

JOURNAL OF THE SENATE

Fifty-first Legislative Assembly

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Bismarck, February 22, 1989

The Senate convened at 12:45 p.m., with President Omdahl presiding.

The prayer was offered by Rev. James Kloster, First Lutheran Church, Mandan.

O Almighty God, we thank You for the willingness of fine people who agree to do public service and for people with Christian convictions who lead in the government of this state - our Governor, Lt. Governor, Senators, leaders who do the difficult task of using their minds, their hearts, and their wills in all endeavors of decisionmaking.

Give them strength and energy as they work for our best interest. Help us as citizens to appreciate their ideals, imagination, wisdom, and courage. Be with each one and we give You thanks for calling them to this important work. Amen.

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

A quorum was declared by the President.

CORRECTION and REVISION of the JOURNAL (Sen. Axtman, Chairman)

MR. PRESIDENT: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Thirty-fifth Day and recommends that it be corrected as follows and when so corrected, recommends that it be approved:

Page 817, line 39, after "that" insert "Engrossed" and remove "further"

Page 818, line 24, replace "Engrossed" with "Reengrossed"

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

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The President has signed and your signature is respectfully requested: SCR 4012.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2055, SB 2260, SB 2263, SB 2270, SB 2283, SB 2320, SB 2332, SB 2344, SB 2354, SB 2368, SB 2382, SB 2399, SB 2415, SB 2431, SB 2438, SB 2462, SB 2470, SB 2474, SB 2475, SB 2500.

MOTION

SEN. HEIGAARD MOVED that the Senate stand at recess until 2:30 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with the President presiding.

SIGNING of BILLS and RESOLUTIONS (Patricia Conrad, Secretary)

THE SECRETARY ANNOUNCED that the President signed the following enrolled resolution: SCR 4007.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)
MR. SPEAKER: The President has signed and your signature is respectfully requested: SCR 4007.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2005 as recommended by the Committee on Appropriations as printed on pages 716-735 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

MOTION

SEN. NAADEN MOVED that Engrossed SB 2005 be amended as follows:

Page 2, line 28, replace "28,781,477" with "29,645,477"

Page 2, line 29, replace "6,157,165" with "6,283,165"

Page 3, line 1, replace "1,835,585" with "2,035,585"

Page 3, line 4, replace "37,619,227" with "38,809,227"

Page 3, line 6, replace "21,683,819" with "22,873,819"

Page 5, line 22, replace "39,274,813" with "40,464,813"

Page 5, line 24, replace "71,155,547" with "72,345,547"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 640 - NDSU RESEARCH STATION

The NDSU Research Station appropriation is increased by a total of \$1,190,000 from the general fund, \$615,000 of which is to conduct research on improving methods to control diseases in cereal grains, and \$575,000 to conduct research on developing new uses and markets for present agricultural production of current and new crops. Twelve FTE positions are added to the NDSU Research Station for these programs. This change provides the NDSU Research Station with 359.52 FTE, 13 more than the 1987-89 biennium. The increases related to these programs by line item are as follows:

GENERAL FUND

Salaries and wages	\$ 864,000
Operating expenses	126,000
Equipment	<u>200,000</u>
Total	\$1,190,000

REQUEST

SEN. NAADEN REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2005, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to engrossed SB 2005, the roll was called and there were 19 YEAS, 34 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: David; Freborg; Krebsbach; Langley; Lashkowitz; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Shea; Streibel; Tennefos; Thane; Todd; Vosper

NAYS: Axtman; Dotzenrod; Ewen; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelsh; Kinnoin; Krauter; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, J.; Mushik; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Stenehjsem; Stromme; Tallackson; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: None

The proposed amendments to Engrossed SB 2005 lost.

