

TUESDAY, MARCH 17, 1987

1571

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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FORTY-NINTH DAY

The Senate convened at 12:30 p.m., with President Pro Tem Redlin presiding. Bismarck, March 17, 1987

The prayer was offered by Pastor John Cherico, Evangelical Free Church, Bismarck.

Let us unite our hearts together in prayer.

Almighty and Everlasting Father, we are grateful that we can be here this afternoon. We pray, O Lord, that Your Holy Spirit would be operating here during this proceeding, and by Your grace and through Your guidance we may serve the people as we have been appointed to do here. Above all, we pray that during this time all that we do and all that we think would be to Your glory. Bless this time, O Lord, we pray in Jesus' precious name, Amen.

ROLL CALL

The roll was called and all Senators were present.

A quorum was declared by the President Pro Tem.

CORRECTION AND REVISION OF THE JOURNAL

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

SEN. J. MEYER, Chairman

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

MESSAGES 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 1676

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith SB 2533 which the House has amended and subsequently passed:

HOUSE AMENDMENTS TO ENGROSSED SB 2533

On page 1 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 19-10-03.1 and subsection 2 of section 57-43.1-02 of the North Dakota Century Code, relating to required disclosure of certain contents of gasoline and to taxes on motor vehicle fuels containing alcohol.

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

SECTION 1. AMENDMENT. Section 19-10-03.1 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

19-10-03.1. Retail sale of alcohol-blended gasoline - Notice required. No dealer may sell at retail alcohol-blended gasoline unless the dispensing unit bears and any price advertising bear the word "contains" and the name of the alcohol blended with the gasoline if the alcohol-blended gasoline consists of one percent or more by volume of any alcohol.

SECTION 2. AMENDMENT. Subsection 2 of section 57-43.1-02 of the 1985 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. The tax imposed on gasoline sold which contains a minimum ten percent blend of a qualifying alcohol whose purity is at least ninety-nine percent alcohol is reduced in accordance with this subsection and subsection 3. An alcohol is a qualifying alcohol if it is methanol produced from coal or if the taxpayer certifies that it is derived from agricultural products produced entirely in the United States. For qualifying alcohols, the tax is:
 - a. From July 1, 1985, through Through June 30, 1987, eight cents per gallon [3.79 liters] less than the tax imposed under subsection 1.
 - b. From July 1, 1987, through June 30, 1989, but subject to the termination requirements of this subdivision, four cents per gallon [3.79 liters] less than the tax imposed under subsection 1. During this period, the following procedures apply:
 - (1) Each month, the commissioner shall determine the total number of gallons [3.79 liters] of gasoline sold since

June 30, 1987, and entitled to the exemption allowed under this subdivision.

- (2) The commissioner shall then determine the average number of gallons [3.79 liters] of that gasoline sold each month since June 30, 1987.
- (3) The commissioner shall then determine the sum of two plus the number of months since June 1987.
- (4) The commissioner shall then multiply the number determined under paragraph 2 times the number determined under paragraph 3.
- (5) When the product determined under paragraph 4 reaches one hundred thirty-five million gallons [511,025,000.0 liters], the exemption allowed under this subdivision no longer applies, except that even if the specified number of gallons [3.79 liters] is exceeded for the final month, the exemption applies for that entire month. When appropriate, the commissioner shall publish a notice that the exemption no longer applies and will not apply until after June 30, 1989.

c. From July 1, 1989, through December 31, 1992, four cents per gallon [3.79 liters] less than the tax imposed under subsection 1.

e- d. After December 31, 1992, at the same rate as the tax imposed under subsection 1."

And renumber the lines, sections, and pages accordingly

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2380

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

HB 1122, HB 1172, HB 1180, HB 1185, HB 1397, HB 1673,
HCR 3025

PERRY GROTEBERG, Secretary

MESSAGES TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the President Pro Tem has signed:

HB 1122, HB 1172, HB 1180, HB 1185, HB 1397, HB 1673,
HCR 3025

PERRY GROTEBERG, Secretary

SENATE CHAMBER

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

HB 1044, HB 1077, HB 1086, HB 1118, HB 1193, HB 1214,
HB 1280, HB 1281, HB 1282, HB 1283, HB 1284, HB 1360,
HB 1378, HB 1381, HB 1421, HB 1439, HB 1459, HB 1471

PERRY GROTEBERG, Secretary

SENATE CHAMBER

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

HB 1032, HB 1355, HB 1405, HB 1456, HB 1643, HCR 3060

PERRY GROTEBERG, Secretary

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1062 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2 of the engrossed bill, line 3, after the period insert the words "This section does not prohibit disclosure of the fact that a report or return required under this chapter has not been filed if the disclosure is made to further an investigation being conducted by the tax commissioner."

