williams, C.

HB 1062 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. O. HANSON MOVED that the conference committee report on HB 1228 as printed on page 2468 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1228 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1228: A BILL for an Act to create and enact a new subsection to section 39-06-32 and two new subsections to section 39-06-40 of the North Dakota Century Code, relating to operator's license suspensions and the unlawful use of an operator's license, permit, or nondriver photo identification card and the revoking of the operator's license, permit, or nondriver photo identification card; and to amend and reenact subsection 5 of section 39-06-03.1, sections 39-06-04, 39-06-05, 39-06-06, 39-06-07.1, 39-06-10, subsection 3 of section 39-06-17, section 39-06-24, subsection 3 of section 39-06-32, subsection 2 of section 39-06-37, sections 39-06-38, 39-06-40, and subsections 1, 2, and 4 of section 39-06-40.1 of the North Dakota Century Code, relating to the use of nondriver photo identification cards, operator permits and license applications, financial responsibility of minors, restriction or cancellation of operators' licenses, fraudulent or unlawful use of an operator's license, surrender and return of an operator's license, foreign operators' licenses, and reproducing an operator's license, permit, or personal identification card.

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 97 YEAS, 1 NAY, 8 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; 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; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Peterson; Rice; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Murphy

**ABSENT AND NOT VOTING:** Flaagan; Hausauer, R.; Meyer;  
Payne; Riehl; Strinden; Thompson; Williams, C.

HB 1228 passed and the title was agreed to.

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**REPORT OF CONFERENCE COMMITTEE**

**REP. DORSO MOVED** that the conference committee report on HB 1176 as printed on page 2354 of the House Journal be adopted, which motion prevailed.

**MOTION**

**REP. STRINDEN MOVED** that the rules be suspended, that HB 1176 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1176:** A BILL for an Act to amend and reenact subsection 2 of section 43-31-14, subsection 2 of section 43-33-08, section 43-33-11, subsection 1 of section 53-06.1-03, sections 57-36-02 and 62.1-04-03, and subsection 1 of section 62.1-01-01 of the North Dakota Century Code, relating to the license fees for detection of deception operators, hearing aid dealers and fitters, hearing aid trainees, gaming organizations, concealed weapon licenses, definition of dangerous weapon, and distributors at wholesale and retail of tobacco products.

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 80 YEAS, 18 NAYS, 8 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hamerlik; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hoffner; Kelly; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Mertens; Moore; Murphy; Myrdal; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, V.; Opedahl; Payne; Peterson; Rice; Rydell; Scherber; Schneider; Shaft; Shaw; Shide; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Anderson; Brokaw; Gunsch; Hanson, O.; Hill; Hokana; Klundt; Melby; Nelson, C.; Nelson, J.; O'Connell; Olson, A.; O'Shea; Schindler; Shockman; Skjerven; Ulmer; Watne

**ABSENT AND NOT VOTING:** Flaagan; Hausauer, R.; Kent; Meyer; Riehl; Strinden; Thompson; Williams, C.

HB 1176 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

**REP. WALD MOVED** that the conference committee report on HB 1009 as printed on pages 2569-2570 of the House Journal be adopted.

#### REQUEST

**REP. OBAN REQUESTED** a recorded roll call vote on the motion to adopt the conference committee report on HB 1009, which request was granted. The question being on the motion to adopt the conference committee report on HB 1009, the roll was called and there were 65 YEAS, 36 NAYS, 5 ABSENT AND NO VOTING.

**YEAS:** Aas; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Dotzenrod; Gates; Goetz; Gunsch; Hamerlik; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Kelly; Kent; Kingsbury; Knell; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nicholas; Olsen, D.; Olson, A.; Payne; Peterson; Rice; Rydell; Shaft; Shaw; Shide; Smette; Solberg; Sorensen; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Williams, C.; Winkelman; Speaker Kloubec

**NAYS:** Brokaw; DeMers, J.; DeMers, P.; Enget; Frey; Gerntholz; Gorman; Graba; Halmrast; Hanson, O.; Hill; Hoffner; Hokana; Klundt; Kolbo; Laughlin; Marks; Martinson; Nelson, J.; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Scherber; Schindler; Schneider; Shockman; Skjerven; Starke; Tomac; Ulmer; Watne; Williams, A.; Williams, W.