SECOND READING OF SENATE BILL

SB 2005: A BILL for an Act making an appropriation for defraying the expenses of the cooperative extension division and the research stations of North Dakota state university of agriculture and applied science; to provide a statement of legislative intent; to provide for a transfer from the lignite research fund; to provide a contingent appropriation; to provide for appropriation reductions; to provide for the investment of the agronomy seed farm reserve income fund; and to amend and reenact sections 4-05-01, 4-05-02, 4-05-03, 4-05-03.1, 4-05-03.3, 4-05-04, 4-05-05, 4-05-06, 4-05-08.1, 4-05-08.4, 4-05-08.6, 4-05-09.1, 4-05-10, 4-05-11, 4-28-03, 4-35-02, subsection 2 of section 15-10-01, sections 15-12-05, 15-12-08, 15-12-10, 15-12-17, subdivision c of subsection 16 of section 19-18-02, subdivision c of subsection 6 of section 19-20.1-02, sections 23-20-04, 48-02-02, 61-24-20, 61-24-21, subsection 1 of section 63-01.1-05.1, subsection 2 of section 63-01.1-06, and subsection 3 of section 63-01.1-06.5 of the North Dakota Century Code, relating to the names of the experiment stations.

ROLL CALL

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

YEAS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjsem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: None

SB 2005 passed and the title was agreed to.

MOTIONS

SEN. MAIXNER MOVED that SB 2003 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

SEN. MAIXNER MOVED that SB 2003 be placed at the head of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2003 as recommended by the Committee on Appropriations as printed on pages 706-716 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

MOTION

SEN. STREIBEL MOVED that Engrossed SB 2003 be amended as follows:

Page 1, line 9, after "support," insert "membership in the university center for atmospheric research,"

Page 13, after line 25, insert:

"SECTION 15. LEGISLATIVE INTENT - MEMBERSHIP IN THE UNIVERSITY CENTER FOR ATMOSPHERIC RESEARCH. It is the intent of the legislative assembly that the board of higher education take such action as may be necessary for an institution under its control to become a member of the university center for atmospheric research (UCAR) located in Boulder, Colorado. The board shall determine the requirements for center membership, and, if possible, proceed to obtain membership for one institution during the 1989-91 biennium."

Renumber accordingly

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

MOTION

SEN. HOLMBERG MOVED that Engrossed SB 2003 be amended as follows:

Page 3, line 21, replace "78,624,293" with "78,805,566"

Page 3, line 26, replace "106,323,266" with "106,504,539"

Page 3, line 28, replace "71,281,658" with "71,462,931"

Page 4, line 17, replace "65,258,807" with "65,406,781"

Page 4, line 22, replace "89,792,568" with "89,940,542"

Page 4, line 24, replace "61,100,930" with "61,248,904"

Page 9, line 5, replace "38,150,518" with "38,223,634"

Page 9, line 8, replace "54,601,238" with "54,674,354"

Page 9, line 9, replace "26,815,992" with "26,848,450"

Page 9, line 10, replace "27,785,246" with "27,825,904"

Page 9, line 17, replace "253,960,077" with "254,329,982"

Page 9, line 18, replace "178,218,485" with "178,250,943"

Page 9, line 19, replace "432,178,562" with "432,580,925"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The engrossed bill provides for faculty salary increases at North Dakota State University, the University of North Dakota, and the UND-Medical Center of eight percent the first year and seven percent the second year of the biennium. These amendments add \$147,974 from the general fund to the North Dakota State University salaries and wages line item, \$181,273 from the general fund to the University of North Dakota salaries and wages line item, and \$73,116, of which \$40,658 is from the general fund and \$32,458 is from other funds, to the UND-Medical Center salaries and wages line item to provide for faculty salary increases at these institutions of 8.31 percent the first year and 7.31 percent the second year of the biennium.

SEN. HOLMBERG REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2003, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2003, the roll was called and there were 16 YEAS, 37 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Holmberg; Ingstad; Kinnoin; Krebsbach; Lashkowitz; Lips; Lodoen; Mathern; Nalewaja; O'Connell; Olson; Peterson; Shea; Stenehjem; Tennefos; Thane

NAYS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Maixner; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Redlin; Richard; Robinson; Satrom; Schoenwald; Streibel; Stromme; Tallackson; Todd; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: None

The proposed amendments to Engrossed SB 2003 lost.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The Speaker has signed: SCR 4012.