And renumber the lines, sections, and pages accordingly
SEN. SATROM, Chairman

HB 1062 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1192 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 20, delete the words "three-fourths of" and after the word "one" insert the words "and one-fourth"

On page 1 of the engrossed bill, line 21, delete the words "and one-half" and insert in lieu thereof the words "and one-fourth"

And renumber the lines, sections, and pages accordingly
SEN. SATROM, Chairman

HB 1192 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1325 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 of the engrossed bill, line 27, after the underscored period insert the words "Any interest owed by the state must be paid by the state treasurer from the appropriation for miscellaneous refunds approved by the legislative assembly."

And renumber the lines, sections, and pages accordingly
SEN. SATROM, Chairman

HB 1325 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1463 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 11, after the comma insert the words "petition the commissioner of insurance for an order to"

On page 1, line 12, after the period insert the words "For the purpose of obtaining approval from the commissioner of insurance, conversion to a mutual insurance company under this section is deemed a consolidation pursuant to chapter 26.1-07 and the procedure described therein must be followed."

And renumber the lines, sections, and pages accordingly
SEN. LANGLEY, Chairman

HB 1463 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1539 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 and be rereferred to the Committee on Appropriations:

On page 1 of the engrossed bill, line 4, after the word "schools" insert the words "; and to provide for distribution of excess revenues"

On page 3 of the engrossed bill, after line 21, insert the following new section:

"SECTION 2. DISTRIBUTION OF EXCESS REVENUES. The superintendent of public instruction shall distribute any excess revenues appropriated to the foundation aid program for the biennium beginning July 1, 1987, and ending June 30, 1989."

And renumber the lines, sections, and pages accordingly
SEN. HEINRICH, Chairman

HB 1539 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1548 has had the same under consideration and recommends by a vote of 5 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

On page 1 of the engrossed bill, line 2, delete the word "and" and after the numeral "57-40.5-03" insert the word and numeral ", and 57-40.5-09"

On page 1 of the engrossed bill, line 4, delete the word "and"

On page 1 of the engrossed bill, line 5, after the word "paid" insert the words ", and the allocation of revenue" and after the semicolon insert the words "to provide an appropriation;"

On page 5 of the engrossed bill, after line 28, insert the following new sections:

"SECTION 4. AMENDMENT. Section 57-40.5-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.5-09. Allocation of revenue. All moneys collected and received under this chapter shall, up to a maximum of four hundred thousand dollars during any biennium, must be transmitted monthly by the director to the state tax

commissioner who shall pay the moneys to the state treasurer to be credited by the state treasurer to a special fund known as the state aeronautics commissioner aircraft excise tax trust fund; however, all moneys collected and received under this chapter in excess of four hundred thousand dollars during any biennium, must be transmitted monthly by the director to the state tax commissioner who shall pay them the moneys to the state treasurer to be credited to the state general fund. The moneys in the state aeronautics commission aircraft excise tax fund in the state treasury are hereby appropriated to the state aeronautics commission and must be disbursed by warrant-check prepared by the office of management and budget upon vouchers submitted by the commission and approved by the office of management and budget for the purpose of allowing the commission to match any funds made available by political subdivisions or airport authorities with airports with scheduled airline service enplaning twenty thousand or more passengers during the calendar year immediately preceding a request for matching funds for airport improvements. The state aeronautics commission may approve applications for matching funds from eligible airports with scheduled airline service in amounts not more than ten percent and not less than five percent of the airport improvement and engineering costs depending on the percentage level of participating federal airport improvement funds. State matching funds are limited to eligible airports which have been allocated and granted federal airport improvement funds by the federal government and are further limited by legislative appropriations. Any political subdivision or airport authority with an airport with scheduled airline service which qualifies or receives state funds under this chapter may not receive any state funds under section 57-43.3-06.