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Martin; Meyer; Riehl

The conference committee report on HB 1009 was adopted.

#### MOTION

**REP. STRINDEN MOVED** that the rules be suspended, that HB 1009 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1009:** A BILL for an Act making an appropriation for defraying the expenses of the veterans' home and the department of veterans' affairs of the state of North Dakota; to provide for a transfer of principal and earnings from the veterans' postwar trust fund; and to repeal section 37-14-14 of the North Dakota Century Code, relating to the veterans' postwar trust fund.

Which has been read.

## ROLL CALL

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

**YEAS:** Aas; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Dotzenrod; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; 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, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Brokaw; DeMers, J.; DeMers, P.; Enget; Frey; Graba; Nelson, J.; Oban; O'Connell; O'Shea; Schneider; Ulmer

**ABSENT AND NOT VOTING:** Almlie; Flaagan; Martin; Meyer

HB 1009 passed and the title was agreed to.

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## MOTION

**REP. STRINDEN MOVED** that HB 1231 be placed at the bottom of the Seventh order on the calendar, which motion prevailed.

## REPORTS OF CONFERENCE COMMITTEES

**REP. SORENSEN MOVED** that the conference committee report on HB 1242 be adopted, which motion prevailed.

**REP. SHAFT MOVED** that the conference committee report on HB 1266 as printed on page 2539 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1266 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1266: A BILL for an Act to amend and reenact sections 35-13-02 and 35-13-03 of the North Dakota Century Code, relating to filing of repairman's lien statements.

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, 1 NAY, 6 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tokach; Tollefson; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Kingsbury

ABSENT AND NOT VOTING: Dotzenrod; Flaagan; Meyer; Peterson; Strinden; Tomac

HB 1266 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. GOETZ MOVED that the conference committee report on HB 1274 as printed on pages 2461-2462 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1274 be deemed properly reengrossed and placed on the calendar, as

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

#### SECOND READING OF HOUSE BILL

**HB 1274:** A BILL for an Act to amend and reenact sections 57-60-01 and 57-60-03 of the North Dakota Century Code, relating to definitions for purposes of the privilege tax on coal facilities, to exempt byproducts of the coal gasification process from the gross receipts tax on coal conversion facilities, and relating to annual reporting by the operator of a coal gasification plant of the quantity of byproducts produced; to provide an effective date; and to provide an expiration date.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; 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.; Opedahll; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tokach; Tollefson; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** None

**ABSENT AND NOT VOTING:** Flaagan; Meyer; Strinden; Tomac

HB 1274 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. DORSO MOVED that the conference committee report on HB 1350 as printed on page 2579 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1350 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1350: A BILL for an Act to provide for the regulation of the formation and operation of risk retention groups and purchasing groups under the federal Product Liability Risk Retention Act of 1981; 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 74 YEAS, 28 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Almlie; Anderson; Berg, G.; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Larson; Laughlin; Lautenschlager; Linderman; Marks; Martin; Martinson; Melby; Mertens; Moore; Murphy; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Peterson; Riehl; Scherber; Schneider; Shaw; Skjerven; Solberg; Starke; Stofferahn; Tollefson; Tomac; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Aas; Belter; Berg, R.; Dalrymple; Dorso; Gunsch; Hanson, O.; Haugen; Kingsbury; Kuchera; Lang; Lindgren; Myrdal; Olsen, D.; Olson, A.; Payne; Rice; Rydell; Schindler; Shaft; Shide; Shockman; Smette; Sorensen; Thompson; Tokach; Trautman; Whalen

ABSENT AND NOT VOTING: Flaagan; Kent; Meyer; Strinden

HB 1350 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. LARSON MOVED that the conference committee report on HB 1355 as printed on page 2422 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1355 be deemed properly reengrossed and placed on the calendar, as

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

### SECOND READING OF HOUSE BILL

**HB 1355:** A BILL for an Act to amend and reenact section 26.1-18-04, subsection 4 of section 26.1-25-04, section 26.1-30-20, and subsection 1 of section 26.1-30-21 of the North Dakota Century Code, relating to the period of time in which the commissioner must approve insurance policies, rates, and notices of modification relating to the operation of a health maintenance organization.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 98 YEAS, 0 NAYS, 8 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; 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; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** None

**ABSENT AND NOT VOTING:** Christman; Flaagan; Kent; Klundt; Mertens; Meyer; Tomac; Williams, C.

HB 1355 passed and the title was agreed to.