MOTION

SEN. THANE MOVED that Engrossed SB 2003 be amended as follows:

Page 2, line 20, replace "11,192,914" with "11,379,598"

Page 2, line 25, replace "15,252,579" with "15,439,263"

Page 2, line 27, replace "7,803,969" with "7,990,653"

Page 3, line 1, replace "3,222,454" with "3,273,571"

Page 3, line 6, replace "4,911,426" with "4,962,543"

Page 3, line 8, replace "2,694,488" with "2,745,605"

Page 3, line 11, replace "3,538,446" with "3,608,571"

Page 3, line 16, replace "4,875,699" with "4,945,824"

Page 3, line 18, replace "2,666,937" with "2,737,062"

Page 5, line 18, replace "18,872,243" with "19,185,551"

Page 5, line 23, replace "25,836,119" with "26,149,427"

Page 5, line 25, replace "19,784,314" with "20,097,622"

Page 8, line 7, replace "3,072,174" with "3,114,964"

Page 8, line 12, replace "4,160,832" with "4,203,622"

Page 8, line 14, replace "3,066,863" with "3,109,653"

Page 9, line 17, replace "253,960,077" with "254,624,101"

Page 9, line 19, replace "432,178,562" with "432,842,586"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides funds for faculty salary increases of eight percent and seven percent for the two-year institutions compared to six percent and five percent in engrossed Senate Bill No. 2003 as follows:

Bismarck State College	\$186,684
UND-Lake Region	51,117
UND-Williston	70,125
State College of Science	313,308
NDSU-Bottineau	42,790
Total general fund income	\$664,024

SEN. THANE REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to Engrossed SB 2003, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2003, the roll was called and there were 17 YEAS, 36 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Heinrich; Holmberg; Ingstad; Kinnoin; Krebsbach; Lashkowitz; Lips; Mushik; Nalewaja; O'Connell; Olson; Peterson; Satrom; Shea; Stenehjem; Tennefos; Thane

NAYS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Hilken; Keller; Kelsh; Krauter; Langley; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Nething; Redlin; Richard; Robinson; Schoenwald; Streibel; Stromme; Tallackson; Todd; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: None

The proposed amendments to Engrossed SB 2003 lost.

SECOND READING OF SENATE BILL

SB 2003: A BILL for an Act to provide an appropriation for defraying the expenses of the state board of higher education and the various institutions of higher learning under the supervision of the state board of higher education; to provide authority to issue evidences of indebtedness; to provide an exemption to the provisions of section 54-44.1-11 of the North Dakota Century Code; to provide for appropriation reductions; and to provide legislative intent regarding student financial assistance grants, construction of Minot state university library, higher education planning, board of higher education staff support, and the plant improvement contingency fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 38 YEAS, 15 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Ewen; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelsh; Krauter; Krebsbach; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, J.; Mushik; Nalewaja; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenhjem; Stromme; Tallackson; Tennefos; Thane; Waldera; Wogsland; Yockim

NAYS: David; Dotzenrod; Freborg; Kinnoin; Langley; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Nething; Streibel; Todd; Vosper

ABSENT AND NOT VOTING: None

SB 2003 passed and the title was agreed to.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The Speaker has signed: SCR 4007.

MOTION

SEN. MAIXNER MOVED that the Senate stand at recess until 4:45 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with the President presiding.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

THE PRESIDENT ANNOUNCED that the following resolutions were delivered to the Secretary of State for his filing at the hour of 4:40 p.m., February 22, 1989: SCR 4007, SCR 4012.

REQUEST

SEN. WALDERA REQUESTED that his remarks be printed in the Journal, which request was granted.

I have in the chamber as a guest Dr. David Solheim from Dickinson State University. This is a very special day for him. It is a privilege for me to introduce him to the Senate, for reasons I will explain.

