

## JOURNAL OF THE SENATE

## Fiftieth Legislative Assembly

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## NINTH DAY

Bismarck, January 16, 1987

The Senate convened at 12:30 p.m., with President Meiers presiding.

The prayer was offered by Reverend Daniel Wissmann, Good Shepherd Lutheran Church, Bismarck.

Oh Lord, our God, we begin this legislative day overwhelmed by the actions that need to be taken and by Your grace and love. We thank You for opportunities to serve You and our fellow citizens.

Give us an understanding for people. Give us wisdom to distinguish between needs and wants. Give us insight to work through politics and political ploys. Give us knowledge to plan for the future. Give us courage to make a difference. Give us faith to be loyal to You and Your will.

We pray especially today out of concern for the economic situation of our state. Grant us Your guidance to sift through political verbiage to deal with cutbacks and increased taxes in a sensible manner.

In Your word we read about Your love for Your creation. In reading the history of this nation and the history of this state of North Dakota, we can count Your numerous blessings. Continue to support and bless us as we support and help our constituents and citizens of this state. Amen.

## ROLL CALL

The roll was called and all Senators were present, except Senator Bakewell.

A quorum was declared by the President.

## CORRECTION AND REVISION OF THE JOURNAL

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

SEN. J. MEYER, Chairman

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

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

HB 1050, HB 1110, HB 1120, HB 1132, HB 1153, HB 1164,  
HB 1167, HB 1168, HB 1181, HB 1182, HCR 3002

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. D. MEYER MOVED that the amendments to SB 2048 as recommended by the Committee on State and Federal Government as printed on pages 217-218 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2048 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

SEN. D. MEYER MOVED that SB 2069 and SB 2070 be laid over one legislative day, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. KELLY MOVED that the amendments to SB 2096 as recommended by the Committee on Education as printed on pages 219-220 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2096 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SEN. KELLER MOVED that the amendments to SB 2110 as recommended by the Committee on Agriculture as printed on page 220 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2110 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 Natural Resources to which was referred SB 2075 has had the same under consideration and recommends by a vote of 7 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 11, after the word "owner" insert the words "or adjacent landowner"

And renumber the lines accordingly

SEN. KRAUTER, Chairman

SB 2075 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Human Services and Veterans Affairs to which was referred SB 2117 has had the same under consideration and recommends by a vote of 7 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 12, delete the words "cancellation of public events,"

On page 1, line 13, after the period insert the words "The state health officer may apply to the district court in a judicial district where a communicable disease is present for an injunction canceling public events. On application of the state health officer showing the necessity of such cancellation, the court may issue an ex parte preliminary injunction, pending a full hearing."

And renumber the lines accordingly

SEN. J. MEYER, Chairman

SB 2117 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Transportation to which was referred SB 2142 has had the same under consideration and recommends by a vote of 8 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 3, delete the word "section" and insert in lieu thereof the word "sections" and after the numerals "39-04-01" insert the words "and 39-22-01"

On page 2, line 9, after the word "Section" insert the words "39-22-01 of the North Dakota Century Code, and section"

On page 2, line 10, delete the word "is" and insert in lieu thereof the word "are"

And renumber the lines accordingly

SEN. HILKEN, Chairman

SB 2142 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Transportation to which was referred SB 2200 has had the same under consideration and recommends by a vote of 8 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 15, after the period delete the words "Judges within the state judicial system may" and insert in lieu thereof the words "The department may establish procedures for determining satisfactory proof of ownership of a vehicle in those cases where the department is unable to determine the legal owner of record. Any person aggrieved by a decision of the department as to ownership of a vehicle may appeal that decision to the district court under chapter 28-32."

On page 1, delete lines 16 through 18

And renumber the lines and pages accordingly

SEN. HILKEN, Chairman

SB 2200 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

#### MOTION

SEN. DAVID MOVED that the Senate reconsider its action whereby SB 2130 failed, which motion prevailed.

SB 2130 was placed at the bottom of the calendar.

#### SECOND READING OF SENATE BILLS

SB 2045: A BILL for an Act to create and enact a new section to chapter 54-23.1 of the North Dakota Century Code, relating to an emergency services communication system advisory committee for 911 telephone systems; and to amend and reenact section 57-40.6-05 of the North Dakota Century Code, relating to the use of the emergency services telephone access lines excise tax; and to provide an expiration date.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell

SB 2045 passed and the title was agreed to.