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### REPORT OF CONFERENCE COMMITTEE

**REP. GOETZ MOVED** that the conference committee report on HB 1365 as printed on page 2404 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1365 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1365: A BILL for an Act to amend and reenact section 61-24.3-04 of the North Dakota Century Code, relating to the extent and type of water treatment and the location for water treatment plants for the southwest pipeline project.

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

NAYS: Brokaw; DeMers, P.; Frey; Graba; Kingsbury; Nelson, J.; Scherber; Wilkie

ABSENT AND NOT VOTING: Flaagan; Kent; Klundt; Mertens; Meyer; Tomac

HB 1365 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. A. HAUSAUER MOVED that the conference committee report on HB 1369 as printed on page 2430 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1369 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1369: A BILL for an Act to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code, providing exemptions from property taxes for new single family residential property and condominiums and townhouses which meet certain qualifications; to provide an effective date; and to provide an expiration date.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 98 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Lindgren; Marks; Martin; Martinson; Melby; Mertens; 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; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Brokaw; Kingsbury; Linderman; Murphy

ABSENT AND NOT VOTING: Flaagan; Klundt; Meyer; Wald

HB 1369 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. R. BERG MOVED that the conference committee report on HB 1388 as printed on page 2231 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that HB 1388 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1388: A BILL for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to fees for issuing game and fish licenses; 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 92 YEAS, 10 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Laughlin; Lautenschlager; Linderman; Marks; Martin; Martinson; Melby; Mertens; Moore; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; 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; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Almlie; DeMers, P.; Kent; Kingsbury; Larson; Lindgren; Murphy; O'Connell; O'Shea; Wilkie

ABSENT AND NOT VOTING: Flaagan; Klundt; Meyer; Wald

HB 1388 passed and the title was agreed to.

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## REPORT OF CONFERENCE COMMITTEE

REP. D. OLSEN MOVED that the conference committee report on HB 1416 as printed on page 2570 of the House Journal be adopted, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1416: A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating

to foundation aid payments to school districts with high schools that reorganize or annex.

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.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; 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; 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; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** None

**ABSENT AND NOT VOTING:** Flaagan; Klundt; Meyer; Peterson; Wald

HB 1416 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. WENTZ MOVED that the conference committee report on HB 1535 as printed on page 2375 of the House Journal be adopted, which motion prevailed.

#### MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1535 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1535: A BILL for an Act to create and enact a new subsection to section 50-01-09 of the North Dakota Century Code, relating to the duties of a county social service board; and to amend and reenact section 14-09-06.3 of the North

Dakota Century Code, relating to investigative reports and the assessment of costs in contested child custody proceedings.

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; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; 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: Flaagan; Klundt; Meyer

HB 1535 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. MOORE MOVED that the conference committee report on HB 1596 as printed on page 2462 of the House Journal be adopted, which motion prevailed.

#### MOTION

REP. STRINDEN MOVED that the rules be suspended, that HB 1596 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1596: A BILL for an Act to provide for the creation of the budget stabilization fund as a special fund in the state treasury, to provide for the deposit of revenues in the

budget stabilization fund, and to provide for transfers from the budget stabilization fund to the state general fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 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; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; 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:** Flaagan; Klundt; Meyer

HB 1596 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. HAMERLIK MOVED that the conference committee report on Engrossed HB 1643 be adopted, which motion prevailed.

#### MOTION

REP. STRINDEN MOVED that the rules be suspended, that Engrossed HB 1643 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1643: A BILL for an Act to authorize the superintendent of public instruction to charge fees for copies of general equivalency certificates.

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, 2 NAYS, 5 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Kelly; Kent; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; 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; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

**NAYS:** Hokana; Ulmer

**ABSENT AND NOT VOTING:** Flaagan; Klundt; Melby; Meyer; Wald

HB 1643 passed and the title was agreed to.

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**REPORT OF CONFERENCE COMMITTEE**

**REP. DALRYMPLE** MOVED that the conference committee report on HB 1231 as printed on page 2374 of the House Journal be adopted, which motion prevailed.