The North Dakota Centennial Commission, the North Dakota Council on the Arts, and the North Dakota Humanities Council recently conducted a statewide competition to select the North Dakota Centennial Poet. This morning it was announced that the North Dakota Centennial Poet is Dr. David Solheim, who is the chair of the Humanities Division at Dickinson State University. He was given this honor after competing with fifty very fine and talented individuals across the state. I believe there were entrants from every institution of higher education as well as many people who were not. And so, Dr. David Solheim will serve through 1989 as the North Dakota Centennial Poet.

He is here today with his wife, Joan, and his daughter, Julia. Dave's and Joan's parents are well known in the Bismarck area, as you all know. There is a Solheim School here, I believe. At any rate, Mr. President, I would ask that the Senate convey its sincere and hearty congratulations to Dr. David Solheim on being selected North Dakota's Centennial Poet.

MOTION

SEN. MAIXNER MOVED that SB 2028 be moved to the head of the Eleventh order on the calendar, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2028: A BILL for an Act to create and enact a new section to chapter 57-38, and to create and enact chapter 57-38.5 of the North Dakota Century Code, relating to income tax on individuals, estates, and trusts; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 32 YEAS, 21 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Ewen; Hanson; Heigaard; Heinrich; Hilken; Keller; Kelsh; Kinnoin; Krauter; Lashkowitz; Lips; Maixner; Mathern; Meyer, J.; Meyer, W.; Moore; Mushik; O'Connell; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stromme; Tallackson; Thane; Waldera; Wogsland; Yockim

NAYS: David; Freborg; Holmberg; Ingstad; Krebsbach; Langley; Lodoen; Maxson; Meyer, D.; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Stenehjem; Streibel; Tennefos; Todd; Vosper

ABSENT AND NOT VOTING: None

SB 2028 passed, the title was agreed to, but the emergency clause lost.

MOTIONS

SEN. HEIGAARD MOVED that SB 2358 and SB 2484 be moved to the top of the calendar, which motion prevailed.

SEN. HOLMBERG MOVED that Engrossed SB 2358 be amended as follows:

Page 2, line 5, remove "to resolve impasse"

Page 2, line 6, after "parties" insert "involved in a dispute over the interpretation or application of an existing agreement", replace

"panel" with "third party", after "for" insert "a final and", and replace "resolution" with "decision"

Page 2, line 7, remove "of the impasse"

Page 3, line 29, remove "; provided, that nothing herein relieves either party of"

Page 4, remove line 1

Page 4, line 2, remove "under this Act"

Page 9, line 27, replace ", the commissioner shall" with "after the first meeting of the parties and the mediator, or within such other time limit as may be mutually agreed upon by the parties, either party shall make a written request for arbitration, and shall submit a copy of the request to the commissioner.

3. Within seven days of the request of either party, the commissioner shall select from lists provided by the federal mediation and conciliation service five persons as nominees for arbitrator. Within five days after the selection, each party may preemptively strike the names of two of the nominees. The remaining nominee shall be the arbitrator. Alternatively, the parties may select their own arbitrator.
4. The arbitrator shall call a hearing to begin within fifteen days and give reasonable notice of the time and place of the hearing. The hearing shall be held at the office of the commissioner or at such other locations as the commissioner deems appropriate. The arbitrator shall preside over the hearing and shall take testimony. Any oral or documentary evidence and other data deemed relevant by the arbitrator may be received in evidence. The proceedings shall be informal. Technical rules of evidence shall not apply and the competency of the evidence shall not thereby be deemed impaired. A verbatim record of the proceedings shall be made and the arbitrator shall arrange for the necessary recording services. Transcripts may be ordered at the expense of the party ordering them, but the transcripts shall not be necessary for a decision by the arbitrator. The costs, if any, for mediation services provided by the commissioner must be paid from the commissioner's operating budget. All other costs, including a fee for the arbitrator, established in advance by the commissioner, shall be borne equally by each of the parties to the dispute. The hearing conducted by the arbitrator may be adjourned from time to time, but unless otherwise agreed by the parties, shall be concluded within thirty days of the time of its commencement. Majority actions and rulings shall constitute the actions and rulings of the arbitrator. Arbitration proceedings under this section shall not be interrupted or terminated by reason of any unfair labor practice charge filed by either party at any time.
5. The arbitrator may administer oaths, require the attendance of witnesses, and the production of such books, papers, contracts, agreements, and documents as may be deemed by it