SECTION 5. APPROPRIATION. There is hereby appropriated out of any moneys in the state aeronautics commission aircraft excise tax trust fund, not otherwise appropriated, the sum of \$400,000, or so much thereof as may be necessary, to the state aeronautics commission for the purpose of providing matching funds for airport improvements at political subdivisions or airport authorities with airports with scheduled airline service pursuant to this Act for the biennium beginning July 1, 1987, and ending June 30, 1989."

And renumber the lines, sections, and pages accordingly
SEN. SATROM, Chairman

HB 1548 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1578 has had the same under consideration and recommends by a

vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3 of the reengrossed bill, line 8, after the word "rank" insert the words "calculated on a percentile basis"

And renumber the lines, sections, and pages accordingly
SEN. HEINRICH, Chairman

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

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3066 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 and BE PLACED ON THE CONSENT CALENDAR:

On page 1, line 12, delete the words and numeral "over 20 million" and insert in lieu thereof the word "many", delete the second comma, and delete the word ", or"

On page 1, line 13, delete the words and numeral "approximately 13 percent of the population,"

And renumber the lines, sections, and pages accordingly
SEN. HEINRICH, Chairman

HCR 3066 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1041 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1041 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1042 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1042 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1151 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

HB 1151 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1171 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. HEINRICH, Chairman

HB 1171 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1356 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. LASHKOWITZ, Chairman

HB 1356 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1411 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1411 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1454 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. D. MEYER, Chairman

HB 1454 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1628 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. D. MEYER, Chairman

HB 1628 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1629 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1629 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1652 has had the same under consideration and recommends by a vote of 6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. LANGLEY, Chairman

HB 1652 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1669 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1669 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

SEN. J. MEYER MOVED that the amendments to HB 1034 as recommended by the Committee on Human Services and Veterans Affairs as printed on pages 1546-1547 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1034 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. DOTZENROD MOVED that the amendments to HB 1233 as recommended by the Committee on Political Subdivisions as printed on pages 1547-1548 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1233 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HEINRICH MOVED that the amendments to HB 1424 as recommended by the Committee on Education as printed on pages 1548-1549 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS and be rereferred to the Committee on Appropriations, which motion prevailed.

HB 1424 was rereferred to the Committee on Appropriations.

SEN. HILKEN MOVED that the amendments to HB 1526 as recommended by the Committee on Transportation as printed on page 1549 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1526 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. W. MEYER MOVED that the amendments to HCR 3062 as recommended by the Committee on Agriculture as printed on page 1549 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

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

SECOND READING OF SENATE BILL

SB 2549: A BILL for an Act to amend and reenact sections 5-03-01 and 5-03-04 of the North Dakota Century Code, relating to sale and taxation of alcoholic beverages for export from foreign trade zones.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

SB 2549 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. TALLACKSON MOVED that the Senate do not concur in the House amendments to SB 2011 as printed on page 1508 of the Senate Journal and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on SB 2011:

Sens. Yockim, Stromme, Lips

MOTION

SEN. HEIGAARD MOVED that SB 2085, SB 2164, SB 2208, SB 2215, SB 2262, SB 2263, SB 2278, SB 2306, SB 2338, and SB 2422 be moved to head of the calendar on the Twelfth order, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SATROM MOVED that the Senate do concur in the House amendments to SB 2085 as printed on page 1510 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2085: A BILL for an Act to provide mill levy authority for support of parks and recreational facilities; and to create and enact a new subsection to section 57-15-12.2 of the North Dakota Century Code, relating to park district tax levy limitations.

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 37 YEAS, 16 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, J.; Meyer, W.; Mushik; Naaden; Nalewaja; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Thane; Waldera; Wogsland; Wright; Yockim

NAYS: Adams; Bakewell; David; Freborg; Kelsh; Lodoen; Meyer, D.; Moore; Mutch; Nelson; Nething; Streibel; Tennefos; Todd; Tweten; Vosper

ABSENT AND NOT VOTING: None

SB 2085 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SATROM MOVED that the Senate do concur in the House amendments to SB 2164 as printed on pages 1440-1442 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2164: A BILL for an Act to amend and reenact section 26.1-03-17 of the North Dakota Century Code, relating to the payment and amount of insurance company premium taxes, the penalty for failure to make timely payment of those taxes, and credit against future liability for overpayment of those taxes.