**MOTION**

**REP. STRINDEN** MOVED that the rules be suspended, that HB 1231 be deemed properly reengrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**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 102 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; 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: DeMers, J.

ABSENT AND NOT VOTING: Flaagan; Klundt; Meyer

HB 1231 passed and the title was agreed to.

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## REPORT OF STANDING COMMITTEE

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred Reengrossed SB 2547 has had the same under consideration and recommends by a vote of 7 YEAS, 2 NAYS, 6 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 reengrossed bill, line 1, delete the word "two" and insert in lieu thereof the word "a" and delete the word "sections" and insert in lieu thereof the word "section"

On page 1 of the reengrossed bill, line 22, after the underscored period insert the words "Ownership of the offsite hazardous waste is different than the ownership of the processing facility and the wastes are processed for a fee or other consideration."

On page 4 of the reengrossed bill, line 1, delete the words "Local commercial" and insert in lieu thereof the word "Commercial"

- On page 4 of the reengrossed bill, line 3, delete the words "hazardous waste"
- On page 4 of the reengrossed bill, line 4, delete the words "disposal site" and insert in lieu thereof the words "commercial facility"
- On page 4 of the reengrossed bill, delete lines 7 through 9
- On page 4 of the reengrossed bill, line 10, delete the words "Commercial facility permits."
- On page 4 of the reengrossed bill, line 14, delete the second word "and" and insert in lieu thereof the word "or"
- On page 4 of the reengrossed bill, line 15, after the word "is" insert the word "located"
- On page 4 of the reengrossed bill, line 16, delete the words "in which the"
- On page 4 of the reengrossed bill, line 17, delete the words "proposed facility is or proposed to be located"
- On page 4 of the reengrossed bill, line 18, after the word "county" insert the words "or city" and delete the words "and if the"
- On page 4 of the reengrossed bill, delete line 19
- On page 4 of the reengrossed bill, line 20, delete the words "territorial zoning authority of a city, the city"
- On page 4 of the reengrossed bill, line 21, after the word "is" insert the words "located or", after the word "hold" insert the words "a public hearing", and delete the words "an informal"
- On page 4 of the reengrossed bill, delete lines 22 through 28
- On page 4 of the reengrossed bill, line 29, delete the words "Notice of the hearing must be published"
- On page 4 of the reengrossed bill, line 30, delete the words "subdivisions a and b of" and delete the word "The"
- On page 4 of the reengrossed bill, delete lines 31 and 32
- And renumber the lines, sections, and pages accordingly
- REP. MOORE, Chairman
- Reengrossed SB 2547 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

## MOTION

REP. STRINDEN MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

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

## REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER: Your Conference Committee to which was referred HB 1470 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on page 2485 of the House Journal and that HB 1470 be amended as follows:

On page 1, line 13, remove the overstrike over the words "~~and who is employed on a full-~~"

On page 1, line 14, remove the overstrike over the words "~~time basis~~" and insert immediately thereafter the words "except in those home health agencies affiliated with hospitals or skilled nursing facilities" and remove the overstrike over the words "~~There must be supervision from a~~"

On page 1, line 15, remove the overstrike

On page 1, line 16, remove the overstrike over the words "~~hours of operation~~" and delete the words "This person, or a similarly"

On page 1, delete lines 17 through 21

And renumber the lines, sections, and pages accordingly

For the Senate: Sens. J. Meyer, Heinrich, Nalewaja

For the House: Reps. Larson, D. Olsen, P. DeMers

HB 1470 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

## REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER: Your Conference Committee to which was referred HB 1183 has had the same under consideration and recommends that the HOUSE ACCEDE to the amendments as found on page 2407 of the House Journal.

For the Senate: Sens. J. Meyer, Heinrich, Peterson

For the House: Reps. Larson, D. Olsen, Ulmer

HB 1183 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

MESSAGES TO THE SENATE  
HOUSE CHAMBER

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

HCR 3029

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

HB 1242

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

HB 1009, HB 1062, HB 1176, HB 1228, HB 1231, HB 1266,  
HB 1274, HB 1350, HB 1355, HB 1365, HB 1369, HB 1388,  
HB 1416, HB 1535, HB 1596, HB 1643

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

HB 1001, HB 1037, HB 1625, HB 1679

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE  
HOUSE CHAMBER

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

HB 1001, HB 1037, HB 1625, HB 1679

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith HB 1007 which the Senate has amended, and subsequently passed:

On page 1 of the engrossed bill, line 12, delete the numerals "145,085" and insert in lieu thereof the numerals "169,727"

On page 1 of the engrossed bill, line 15, delete the numerals "292,751" and insert in lieu thereof the numerals "303,405"

On page 1 of the engrossed bill, line 16, delete the numerals "160,751" and insert in lieu thereof the numerals "180,500"

On page 1 of the engrossed bill, line 17, delete the numerals "637,937" and insert in lieu thereof the numerals "692,982"

And renumber the lines, sections, and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

Indian Affairs Commission

This amendment restores \$55,045 of the House \$86,991 general fund reductions. This amendment results in the following general fund increases:

	<u>General Fund Increase</u>
Restore funding for:	
Administrative officer position at Grade 22 and administrative secretary position at Grade 15	\$14,467
Executive director's salary	2,915
Temporary salaries and wages	7,260
Native alcohol and drug abuse education program	10,654
Indian development program	12,500
Indian scholarship program	<u>7,249</u>
Total general fund increase	\$55,045

PERRY GROTERBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently failed to pass the same:

SB 2056

PERRY GROTERBERG, Secretary

SENATE CHAMBER

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

SB 2303

PERRY GROTERBERG, Secretary

MOTION

REP. STRINDEN MOVED that the House stand in recess until 2:00 p.m., which motion prevailed.

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

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2037 and subsequently passed the same but has refused to concur in the House amendments to SB 2079 and SB 2183 and the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

SB 2079: Sens. Maixner, Richard, Wright  
SB 2183: Sens. Maixner, Richard, Moore

PERRY GROTEBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

HB 1064: Sens. Satrom, Dotzenrod, Moore  
HB 1448: Sens. J. Meyer, Heinrich, Stenehjem  
HB 1633: Sens. Langley, Krauter, Reiten  
HB 1634: Sens. Langley, Krauter, Reiten  
HB 1645: Sens. Maixner, Richard, Ingstad

PERRY GROTEBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report:

SB 2230

PERRY GROTEBERG, Secretary

SIXTH ORDER OF BUSINESS

REP. MARTIN MOVED that the amendments to SCR 4047 as recommended by the Committee on Joint Constitutional Revision be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SCR 4047 was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4047: A concurrent resolution for the amendment of section 5 of article X of the Constitution of the State of North Dakota, relating to taxation of property owned by the United States when Congress has waived exemption of the property to allow imposition of property taxes and state oil and gas taxes or other taxes imposed in lieu of property taxes on minerals or property owned by the federal land bank and relating to taxation of state or local

government property if exemption of the property is waived by the legislative assembly.

Which has been read.

#### ROLL CALL

The question being on the adoption of the resolution, as amended, the roll was called and there were 100 YEAS, 0 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; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; 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; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; 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:** Flaagan; Hausauer, R.; Kent; Meyer; Peterson; Rydell

SCR 4047 was declared adopted.

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#### SIXTH ORDER OF BUSINESS

REP. MOORE MOVED that the amendments to SB 2547 as recommended by the Committee on Political Subdivisions be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2547 was placed on the Fourteenth order of business on the calendar.

#### SECOND READING OF SENATE BILL

SB 2547: A BILL for an Act to create a new section to chapter 23-20.3 of the North Dakota Century Code, relating to permits for commercial facilities for hazardous waste disposal; and to amend and reenact section 23-20.3-02 of the North Dakota Century Code, relating to definitions.

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

YEAS: Almlie; Berg, G.; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Frey; Gates; Graba; Halmrast; Hamerlik; Hanson, L.; Haugen; Hill; Hoffner; Hokana; Kelly; Kent; Klundt; Knell; Knudson; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Melby; Mertens; Moore; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Rice; Rydell; Scherber; Schneider; Shaft; Shaw; Shockman; Skjerven; Solberg; Sorensen; Starke; Thompson; Tokach; Trautman; Ulmer; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Aas; Anderson; Belter; Berg, R.; Dalrymple; Enget; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugland; Hausauer, A.; Kingsbury; Koland; Lang; Martin; Murphy; Myrdal; Olson, A.; Payne; Riehl; Schindler; Shide; Smette; Stofferahn; Strinden; Tollefson; Tomac; Vander Vorst; Wald; Williams, C.

