

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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SIXTH DAY

Bismarck, January 13, 1987

The Senate convened at 2:30 p.m., with President Meiers presiding.

The prayer was offered by Reverend Robert Nordvall, Charity Lutheran Church, Bismarck.

Almighty God, You have given us this good land as our heritage. Help us always to remember Your generosity, and inspire us to do Your will as these elected servants make decisions about the resources You have provided. Bless our land with honest industry, truthful education, and an honorable way of living. Defend our liberties and grant those whom we have entrusted with leadership and authority in government the spirit of wisdom that there might be justice and peace in our land. Help those who hold office in this state to serve their people faithfully in a way which promotes the general welfare of all Your people.

Heavenly Father, we are all part of the human family, made in Your image and redeemed by Your Son. Look at us with compassion and take away the arrogance and self-interest which can infect our hearts. Break down barriers which divide, but unite us in bonds of care and love for each other. In the end work through our struggle, debate, and frequent confusion to accomplish Your good will. Help us all to be part of solutions which bring harmony and peace to the land and into the hearts of all people. Amen.

ROLL CALL

The roll was called and all Senators were present.

A quorum was declared by the President.

REVISION AND CORRECTION OF THE JOURNAL

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

SEN. J. MEYER, Chairman

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

CONSIDERATION OF AMENDMENTS

SEN. MAXSON MOVED that the amendments to SB 2245 as recommended by the Committee on Social Services and Veterans Affairs as printed on

page 166 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS.

SB 2245 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2084 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, after the word "a" insert the word "convex"

And renumber the lines accordingly

SEN. D. MEYER, Chairman

SB 2084 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was rereferred SB 2121 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 15, delete the numerals "\$3,000" and insert in lieu thereof the numerals "\$1,500"

And renumber the lines accordingly

SEN. HEINRICH, Chairman

SB 2121 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred SB 2152 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, after the word "value" insert the words "
nor may any lease under this section be issued for a period
of more than five years"

And renumber the lines accordingly

SEN. KRAUTER, Chairman

SB 2152 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2193 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, delete the words ", or a reasonable time"

On page 1, line 19, delete the word "thereafter"

And renumber the lines accordingly

SEN. D. MEYER, Chairman

SB 2193 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE
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 1101, HB 1105

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE
SENATE CHAMBER

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

SB 2104, SB 2111, SB 2155, SB 2264

PERRY GROTBORG, Secretary

MOTIONS

SEN. HILKEN MOVED that SB 2295 be returned to the Senate floor from the Committee on Transportation, which motion prevailed.

SEN. HILKEN MOVED that SB 2295 be rereferred to the Committee on Political Subdivisions, which motion prevailed.

SEN. MAIXNER MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order of business and the Ninth order of business and the Thirteenth order of business, and after the reading of SB 2122, SB 2123, SB 2124, SB 2125, SB 2126, SB 2131, SB 2133, SB 2150, SB 2214, SB 2225, SB 2227, and SB 2245 that the Senate stand adjourned until 1:00 p.m., Wednesday, January 14, 1987, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2122 has had the same under consideration and recommends that the same DO PASS.

SEN. D. MEYER, Chairman

SB 2122 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2123 has had the same under consideration and recommends that the same DO PASS.

SEN. D. MEYER, Chairman

SB 2123 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred SB 2124 has had the same under consideration and recommends that the same DO PASS.

SEN. HEINRICH, Chairman

SB 2124 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was rereferred SB 2125 has had the same under consideration and recommends that the same DO PASS.

SEN. HEINRICH, Chairman

SB 2125 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2126 has had the same under consideration and recommends that the same DO PASS.

SEN. D. MEYER, Chairman

SB 2126 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2131 has had the same under consideration and recommends that the same DO PASS.

SEN. LANGLEY, Chairman

SB 2131 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2133 has had the same under consideration and recommends that the same DO PASS.

SEN. LANGLEY, Chairman

SB 2133 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2150 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LANGLEY, Chairman

SB 2150 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2214 has had the same under consideration and recommends that the same DO PASS.

SEN. SATROM, Chairman

SB 2214 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2225 has had the same under consideration and recommends that the same DO PASS.

SEN. LANGLEY, Chairman

SB 2225 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2227 has had the same under consideration and recommends that the same DO PASS.