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 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; 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: Maixner

SB 2164 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HEINRICH MOVED that the Senate do concur in the House amendments to SB 2208 as printed on page 1442 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2208: A BILL for an Act to amend and reenact sections 15-39.1-04, 15-39.1-06, subsection 1 of section 15-39.1-09, sections 15-39.1-22, and 15-39.1-27 of the North Dakota Century Code, relating to the teachers' fund for retirement.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

SB 2208 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SATROM MOVED that the Senate do concur in the House amendments to SB 2215 as printed on pages 1462-1463 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2215: A BILL for an Act to create and enact three new subsections to section 57-40.3-01 of the North Dakota Century Code, relating to definitions of vehicles for purposes of the motor vehicle excise tax; and to amend and reenact subsection 1 of section 57-40.3-01 of the North Dakota Century Code, relating to the definition of motor vehicle for purposes of motor vehicle excise tax.

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 27 YEAS, 26 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, J.; Meyer, W.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Hilken; Ingstad; Kelly; Lodoen; Meyer, D.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: None

SB 2215 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. KRAUTER MOVED that the Senate do concur in the House amendments to SB 2262 as printed on page 1463 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2262: A BILL for an Act to create and enact a new subsection to section 39-24-09 of the North Dakota Century Code, relating to snowmobile operation requirements; and to amend and reenact sections 39-24-03, 39-24-04, and 39-24-09.1 of the North Dakota Century Code, relating to snowmobile registration, exemption from registration, operation, and safety education programs.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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; Nothing; 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: None

SB 2262 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. SATROM MOVED that the Senate do concur in the House amendments to SB 2263 as printed on page 1390 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2263: A BILL for an Act to amend and reenact section 57-39.2-04.1, subsection 2 of section 57-39.2-11, subsection 2 of section 57-39.2-12.1, section 57-40.2-04.1, and subsection 2 of section 57-40.2-07.1 of the North Dakota Century Code, relating to the tax commissioner's authority to change filing requirements, nonavailability of compensation for administrative expenses, deduction for administrative expenses for filing sales and use tax

returns, and sales and use tax exemption for food and food products purchased with food coupons issued by the United States department of agriculture.

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 43 YEAS, 9 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Bakewell; David; Kelly; Mutch; Naaden; Nelson; Streibel; Thane; Tweten

ABSENT AND NOT VOTING: Richard

SB 2263 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. D. MEYER MOVED that the Senate do concur in the House amendments to SB 2278 as printed on page 1414 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2278: A BILL for an Act to consolidate the state department of health and the state laboratories department into the state department of health and consolidated laboratories; and to amend and reenact sections 19-01-01, 19-01-02, 19-01-02.1, 19-01-07, 19-01-18, subsection 4 of section 19-02.1-05, sections 19-02.1-20, 19-02.1-21, subsection 1 of section 19-03.1-01.1, sections 19-03.1-37, 19-10-21, subsection 9 of section 19-13.1-02, sections 19-13.1-09, 19-13.1-11, 19-13.1-12, subsection 4 of section 19-17-04, sections 19-18-02, 19-18-04, 19-18-07, 19-20.1-08, 19-20.1-17, subsection 3 of section 19-21-01, sections 23-01-01, 23-01-07, 23-01-09, 23-09-01, 43-43-01, and 61-28.1-07 of the North Dakota Century Code, relating to consolidation of the state laboratories and the state department of health; and to repeal sections 19-01-03, 19-01-04, 19-01-06, and 19-01-08 of the North Dakota Century Code, relating to the state laboratories department.

Which has been read.

ROLL CALL

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

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; 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: Heinrich; Mutch

ABSENT AND NOT VOTING: None

SB 2278 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. DOTZENROD MOVED that the Senate do concur in the House amendments to SB 2306 as printed on page 1358 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

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.