material to a just determination of the issues in dispute, and for such purpose may issue subpoenas. If any person refuses to obey a subpoena, or refuses to be sworn or to testify, or if any witness, party, or attorney is guilty of any contempt while in attendance at any hearing, the arbitrator may, or the attorney general's office if requested shall, invoke the aid of any district court within the jurisdiction in which the hearing is being held, which court shall issue an appropriate order. Any failure to obey the order may be punished by the court as contempt.

6. At any time before the rendering of an award, the arbitrator may remand the dispute to the parties for further negotiations or mediation for a period not to exceed two weeks. If the dispute is remanded for further negotiations or mediation the time provisions of this Act shall be extended for a time period equal to that of the remand. The arbitrator shall notify the commissioner of the remand.
7. The arbitrator, within thirty days after the conclusion of the hearing, or such further additional periods to which the parties agree, shall make written findings of fact and promulgate a written opinion and shall mail or otherwise deliver a true copy thereof to the parties and their representatives and to the commissioner. The findings, opinions, and order on all issues shall be based upon the applicable factors prescribed in subsection 8.
8. Where there is no agreement between the parties, or where there is an agreement but the parties have begun negotiations or discussions looking to a new agreement or amendment or the existing agreement, and wage rates or other conditions of employment under the proposed new or amended agreement are in dispute, the arbitrator shall base the findings, opinions, and order upon the following factors, as applicable:
 - a. The lawful authority of the employer.
 - b. Stipulations of the parties.
 - c. The interests and welfare of the public.
 - d. Comparison of the wages, hours, and conditions of employment of the employees involved in the arbitration proceeding with the wages, hours, and conditions of employment of other employees performing similar services and with other employees generally in public employment in comparable communities and in private employment in comparable communities.
 - e. The average consumer prices for goods and services, commonly known as the cost of living.
 - f. The total compensation presently received by the employees.
 - g. Changes in any of the foregoing circumstances during the pendency of the arbitration proceedings.

- h. Such other factors, not confined to the foregoing which are normally or traditionally taken into consideration in the determination of wages, hours, and conditions of employment through voluntary collective bargaining, mediation, factfinding, arbitration, or otherwise between the parties, in the public service or in private employment.
9. Arbitration procedures shall be deemed to be initiated by the filing of a letter requesting arbitration as required under subsection 2. The commencement of a new fiscal year after the initiation of arbitration procedures under this Act, but before the arbitration decision, or its enforcement, shall not be deemed to render a dispute moot, or to otherwise impair the jurisdiction, authority, or decision of the arbitrator. Increases in rates of compensation awarded by the arbitrator may be effective only at the start of the fiscal year next commencing after the date of the arbitration award. If a new fiscal year has commenced either since the initiation of arbitration procedures under this Act or since any mutually agreed extension of the statutorily required period of mediation under this Act by the parties to the dispute causing a delay in the initiation of arbitration, the foregoing limitations shall be inapplicable, and such awarded increases may be retroactive to the commencement of the fiscal year, any other statute or charter provisions to the contrary, notwithstanding. At any time the parties, by stipulation, may amend or modify an award of arbitration.
10. Orders of the arbitrator shall be reviewable by the district court for the county in which the dispute arose or in which a majority of the affected employees reside only for reasons that the arbitrator was without or exceeded its statutory authority; the order is arbitrary, or capricious; or the order was procured by fraud, collusion, or other similar and unlawful means. Such petitions for review must be filed with the appropriate district court within ninety days following the issuance of the arbitration order. The pendency of such proceedings for review shall not automatically stay the order of the arbitrator.
11. During the pendency of proceedings before the arbitrator existing wages, hours, and other conditions of employment shall not be changed by action of either party without the consent of the other but a party may so consent without prejudice to his rights or position under this Act.
12. All of the terms decided upon by the arbitrator shall be included in an agreement to be submitted to the higher education employer for ratification and adoption by law or the equivalent appropriate means.
13. The higher education employer shall review the monetary terms decided by the arbitrator panel. If the higher education employer affirmatively rejects one or more of the monetary terms of the arbitrator's award, it must provide reasons for such rejections with respect to each term so rejected, within thirty days of such rejection and the parties shall return to