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SB 2094: A BILL for an Act to create and enact a new section to chapter 43-04 and a new subsection to section 43-04-42 of the North Dakota Century Code, relating to qualifications of barbers registered in another state to receive a certificate of registration to practice barbering in this state and the fee for such a certificate; and to repeal section 43-04-38 of the North Dakota Century Code, relating to the issuance of a permit to practice as a journeyman barber to persons having practiced barbering in another state.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell

SB 2094 passed and the title was agreed to.

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SB 2109: A BILL for an Act to amend and reenact sections 43-09-10, 43-09-11, 43-09-13, 43-09-13.1, 43-09-14, and 43-09-15 of the North Dakota Century Code, relating to the licensing of electricians.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; David; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel; Stromme; Tallackson; Todd; Vosper; Waldera; Wright; Yockim

NAYS: Krauter; Tennefos; Thane; Tweten; Wogsland

ABSENT AND NOT VOTING: Bakewell; Freborg

SB 2109 passed and the title was agreed to.

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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 and has committee recommendation of DO PASS.

## ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Maxson

ABSENT AND NOT VOTING: Bakewell

SB 2113 passed and the title was agreed to.

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SB 2177: A BILL for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to an impaired pharmacists program.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell

SB 2177 passed and the title was agreed to.

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SB 2182: A BILL for an Act to amend and reenact subsection 15 of section 43-15-10 of the North Dakota Century Code, relating to confidentiality of investigative files of the board of pharmacy.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell

SB 2182 passed and the title was agreed to.

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SB 2171: A BILL for an Act to amend and reenact section 43-15-31, subsection 6 of section 43-15-35, and section 43-15-42 of the North Dakota Century Code, relating to physicians' prescriptions to be filed and preserved, requirements for a permit to operate a pharmacy, and the penalty for violation of law regulating pharmacies.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell; Mathern

SB 2171 passed and the title was agreed to.

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SB 2173: A BILL for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to out-of-state pharmacies.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Peterson

ABSENT AND NOT VOTING: Bakewell

SB 2173 passed and the title was agreed to.

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SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SCR 4008

PERRY GROTBORG, Secretary

MESSAGE TO THE HOUSE  
SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SCR 4008

PERRY GROTBORG, Secretary

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

SCR 4008

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 2100, SB 2107, SB 2122, SB 2123, SB 2124, SB 2125,  
SB 2131, SB 2133, SB 2245

PERRY GROTBORG, Secretary

SECOND READING OF SENATE BILLS

SB 2178: A BILL for an Act to create and enact five new subsections to section 43-15-10 of the North Dakota Century Code, relating to powers of the board of pharmacy.

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

ROLL CALL

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

YEAS: Lips

NAYS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: Bakewell

SB 2178 lost.

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SB 2221: A BILL for an Act to amend and reenact section 43-15-45 of the North Dakota Century Code, relating to costs of prosecution in disciplinary proceedings of the board of pharmacy.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell; David; Maxson

SB 2221 passed and the title was agreed to.

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SB 2043: A BILL for an Act to amend and reenact sections 57-15-16 and 57-15-17 of the North Dakota Century Code, relating to the establishment and disposition of school district building funds.

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

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 16 YEAS, 36 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; David; Lips; Lodoen; Meyer, D.; Meyer, W.; Mutch; Nalewaja; Nelson; Olson; Peterson; Satrom; Tennefos; Tweten; Wright

NAYS: Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, J.; Moore; Mushik; Naaden; Nething; Redlin; Reiten; Richard; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Bakewell

SB 2043 lost.

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SB 2060: A BILL for an Act to amend and reenact section 39-06.1-09 and subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the penalty for modification of a motor vehicle.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell

SB 2060 passed and the title was agreed to.

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SB 2073: A BILL for an Act to amend and reenact subsection 2 of section 38-11.1-03 of the North Dakota Century Code, relating to the definition of drilling operations.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Bakewell; Kelsh

SB 2073 passed and the title was agreed to.

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#### MOTION

SEN. LASHKOWITZ MOVED that SB 2080 which is on the Eleventh order, be rereferred to the Committee on Transportation.