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 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; 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: Ingstad

SB 2306 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HEINRICH MOVED that the Senate do concur in the House amendments to SB 2338 as printed on page 1415 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2338: A BILL for an Act to amend and reenact sections 44-10-02, 44-10-16, 44-11-01, and 44-11-02 of the North Dakota Century Code, relating to the removal of school board members from office.

Which has been read.

ROLL CALL

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

YEAS: Adams; Axtman; Bakewell; 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; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: David; Freborg

ABSENT AND NOT VOTING: Krauter

SB 2338 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. D. MEYER MOVED that the Senate do concur in the House amendments to SB 2422 as printed on page 1415 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2422: A BILL for an Act to regulate the termination of independent insurance agent contracts.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

SB 2422 passed and the title was agreed to.

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate does not concur in the House amendments to SB 2011 and the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

SB 2011: Sens. Yockim, Stromme, Lips

PERRY GROTEBERG, Secretary

MOTIONS

SEN. LANGLEY MOVED that HB 1247, which is on the Fourteenth order, be rereferred to the Committee on Industry, Business and Labor, which motion prevailed.

SEN. D. MEYER MOVED that HB 1129 be further amended as follows:

In lieu of the amendments to House Bill No. 1129 adopted by the Senate as printed on pages 1512 and 1513 of the Senate Journal, House Bill No. 1129 is amended as follows:

On page 1, line 17, delete the word "following" and remove the overstrike over the words "that the"

On page 1, line 18, remove the overstrike over the words "~~commission prescribes by rule~~" and delete the underscored colon and insert in lieu thereof the words "The rules must require notification of royalty owners by certified mail if deductions have been made for transportation or processing. The rules must also require that upon written request of the royalty owner, the royalty owner will be

provided the amount, if any, of the deductions for transportation, any deductions for processing, and the posted price, if applicable. The rules of the commission must also require that the statement provide information concerning the amount of gas stored or removed from storage to any royalty owner who has an interest in gas stored off the leasehold"

On page 1, delete lines 19 through 28

On page 2, delete lines 1 through 16

On page 2, line 17, delete the words "mail within thirty days of receipt of the request"

And renumber the lines, sections, and pages accordingly

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

SEN. D. MEYER MOVED that the rules be suspended and that HB 1129 be placed on the Fourteenth order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1129: A BILL for an Act to amend and reenact section 38-08-06.3 of the North Dakota Century Code, relating to information that must accompany payments to royalty owners.

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; Bakewell; 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; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tallackson

HB 1129 passed and the title was agreed to.

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 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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1228 passed and the title was agreed to.

HB 1241: A BILL for an Act to amend and reenact sections 49-18-06, 49-18-08, 49-18-13, 49-18-14, 49-18-15, and 49-18-18 of the North Dakota Century Code, relating to public service commission regulation of common motor carriers; and to repeal sections 49-18-21 and 49-18-46 of the North Dakota Century Code, relating to public service commission regulation of common motor carriers.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1241 passed and the title was agreed to.

HB 1337: A BILL for an Act to amend and reenact subsection 3 of section 57-39.2-02.1 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2901, as approved by the fiftieth legislative assembly, relating to the rate of sales or use tax which applies to contractors; to provide an effective date; and to declare an emergency.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1337 passed, the title was agreed to, and the emergency clause carried.

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 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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; 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: Holmberg

HB 1369 passed and the title was agreed to.

HB 1460: A BILL for an Act to amend and reenact subsection 1 of section 38-08-04 of the North Dakota Century Code, relating to the oil and gas bonding authority of the industrial commission; and to declare an emergency.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1460 passed, the title was agreed to, and the emergency clause carried.

HB 1481: A BILL for an Act to amend and reenact subsection 3 of section 57-43.1-01, sections 57-43.1-35, 57-43.1-42, 57-43.1-43, subsection 5 of section 57-43.2-01, and sections 57-43.2-28, 57-43.2-35, and 57-43.2-36 of the North Dakota Century Code, relating to the definition of importer for use, importer for use tax credits, reports, and payments for motor vehicle fuels and special fuels taxes.

Which has been read 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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1481 passed and the title was agreed to.

HB 1491: A BILL for an Act to create and enact a new section to chapter 49-21.1 of the North Dakota Century Code, relating to work near high voltage overhead lines; and to amend and reenact sections 49-21.1-01, 49-21.1-04, and 49-21.1-05 of the North Dakota Century Code, relating to work near high voltage overhead lines.