ABSENT AND NOT VOTING: Flaagan; Hausauer, R.; Meyer; Olsen, D.; Peterson

SB 2547 passed and the title was agreed to.

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## RECONSIDERATION OF A VETOED MEASURE

REP. STRINDEN MOVED that HB 1621 be reconsidered pursuant to Article V, Section 9 of the Constitution of the State of North Dakota for the purpose of overriding the Governor's veto, which motion prevailed.

HB 1621: A BILL for an Act to create and enact four new sections to chapter 6-03 of the North Dakota Century Code, relating to charging off real estate, and amortization of certain loan losses by banks.

Which has been read.

## ROLL CALL

The question being on the passage of the bill, as enrolled, over the Governor's veto, the roll was called and there were 74 YEAS, 29 NAYS, 3 ABSENT AND NOT VOTING.

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

Gorman; Gunsch; Hamerlik; Hanson, L.; Hanson, O.;  
 Haugen; Hausauer, A.; Hausauer, R.; Hokana; Kent;  
 Kingsbury; Klundt; Knell; Knudson; Koland; Kretschmar;  
 Kuchera; Lang; Larson; Lindgren; Marks; Martin;  
 Martinson; Melby; Moore; Murphy; Myrdal; Nicholas;  
 Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Payne; Rice;  
 Rydell; Schindler; Shaft; Shaw; Shide; Shockman;  
 Smette; Solberg; Sorensen; Stofferahn; Strinden;  
 Tokach; Tollefson; Tomac; Trautman; Ulmer;  
 Vander Vorst; Wald; Wentz; Williams, C.; Williams, W.;  
 Winkelman; Speaker Kloubec

NAYS: Dalrymple; Frey; Graba; Halmrast; Haugland; Hill;  
 Hoffner; Kelly; Kolbo; Laughlin; Lautenschlager;  
 Linderman; Mertens; Nelson, C.; Nelson, J.; Oban;  
 O'Connell; Opedahl; O'Shea; Riehl; Scherber; Schneider;  
 Skjerven; Starke; Thompson; Watne; Whalen; Wilkie;  
 Williams, A.

ABSENT AND NOT VOTING: Flaagan; Meyer; Peterson

The House overrode the Governor's veto on HB 1621.

#### CONSIDERATION OF MESSAGE FROM THE SENATE

REP. STRINDEN MOVED that the House do not concur in the Senate amendments to HB 1007 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

#### APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1007:

Reps. Kuchera, Wald, Opedahl

#### REPORTS OF CONFERENCE COMMITTEES

REP. BELTER MOVED that the conference committee report on SB 2080 as printed on page 2516 of the House Journal be adopted, which motion prevailed.

REP. GORMAN MOVED that the conference committee report on SB 2113 as printed on page 2517 of the House Journal be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

SB 2113: A BILL for an Act to amend and reenact sections 44-06-03, 44-06-05, and 44-06-09 of the North Dakota Century Code, relating to notary public surety bonds and records.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 53 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Christman; Cleveland; Dalrymple; Dotzenrod; Enget; Gates; Goetz; Gorman; Graba; Hamerlik; Hausauer, A.; Hausauer, R.; Hokana; Kent; Knudson; Kolbo; Kretschmar; Lang; Larson; Linderman; Lindgren; Martinson; Melby; Moore; Nelson, C.; Nicholas; Oban; Rydell; Scherber; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Strinden; Thompson; Tokach; Trautman; Ulmer; Wald; Wentz; Whalen; Winkelman

**NAYS:** Anderson; Belter; Berg, G.; Berg, R.; Brokaw; DeMers, J.; DeMers, P.; Dorso; Frey; Gerntholz; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hill; Hoffner; Kelly; Kingsbury; Klundt; Knell; Kuchera; Laughlin; Lautenschlager; Marks; Mertens; Murphy; Myrdal; Nelson, J.; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Schindler; Shaft; Shockman; Starke; Stofferahn; Tomac; Vander Vorst; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.;  
Speaker Kloubec

**ABSENT AND NOT VOTING:** Flaagan; Koland; Martin; Meyer; Peterson; Schneider; Tollefson

SB 2113 was declared lost.