the arbitrator for further proceedings and issuance of a supplemental decision with respect to the rejected terms. Any supplemental decision by an arbitrator or other decisionmaker agreed to by the parties shall be submitted to the higher education employer for ratification and adoption.

14. If the higher education employer votes to reject the arbitrator's supplemental decision, the parties shall return to the arbitrator within thirty days from the issuance of the reasons for rejection for further proceedings and issuance of a supplemental decision. All reasonable costs of such supplemental proceeding including the exclusive representative's reasonable attorney's fees, as established by the commissioner, shall be paid by the employer.
15. Notwithstanding the provisions of this section the employer and exclusive representative may agree to submit unresolved disputes concerning wages, hours, or terms and conditions of employment to an alternative form of impasse resolution."

Page 9, remove lines 28 and 29

Page 10, remove lines 1 through 28

Page 11, remove lines 1 through 23

Page 12, line 9, replace "for resolving" with "which provides final and binding arbitration of"

Page 12, line 10, replace ", and, if the parties are unable to agree" with "unless it is mutually agreed not to have final and binding arbitration on an issue in the contract."

Page 12, remove lines 11 through 13

Page 12, line 17, remove "; provided, that nothing herein limits the validity of"

Page 12, line 18, remove "an arbitration order under this Act"

Page 12, line 21, remove ", and in accordance with any"

Page 12, line 22, remove "arbitration orders entered under this Act"

Page 13, line 25, replace "sections 10 and" with "section"

Page 14, line 24, replace "sections 10 and" with "section"

ReNUMBER accordingly

SEN. HOLMBERG MOVED that the proposed amendments be adopted, which motion lost on a verification vote.

SECOND READING OF SENATE BILLS

SB 2358: A BILL for an Act to provide for negotiation and arbitration rights and procedures for public employees of institutions of higher education; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 24 YEAS, 28 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Ewen; Heigaard; Heinrich; Holmberg; Ingstad; Keller; Kelsh; Krauter; Lashkowitz; Lips; Mathern; Maxson; Mushik; O'Connell; Redlin; Richard; Robinson; Satrom; Schoenwald; Stenehjem; Stromme; Tallackson; Waldera; Yockim

NAYS: Axtman; David; Dotzenrod; Freborg; Hanson; Hilken; Kinnoin; Krebsbach; Langley; Lodoen; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Streibel; Tennefos; Thane; Todd; Vosper; Wogsland

ABSENT AND NOT VOTING: Shea

SB 2358 lost.

SB 2484: A BILL for an Act to amend and reenact subsection 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, and subsection 1 of section 15-40.2-03 of the North Dakota Century Code, relating to weighting factors for foundation aid payments and the school district equalization factor.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and is PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, the roll was called and there were 23 YEAS, 30 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Heinrich; Holmberg; Ingstad; Krebsbach; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Mushik; Nalewaja; Olson; Peterson; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Tennefos; Thane; Waldera; Yockim

NAYS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Hilken; Keller; Kelsh; Kinnoin; Krauter; Langley; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Nething; O'Connell; Redlin; Richard; Robinson; Streibel; Todd; Vosper; Wogsland

ABSENT AND NOT VOTING: None

SB 2484 lost.