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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; 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: Keller

HB 1491 passed and the title was agreed to.

HB 1598: A BILL for an Act to amend and reenact subsection 2 of section 39-12-05 of the North Dakota Century Code, or in the alternative to amend and reenact subsection 4 to the new section to chapter 39-12 of the North Dakota Century Code as created by section 4 of House Bill No. 1198, as approved by the fiftieth legislative assembly, relating to weight limitations on motor vehicles.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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; Nothing; 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: None

HB 1598 passed and the title was agreed to..

HB 1601: A BILL for an Act to amend and reenact subsection 2 of section 57-62-02 and section 57-62-03 of the North Dakota Century Code, relating to loans to oil and gas development impacted counties, cities, and school districts through the coal development trust fund.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; 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: None

HB 1601 passed and the title was agreed to.

HB 1671: A BILL for an Act to provide for collection of user fees by park districts and issuance of evidences of indebtedness in anticipation of user fee revenues.

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 49 YEAS, 4 NAYS, 0 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; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Bakewell; Mutch; Streibel; Tweten

ABSENT AND NOT VOTING: None

HB 1671 passed and the title was agreed to.

**MESSAGE FROM THE HOUSE
HOUSE CHAMBER**

MADAM PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1271, HB 1297, HB 1393, HB 1497, HB 1609, and HCR 3016 and subsequently passed the same but has refused to concur in the Senate amendments to HB 1121, HB 1176, HB 1257, and HB 1388 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1121: Reps. Dorso, Haugen, Klundt
 HB 1176: Reps. Dorso, Dalrymple, Oban
 HB 1257: Reps. Tollefson, Murphy, Halmrast
 HB 1388: Reps. R. Berg, Schindler, L. Hanson

ROY GILBREATH, Chief Clerk

MOTIONS

SEN. MOORE MOVED that HB 1063 and HB 1640, which are on the Fourteenth order, be laid over two legislative days, which motion prevailed.

SEN. HEIGAARD MOVED that the Senate stand in recess until 2:20 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Pro Tem Redlin presiding.

SECOND READING OF HOUSE BILLS

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.

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; Bakewell; David; 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; Vosper;
Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Dotzenrod; Tweten

HB 1154 passed and the title was agreed to.

HB 1181: A BILL for an Act to amend and reenact section 52-01-03 of the North Dakota Century Code, relating to the providing of information obtained pursuant to the administration of the North Dakota Unemployment Compensation Law to the state housing finance agency.

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 3 YEAS, 50 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Moore; Mutch; Nelson

NAYS: Adams; Axtman; Bakewell; 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.; Mushik; Naaden; Nalewaja; 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: None

HB 1181 lost.

HB 1407: A BILL for an Act to create and enact a new section to chapter 26.1-39 of the North Dakota Century Code, relating to the use of property and casualty insurance binders; and to provide a penalty.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 53 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Ereborg; 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

ABSENT AND NOT VOTING: None

HB 1407 lost.

HB 1450: A BILL for an Act to amend and reenact section 43-23-07 of the North Dakota Century Code, relating to exceptions to real estate licensure.

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 21 YEAS, 31 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; Bakewell; Dotzenrod; Heigaard; Heinrich; Hilken; Keller; Kelly; Kelsh; Langley; Lashkowitz; Maxson; Meyer, D.; Meyer, W.; Moore; Mutch; Nalewaja; Olson; Tennefos; Tweten; Wogsland

NAYS: Adams; David; Ereborg; Holmberg; Ingstad; Krauter; Lips; Lodoen; Mathern; Meyer, J.; Mushik; Naaden; Nelson; Nething; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Vosper; Waldera; Wright; Yockim

ABSENT AND NOT VOTING: Maixner

HB 1450 lost.

HB 1452: A BILL for an Act to provide notice requirements for the cancellation and nonrenewal of commercial liability insurance; and to provide a penalty.

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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; 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: Maixner

HB 1452 passed and the title was agreed to.

HB 1549: A BILL for an Act to amend and reenact section 24-02-26.1 of the North Dakota Century Code, relating to contractors' claims submitted for arbitration.