SEN. LANGLEY, Chairman

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

FIRST READING OF SENATE BILLS

Sens. Waldera, Mathern and Reps. J. DeMers, Rydell introduced:

SB 2303: A BILL for an Act to provide immunity from liability for reporting, assisting, or providing services with respect to abused, neglected, or exploited adults; and to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to the powers and duties of the department of human services.

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

Sen. Moore and Rep. Whalen introduced:

SB 2304: A BILL for an Act to protect water resources.

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

Sens. Nalewaja, Lashkowitz, Streibel and Reps. R. Berg, Hoffner, O. Hanson introduced:

SB 2305: A BILL for an Act to authorize the industrial commission acting as the North Dakota building authority to issue evidences of indebtedness to make funds available for the construction of a computer center at North Dakota state university; to provide a continuing appropriation; and to declare an emergency.

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

Sen. Adams introduced:

SB 2306: A BILL for an Act to amend and reenact sections 11-28.2-02 and 57-15-26.1 of the North Dakota Century Code, relating to compensation and expense reimbursement for members of a board of recreation service district commissioners and mill levy limitations that apply to recreation service districts.

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

Sens. Holmberg, J. Meyer, Lashkowitz, Maxson, Nalewaja introduced:

SB 2307: A BILL for an Act to amend and reenact section 16.1-13-27 of the North Dakota Century Code, relating to the disability of an elector.

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

Sens. Waldera, Peterson and Reps. Schneider, Oban introduced:

SB 2308: A BILL for an Act to amend and reenact section 25-02-03 of the North Dakota Century Code, relating to the object of the state hospital.

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

Sens. Redlin, Nalewaja introduced:

SB 2309: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to voluntary income tax withholding for resident employees and nonresident federal employees; and to provide an effective date.

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

Sen. Peterson and Rep. Moore introduced:

SB 2310: A BILL for an Act to amend and reenact section 43-04-31 of the North Dakota Century Code, relating to qualifications required to be a registered barber.

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

Sen. Richard and Rep. O'Connell introduced:

SB 2311: A BILL for an Act to create and enact a new section to chapter 57-51 and a new section to chapter 57-51.1 of the North Dakota Century Code, relating to the exemption of certain drilling costs from oil and gas gross production taxes and oil extraction taxes; and to provide an effective date.

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

Sens. Stenehjem, Ingstad, Waldera and Reps. Rydell, Koland, J. DeMers introduced:

SB 2312: A BILL for an Act to amend and reenact subsection 30 of section 12.1-30-03 of the North Dakota Century Code, relating to businesses allowed to operate on Sundays.

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

Sen. Nalewaja and Rep. Strinden introduced:

SB 2313: A BILL for an Act to amend and reenact sections 54-34.2-01, 54-34.2-02, and 54-34.2-04 of the North Dakota Century Code, relating to a change in the name of the Indian development fund.

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

Sen. Heinrich introduced:

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.

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

FIRST READING OF HOUSE BILLS

HB 1106: A BILL for an Act to amend and reenact subsection 2 of section 60-02-09 of the North Dakota Century Code, relating to public warehouseman bonds.

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

HB 1126: A BILL for an Act to amend and reenact subsection 6 of section 47-22-02 and sections 47-22-03, 47-22-04, 47-22-05, 47-22-06, 47-22-08, and 47-22-09 of the North Dakota Century Code, relating to the registration of trademarks.

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

HB 1143: A BILL for an Act to amend and reenact sections 15-55-02, 15-55-05, and 15-55-06 of the North Dakota Century Code, relating to conditions for issuance of state board of higher education bonds, deposits of proceeds of bonds, and issuance of warrants by the state auditor.

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

HB 1144: A BILL for an Act to provide for reports by domestic and foreign nonprofit corporations to the secretary of state.

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

HB 1154: A BILL for an Act to repeal section 54-17-07.5 of the North Dakota Century Code, relating to the allocation of the housing revenue bond issuance ceiling of the state under the Mortgage Subsidy Bond Tax Act of 1980 which was repealed by the Tax Reform Act of 1986.

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

The Senate stood adjourned pursuant to Senator Maixner's motion.

PERRY GROTBORG, Secretary