SB 2244: A BILL for an Act to amend and reenact subsection 6 of section 15-62.2-00.1 and sections 15-62.2-03.4, 15-62.2-03.5, and 15-62.2-04 of the North Dakota Century Code, relating to the North Dakota scholars program.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 52 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Mushik

SB 2244 lost.

SB 2259: A BILL for an Act to create and enact a new section to chapter 4-05 and a new section to chapter 15-10 of the North Dakota Century Code, relating to experiment stations and the location and mission of institutions of higher education; to amend and reenact sections 15-10-01 and 15-47-02 of the North Dakota Century Code, relating to state institutions of higher education; to repeal sections 4-05-02, 4-05-03, 4-05-03.1, 4-05-03.3, 4-05-03.4, 4-05-04, 4-05-05, 4-05-06, 4-05-07, 4-05-08, 4-05-08.1, 4-05-08.4, 4-05-08.6, 4-05-09.1, 4-05-11, 15-11-01, 15-11-02.1, 15-11-04, 15-12-01, 15-12-02, 15-13-01, 15-13-02, 15-13-03, and chapters 15-15 and 15-16 of the North Dakota Century Code, relating to experiment stations, the names and locations of institutions of higher education, the state university and school of mines, the state university of agriculture and applied science, the state normal schools, the school of science, and the school of forestry; and to provide an effective date contingent on the passage of a concurrent resolution relating to a constitutional amendment to section 6 of article VIII of the Constitution of North Dakota removing the names and locations of institutions of higher education.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 21 YEAS, 31 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; David; Freborg; Heinrich; Holmberg; Ingstad; Keller; Krebsbach; Langley; Lodoen; Maxson; Meyer, W.; Mutch; Naaden; Nalewaja; Nelson; Olson; Peterson; Stenehjem; Tennefos; Todd

NAYS: Dotzenrod; Ewen; Hanson; Heigaard; Hilken; Kelsh; Kinnoin; Krauter; Lashkowitz; Lips; Maixner; Mathern; Meyer, J.; Moore; Mushik; Nething; O'Connell; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Streibel; Stromme; Tallackson; Thane; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Meyer, D.

SB 2259 lost.

MOTION

SEN. MAIXNER MOVED that SB 2401 be moved to the head of the Sixth order of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2401 as recommended by the Committee on Appropriations as printed on pages 746-747 of the Senate Journal be adopted, and when so amended, recommends the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2401: A BILL for an Act providing an appropriation for a Bismarck-Mandan higher education center.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 13 YEAS, 39 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Heinrich; Holmberg; Ingstad; Lashkowitz; Lips; Mathern; Meyer, W.; Mushik; O'Connell; Olson; Satrom; Stenehjerm; Tallackson

NAYS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Hilken; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lodoen; Maixner; Maxson; Meyer, J.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Redlin; Richard; Robinson; Schoenwald; Shea; Streibel; Stromme; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Meyer, D.

SB 2401 lost.

MOTIONS

SEN. MAIXNER MOVED that the vote by which SB 2401, SB 2244, and SB 2259 failed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SEN. HEIGAARD MOVED that the Senate reconsider the action by which SB 2003 passed.

REQUEST

SEN. STENEHJERM REQUESTED a recorded roll call vote on the motion to reconsider the action whereby SB 2003 passed, which request was granted.

ROLL CALL

The question being on the motion to reconsider the action whereby SB 2003 passed, the roll was called and there were 30 YEAS, 21 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Ewen; Hanson; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Lashkowitz; Maixner; Mathern; Maxson; Meyer, J.; Meyer, W.; Moore; Mushik; O'Connell; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: David; Freborg; Holmberg; Ingstad; Kinnoin; Krebsbach; Lips; Lodoen; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Stenehjem; Streibel; Tennefos; Thane; Todd; Vosper

ABSENT AND NOT VOTING: Langley; Meyer, D.