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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; 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: Maixner

HB 1549 passed and the title was agreed to.

HB 1563: A BILL for an Act to create and enact section 43-17-30.1 of the North Dakota Century Code, relating to

disciplinary action against a licensed physician; to amend and reenact subsection 1 of section 43-17-02, subsection 2 of section 43-17-03, sections 43-17-07, 43-17-11, 43-17-14, 43-17-17, 43-17-18, 43-17-24, 43-17-25, 43-17-30, and 43-17-31 of the North Dakota Century Code, relating to duties of the board of medical examiners and physician qualifications and grounds for discipline; and to repeal sections 43-17-08, 43-17-09, 43-17-10, 43-17-13, 43-17-16, 43-17-20, 43-17-22, 43-17-26, 43-17-27, 43-17-28, 43-17-29, 43-17-32, 43-17-33, 43-17-35, 43-17-37, 43-17-39, and 43-17.1-07 of the North Dakota Century Code, relating to the procedures of the board of medical examiners and the regulation of the practice of medicine.

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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; 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: Maixner; Meyer, D.

HB 1563 passed and the title was agreed to.

HB 1579: A BILL for an Act to amend and reenact section 26.1-29-15 of the North Dakota Century Code, relating to rescission of insurance contracts due to concealment.

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; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom;

Schoenwald; Shea; Stenehjelm; Streibel; Stromme;
Tallackson; Tennefos; Thane; Todd; Tweten; Vosper;
Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Maixner; Meyer, D.

HB 1579 passed and the title was agreed to.

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

Which has been read 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 46 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Freborg; Mathern; Maxson; Redlin; Schoenwald; Tennefos

ABSENT AND NOT VOTING: Maixner

HB 1595 passed and the title was agreed to.

MOTIONS

SEN. MOORE MOVED that HB 1608 be amended as follows:

On page 1, line 1, delete the word "section" and insert in lieu thereof the word "sections" and after the numerals "40-08-08" insert the word and numerals "and 40-08-09"

On page 1, line 2, after the word "councils" insert the words "and remuneration of city council members who serve as ambulance drivers"

On page 1, after line 25, insert the following new section:

"SECTION 2. AMENDMENT. Section 40-08-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-08-09. Restrictions on members of council. Ne

1. Except as provided in subsection 2, no member of the city council shall:
 - 1- a. Be eligible to any other office the salary of which is payable out of the city treasury;
 - 2- b. Hold any other office under the city government; or
 - 3- c. Hold a position of remuneration in the employment of the city.
2. A member of the city council may serve as an ambulance driver, employed by the city or under a contract with the city, and be remunerated for those services."

And renumber the lines, sections, and pages accordingly

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

SEN. MOORE MOVED that the rules be suspended and that HB 1608 be placed on the Fourteenth order, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1608: A BILL for an Act to amend and reenact sections 40-08-08 and 40-08-09 of the North Dakota Century Code, relating to filling vacancies on city councils and remuneration of city council members who serve as ambulance drivers.

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, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; 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: David; Maixner

HB 1608 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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

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

The question being on the final adoption of the resolution.

HCR 3005 was declared adopted and the title was agreed to on a voice vote.

HCR 3010: A concurrent resolution directing the Legislative Council to study the need for consolidation and revision of state bidding and bid preference laws relating to public contracts.

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

The question being on the final adoption of the resolution.

HCR 3010 was declared adopted and the title was agreed to on a voice vote.

HCR 3032: A concurrent resolution expressing appreciation for the contributions made by community action agencies on behalf of the low income population of this state and urging the Congress of the United States to continue funding the community services block grant program.

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

The question being on the final adoption of the resolution.

HCR 3032 was declared adopted and the title was agreed to on a verification vote.

HCR 3050: A concurrent resolution directing the Legislative Council to study the functions and duties of Job Service North Dakota and the Workmen's Compensation Bureau with a view toward reorganizing those agencies.

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

The question being on the final adoption of the resolution.

HCR 3050 was declared adopted and the title was agreed to on a voice vote.

HCR 3069: A concurrent resolution directing the Committee on Public Employees Retirement Programs of the Legislative Council to evaluate health insurance benefits and other benefits administered by public employee retirement boards, and the investment practices and performances of those boards.