#### SUBSTITUTE MOTION

SEN. HEIGAARD MOVED that SB 2080, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

#### MOTIONS

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

SEN. HEIGAARD MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order of business, the Ninth order of business, and the Thirteenth order of business, and after the reading of SB 2048, SB 2072, SB 2096, SB 2110, SB 2238, SB 2243, and SCR 4003 that the Senate stand adjourned until 1:30 p.m., Monday, January 19, 1987, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Human Services and Veterans Affairs to which was referred SCR 4003 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. J. MEYER, Chairman

SCR 4003 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Natural Resources to which was referred SB 2072 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. KRAUTER, Chairman

SB 2072 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Natural Resources to which was referred SB 2238 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. KRAUTER, Chairman

SB 2238 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Human Services and Veterans Affairs to which was referred SB 2243 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. J. MEYER, Chairman

SB 2243 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE BILLS

Sens. Lips, W. Meyer, Mushik and Reps. Rydell, Tokach, Oban introduced:

**SB 2341:** A BILL for an Act relating to temporary authority of cities to allow certain activities on Sunday; and to provide for an effective date and an expiration date.

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

Sens. Lips, Holmberg, W. Meyer and Reps. Belter, R. Berg introduced:

**SB 2342:** A BILL for an Act to amend and reenact sections 43-18-13 and 43-18-17 of the North Dakota Century Code, relating to the license fees of plumbers.

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

Sens. Satrom, Wright introduced:

**SB 2343:** A BILL for an Act to amend and reenact subdivision i of subsection 1 of section 57-38-01.2 and subdivision g of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the domestic dividend exclusion for income tax purposes.

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

Sen. Holmberg introduced:

**SB 2344:** A BILL for an Act to amend and reenact sections 16.1-11-24, 16.1-11-25, 16.1-11-37, and 16.1-15-01 of the North Dakota Century Code, relating to no-party primary ballots.

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

Sen. Lips and Rep. Sorensen introduced:

**SB 2345:** A BILL for an Act to provide for the suspension of all property tax levy limitations that apply to political subdivisions; and to provide an effective date.

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

Sen. Yockim and Reprs. Koland, Haugen introduced:

**SB 2346:** A BILL for an Act to amend and reenact section 38-08-08 of the North Dakota Century Code, relating to the recovery of costs and expenses of drilling and operating a well; and to repeal section 38-08-10 of the North Dakota Century Code, relating to development and operating costs of integrated fractional tracts.

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

Sens. Yockim, Waldera and Reprs. Opedahl, R. Berg introduced:

**SB 2347:** A BILL for an Act to create and enact a new section to chapter 57-51.1 of the North Dakota Century Code, relating to a reduced rate of oil extraction taxes on qualifying wells and enhanced recovery operations; and to amend and reenact subsection 4 of section 38-08-04 of the North Dakota Century Code, relating to the duties of the industrial commission.

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

Sens. Mushik, Nalewaja and Reprs. J. DeMers, Oban introduced:

**SB 2348:** A BILL for an Act to amend and reenact subsection 1 of section 27-20-02 and subsection 4 of section 27-20-36 of the North Dakota Century Code, relating to the definition of a child and terminations and extensions of orders of disposition made by a juvenile court.

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

#### FIRST READING OF HOUSE BILLS

**HB 1029:** A BILL for an Act to amend and reenact subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to the agencies defined as administrative agencies under the Administrative Agencies Practice Act.

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

**HB 1040:** A BILL for an Act to create and enact a new subsection to section 54-06-04 of the North Dakota Century Code, relating to the preparation of reports by executive and administrative officers and departments.

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

**HB 1042:** A BILL for an Act to amend and reenact section 6-02-03 of the North Dakota Century Code, relating to the capital stock requirements of banking associations.

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

**HB 1056:** A BILL for an Act to amend and reenact sections 16.1-15-30, 16.1-16-01, 16.1-16-04, 16.1-16-06, 16.1-16-09, 23-06-13, 23-20.2-09, 54-03-01.5, 54-03-02, 54-03-07, 54-03.1-02, and 61-16.1-16 of the North Dakota Century Code, relating to legislative elections and contests, legislative actions, legislative apportionment requirements, and legislative meetings; and to repeal sections 16.1-16-10, 16.1-16-11, 16.1-16-12, 16.1-16-13, 16.1-16-14, 16.1-16-15, 16.1-16-16, and 16.1-16-17 of the North Dakota Century Code, relating to legislative election contests.