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## APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on SB 2079:

Reps. Goetz, A. Hausauer, Schneider

## DELIVERY OF ENROLLED BILLS

THE SPEAKER ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 2:34 p.m., April 7, 1987:

HB 1331, HB 1349, HB 1644, HB 1680

## MOTION

REP. STRINDEN MOVED that the House stand in recess until 4:00 p.m., which motion prevailed.

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

## REPORTS OF CONFERENCE COMMITTEES

MR. SPEAKER: Your Conference Committee to which was referred HB 1359 has had the same under consideration and recommends that your conference committee, having been unable to agree, be discharged and a new conference committee be appointed.

For the Senate: Sens. Schoenwald, Krauter, Reiten  
 For the House: Reps. Whalen, Dorso, Oban

HB 1359 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

REP. HAMERLIK MOVED that the conference committee report on SB 2294 as printed on pages 2580-2581 of the House Journal be adopted, which motion prevailed.

REP. SHAFT MOVED that the conference committee report on SB 2314 as printed on page 2544 of the House Journal be adopted, which motion prevailed.

## MOTION

REP. STRINDEN MOVED that the rules be suspended, that SB 2314 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF SENATE BILL

SB 2314: A BILL for an Act to amend and reenact section 50-25.1-13 of the North Dakota Century Code, relating to false reports of child abuse or neglect.

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 100 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

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

Williams, A.; Williams, C.; Williams, W.; Winkelman;  
Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Flaagan; Martin; Meyer; Nicholas;  
Peterson; Wald

SB 2314 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. LINDGREN MOVED that the conference committee report on SB 2378 as printed on page 2545 of the House Journal be adopted, which motion prevailed.

#### MOTION

REP. STRINDEN MOVED that the rules be suspended, that SB 2378 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE BILL

SB 2378: A BILL for an Act to create and enact two new sections to chapter 43-07 of the North Dakota Century Code, relating to display of contractor's license number on certain building permits and a public awareness program of contractors' responsibilities.

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 41 YEAS, 60 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Almlie; Anderson; Belter; Berg, R.; Cleveland; DeMers, J.; Dorso; Dotzenrod; Enget; Gates; Goetz; Gorman; Halmrast; Hamerlik; Haugen; Hoffner; Hokana; Kelly; Kent; Knudson; Kolbo; Kretschmar; Larson; Linderman; Lindgren; Moore; Oban; Payne; Rice; Riehl; Scherber; Schneider; Shaft; Shaw; Sorensen; Strinden; Tollefson; Wald; Wentz; Winkelman; Speaker Kloubec

NAYS: Aas; Berg, G.; Brokaw; Christman; Dalrymple; DeMers, P.; Frey; Gerntholz; Graba; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hausauer, R.; Hill; Kingsbury; Klundt; Knell; Koland; Kuchera; Lang; Laughlin; Lautenschlager; Marks; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Rydell; Schindler; Shide; Shockman; Skjerven; Smette; Solberg; Starke; Stofferahn; Thompson; Tokach; Tomac; Trautman; Ulmer; Vander Vorst;

Watne; Whalen; Wilkie; Williams, A.; Williams, C.;  
Williams, W.

**ABSENT AND NOT VOTING:** Flaagan; Martin; Meyer; Nicholas;  
Peterson

SB 2378 was declared lost.

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**REPORT OF CONFERENCE COMMITTEE**

REP. LARSON MOVED that the conference committee report on SB 2510 as printed on page 2545 of the House Journal be adopted, which motion prevailed.

**MOTION**

REP. STRINDEN MOVED that the rules be suspended, that SB 2510 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF SENATE BILL**

SB 2510: A BILL for an Act to create and enact a new section to chapter 50-10.2 of the North Dakota Century Code, relating to enforcement of rights of health care facility residents; and to amend and reenact sections 50-10.2-01, 50-10.2-02, and 50-10.2-03 of the North Dakota Century Code, relating to the rights of residents of health care facilities.

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 77 YEAS, 25 NAYS, 4 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Berg, G.; Berg, R.; Brokaw; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gerntholz; Graba; Halmrast; Hamerlik; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Klundt; Knudson; Kolbo; Kretschmar; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaw; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Tollefson; Tomac; Trautman; Ulmer; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman

**NAYS:** Belter; Cleveland; Gates; Goetz; Gorman; Gunsch; Hanson, O.; Kingsbury; Knell; Koland; Kuchera; Lang; Melby; Olsen, D.; Olson, A.; Payne; Shaft; Shide;

Strinden; Thompson; Tokach; Vander Vorst; Wald; Whalen;  
Speaker Kloubec

ABSENT AND NOT VOTING: Flaagan; Martin; Meyer; Nicholas

SB 2510 passed and the title was agreed to.