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

The question being on the final adoption of the resolution.

HCR 3069 was declared adopted and the title was agreed to on a voice vote.

MOTION

SEN. HEIGAARD MOVED that the following message be messaged to the House immediately and requested that the President Pro Tem appoint two senators to deliver the message, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED Sen. Maxson and Sen. Reiten to deliver the message.

MESSAGE TO THE HOUSE SENATE CHAMBER

MR. SPEAKER: The North Dakota Senate would be honored to join with the House of Representatives in the special ceremony honoring Representative Brynhild Haugland. Her dedication and service to the State of North Dakota over the past fifty years is a remarkable accomplishment deserving of this special recognition.

ROLLAND REDLIN, President Pro Tem

SECOND READING OF SENATE CONCURRENT RESOLUTION
AND HOUSE CONCURRENT RESOLUTIONS
ON CONSENT CALENDAR

- SCR 4062: A concurrent resolution congratulating Joan Bonsness on being named the National Special Educator of the Year.
- HCR 3020: A concurrent resolution urging an end to disparities in Social Security benefits for persons born in certain years.
- HCR 3021: A concurrent resolution directing the Legislative Council to study the feasibility and desirability for revision of the Charitable Solicitations Act.
- HCR 3072: A concurrent resolution directing the Legislative Council to study the statutes of limitations in this state and the feasibility and desirability of shortening, lengthening, or otherwise modifying existing statutes of limitations.

Which have been read.

The question being on the final adoption of the resolutions.

So the resolutions were adopted and the titles were agreed to on a voice vote.

MOTIONS

SEN. HEIGAARD MOVED that Rule 402, subsection 4, be temporarily amended for the remainder of the Fiftieth Legislative Session and that the reporting of resolutions out of committee which propose amendments to the Constitution of North Dakota be further extended five legislative days to Monday, March 23, 1987, which motion prevailed.

SEN. HEIGAARD MOVED that Rule 507 be temporarily amended for the remainder of the Fiftieth Legislative Session and that all bills that were to be reported out of committee on the Forty-eighth Legislative Day be extended to the Fifty-third Legislative Day, which motion prevailed.

FIRST READING OF HOUSE BILL

HB 1675: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to a school district mill levy for asbestos abatement; and to repeal subdivision j of subsection 1 of section 57-15-14.2 of the North Dakota Century Code, relating to school district mill levies for asbestos abatement.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3082: A concurrent resolution urging the Congress of the United States to enact appropriate legislation to curtail advertising and promotion of alcoholic beverages.

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

HCR 3083: A concurrent resolution urging the Congress of the United States to enact legislation to allow imposition of state sales and use taxes on mail order sales to purchasers within a state by out-of-state mail order companies.

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

MESSAGES FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HCR 3001, HCR 3004, HCR 3006, HCR 3018, HCR 3023, HCR 3024,
HCR 3031, HCR 3047, HCR 3048, HCR 3049, HCR 3051, HCR 3053,
HCR 3056, HCR 3058, HCR 3059, HCR 3077

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1031, HB 1078, HB 1082, HB 1084, HB 1087, HB 1109,
HB 1210, HB 1220, HB 1223, HB 1234, HB 1235, HB 1243,
HB 1245, HB 1259, HB 1267, HB 1273, HB 1299, HB 1305,
HB 1321, HB 1364, HB 1366, HB 1379, HB 1387, HB 1402,
HB 1417, HB 1428, HB 1486, HB 1488, HB 1494, HB 1505,
HB 1509, HB 1510, HB 1513, HB 1514, HB 1543, HB 1554,
HB 1559, HB 1565, HB 1575, HB 1586, HB 1607, HB 1622,
HB 1626, HB 1637, HB 1653, HB 1672

ROY GILBREATH, Chief Clerk

MOTION

SEN. HEIGAARD MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order of business, and after the reading of HB 1034, HB 1041, HB 1042, HB 1151, HB 1171, HB 1233, HB 1356, HB 1411, HB 1454, HB 1526, HB 1628, HB 1629, HB 1652, HB 1669, and HCR 3062, the Senate adjourn and convene at 1:00 p.m., Wednesday, March 18, 1987, which motion prevailed.

PERRY GROTEBERG, Secretary