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

**HB 1100:** A BILL for an Act to create and enact a new section to chapter 39-01 of the North Dakota Century Code, relating to the administration of oaths and the admissibility of certified copies in matters pertaining to driver's license proceedings.

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

**HB 1108:** A BILL for an Act to repeal section 61-02-75 of the North Dakota Century Code, relating to the state engineer's authority to administer oaths and issue subpoenas.

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

**HB 1111:** A BILL for an Act to amend and reenact sections 4-21.1-01, 4-21.1-02, 4-21.1-03, 4-21.1-04, 4-21.1-05, 4-21.1-06, 4-21.1-11, 4-21.1-12, 4-21.1-13, 4-21.1-14, and 4-21.1-16 of the North Dakota Century Code, relating to inspection, certification, and licensing of nurseries and nursery stock; and to repeal sections 4-21.1-07, 4-21.1-08, 4-21.1-09, 4-21.1-10, 4-21.1-15, and 4-21.1-17 of the North Dakota Century Code, relating to nursery stock dealers and agents licenses, special inspections, late filing of license applications and the deposit of funds.

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

**HB 1112:** A BILL for an Act to amend and reenact sections 18-11-22 and 54-10-22 of the North Dakota Century Code, relating to the state auditor's examination of firemen's relief associations and the responsibility for expenses incurred from an audit; and to repeal sections 58-02-04 and

58-02-05 of the North Dakota Century Code, relating to the notification to the state auditor of new townships and avoiding duplication of any township names.

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

**HB 1113:** A BILL for an Act to amend and reenact section 11-11-11 of the North Dakota Century Code, relating to reports required by the board of county commissioners; and to repeal section 11-13-05 of the North Dakota Century Code, relating to monthly verification of cash by the county auditor.

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

**HB 1124:** A BILL for an Act to amend and reenact subsection 3 of section 54-44.3-03 of the North Dakota Century Code, relating to temporary vacancies on the state personnel board.

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

**HB 1157:** A BILL for an Act to amend and reenact section 10-23-12 of the North Dakota Century Code, relating to notice of failure to approve filing of certain documents of foreign and domestic business corporations; and to repeal section 10-22-11 of the North Dakota Century Code, relating to filing of documents relating to amendment of articles of incorporation of a foreign corporation.

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

**HB 1173:** A BILL for an Act to amend and reenact section 39-06-37 of the North Dakota Century Code, relating to the duration of multiple driver's license suspensions or revocations for separate violations.

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

**HB 1180:** A BILL for an Act to amend and reenact sections 15-03-01, 15-03-04.1, 15-03-04.3, 15-03-16, 15-03-17, and 15-03-18 of the North Dakota Century Code, relating to custody of permanent funds, management of the loan pool account, continuing appropriation for certain investments and related fees, redemption of bonds, and records of investments; to repeal sections 15-03-03, 15-03-19, and 15-03-21 of the North Dakota Century Code, relating to custody of funds, warrants, and the collection of money due on securities; and to declare an emergency.

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

**HB 1186:** A BILL for an Act to amend and reenact sections 15-04-10 and 15-08-25 of the North Dakota Century Code, relating to the size of state land lease tracts.

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

**HB 1206:** A BILL for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to annual state park permits for motor vehicles.

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

**HB 1212:** A BILL for an Act to amend and reenact section 50-26-04 of the North Dakota Century Code, relating to the governor's council on human resources.

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

**HB 1223:** A BILL for an Act to create and enact sections 51-05.1-01.1 and 51-05.1-01.2 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses; and to amend and reenact sections 51-05.1-01, 51-05.1-02, and 51-05.1-06 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses.

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

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

**HCR 3004:** A concurrent resolution urging the President of the United States to establish a presidential commission to study the impact of federal Indian policies on non-Indians living or working on or near Indian reservations in the United States.

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

#### DELIVERY OF ENROLLED RESOLUTION

THE PRESIDENT ANNOUNCED that the following resolution was delivered to the Secretary of State for his filing on January 16, 1987:

SCR 4008

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

PERRY GROTEBERG, Secretary