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#### REPORT OF CONFERENCE COMMITTEE

REP. SHAW MOVED that the conference committee report on SB 2520 as printed on page 2517 of the House Journal be adopted, which motion prevailed.

#### MOTION

REP. STRINDEN MOVED that the rules be suspended, that SB 2520 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE BILL

SB 2520: A BILL for an Act to amend and reenact subsection 6 of section 15-27.2-04 of the North Dakota Century Code, relating to credit for residents of annexed school districts that have surplus funds prior to the annexation.

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 97 YEAS, 4 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; 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: Hamerlik; Hausauer, A.; Kingsbury; Shaft

**ABSENT AND NOT VOTING:** Flaagan; Larson; Martin; Meyer; Nicholas

SB 2520 passed and the title was agreed to.

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#### REPORTS OF CONFERENCE COMMITTEES

**MR. SPEAKER:** Your Conference Committee to which was referred SB 2230 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 1754 of the House Journal.

**For the Senate:** Sens. J. Meyer, Stenehjem, Adams  
**For the House:** Reps. Aas, Shaft, Wilkie

SB 2230 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

**REP. AAS MOVED** that the conference committee report on SB 2230 be adopted, which motion prevailed.

#### MOTION

**REP. STRINDEN MOVED** that the rules be suspended, that SB 2230 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE BILL

**SB 2230:** A BILL for an Act to create and enact two new sections to chapter 29-30.3 of the North Dakota Century Code, relating to inquiry into the guilt or innocence of an accused upon extradition and to the payment of expenses of an extradition.

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, 2 NAYS, 5 ABSENT AND NOT VOTING.

**YEAS:** Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Melby; Mertens; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; 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, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Ulmer; Williams, A.

ABSENT AND NOT VOTING: Flaagan; Larson; Martin; Meyer;  
 Nicholas

SB 2230 passed and the title was agreed to.

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APPOINTMENT OF A CONFERENCE COMMITTEE  
 THE SPEAKER APPOINTED as a Conference Committee on SB 2183:

Reps. A. Olson, Kretschmar, J. Nelson

MESSAGES TO THE SENATE  
 HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1007 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1007: Reps. Kuchera, Wald, Opedahl

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2079: Reps. Goetz, A. Hausauer, Schneider

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2080

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate does not concur in the House amendments to SB 2015 and the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

SB 2015: Sens. Mushik, Yockim, Nelson

PERRY GROTEBERG, Secretary

## SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently failed to pass the same:

HB 1073

PERRY GROTEBERG, Secretary

## SENATE CHAMBER

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

HB 1601, HCR 3007

PERRY GROTEBERG, Secretary

## SENATE CHAMBER

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

SCR 4026

PERRY GROTEBERG, Secretary

## SENATE CHAMBER

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

SB 2554

PERRY GROTEBERG, Secretary

## APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2015:

Reps. Kuchera, Winkelman, Kelly

## REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER: Your Conference Committee to which was referred Engrossed SCR 4026 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 2013 of the House Journal and that Engrossed SCR 4026 be amended as follows:

On page 1 of the engrossed resolution, line 4, delete the words "are in effect"

On page 1 of the engrossed resolution, line 5, delete the words "revictimized by the process"

On page 1 of the engrossed resolution, line 6, delete the word "such"

On page 1 of the engrossed resolution, line 16, delete the first word "and" and insert in lieu thereof a comma and after the word "assisting" insert the words ", or funding"

And renumber the lines, sections, and pages accordingly

**For the Senate:** Sens. J. Meyer, Holmberg, Stenehjem

**For the House:** Reps. Wentz, Knudson, A. Williams

Engrossed SCR 4026 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

#### MOTIONS

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

**REP. GOETZ MOVED** that the House stand adjourned until 8:00 a.m., Wednesday, April 8, 1987, which motion prevailed.

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

**ROY GILBREATH, Chief Clerk**