So the motion to reconsider the action whereby SB 2003 passed prevailed.

SEN. MAIXNER MOVED that SB 2003 be rereferred to the Committee on Appropriations, which motion prevailed. Pursuant to Sen. Maixner's motion, SB 2003 was rereferred.

MOTIONS

SEN. MAIXNER MOVED that the absent member be excused, which motion prevailed.

SEN. MAIXNER MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order, the Senate be on the Twelfth order of business, and at the conclusion of the Twelfth order, the Senate be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the Senate stand adjourned until 12:30 p.m., Thursday, February 23, 1989, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred SCR 4042 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:

Page 1, line 1, after "resolution" replace the remainder of the resolution with "directing the Legislative Council to study the structure, organization, and administration of the Workers Compensation Bureau and the qualifications of the Workers Compensation Bureau claims analysts and rehabilitation staff.

WHEREAS, the North Dakota workers' compensation law is designed to provide sure and certain relief to employees injured in the course of their employment; and

WHEREAS, the dramatic increase in the costs of the Workers Compensation Bureau and in the complexity of litigation involving the bureau in the last 10 years as well as the depleted nature of the workers' compensation fund may jeopardize the ability of the bureau to economically provide compensation to injured employees; and

WHEREAS, premium income has been significantly less than fund expenditures in recent years, fund equity has been greatly reduced, and there is concern about the solvency of the workers' compensation fund; and

WHEREAS, workers' compensation claims have been decided inconsistently and employees have received various modes of treatment from health care providers; and

WHEREAS, claims analysts and rehabilitation staff should be qualified and adequately trained; and

WHEREAS, to decrease work-related injuries, employees and employers should be educated concerning the services provided by the bureau; and

WHEREAS, a number of alternate plans to reorganize or restructure the bureau have been proposed; and

WHEREAS, insufficient data is available to make reasoned and informed decisions concerning major changes in the structure and organization of the bureau, claims adjudication, benefits, premiums, and other matters that may affect the solvency of the fund;

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

That the Legislative Council study the structure, organization, and administration of the Workers Compensation Bureau and the qualification of Workers Compensation Bureau claims analysts and rehabilitation staff; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-second Legislative Assembly."

Renumber accordingly

SCR 4042 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred SCR 4050 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 and BE PLACED ON THE CONSENT CALENDAR.

SCR 4050 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred SCR 4053 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.

SCR 4053 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1048 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 PASS.

HB 1048 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1054 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.

HB 1054 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1055 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.

HB 1055 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1059 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.

HB 1059 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1070 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.

HB 1070 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1087 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 and BE PLACED ON THE CONSENT CALENDAR.

HB 1087 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1087 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:

Page 1, line 14, overstrike "following the out-of-state teaching"

Renumber accordingly

HB 1095 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1095 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 and BE PLACED ON THE CONSENT CALENDAR.

HB 1096 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1098 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 PASS and BE PLACED ON THE CONSENT CALENDAR.

HB 1098 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1100 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.

HB 1100 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1102 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 and BE PLACED ON THE CONSENT CALENDAR.

HB 1102 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1103 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 and BE PLACED ON THE CONSENT CALENDAR.

HB 1103 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1117 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:

Page 3, line 6, remove "financial resources and"

Page 3, line 8, replace the first comma with "and" and remove ", and any other matters justice"

Page 3, line 9, remove "requires"

Page 3, line 10, replace "ten" with "five" and replace "two" with "one"

Page 3, line 11, after "continues" insert "after service of an order"

Renumber accordingly

HB 1117 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1118 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.

HB 1118 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1120 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.

HB 1120 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1122 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:

Page 1, line 18, replace "are" with "may be made available to the financial institution's board of directors, or the board's specifically authorized agents or representatives, but the reports remain"

Renumber accordingly

HB 1122 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1135 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.

HB 1135 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1137 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.

HB 1137 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1146 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:

Page 2, line 1, remove the overstrike over "3."

Page 2, line 3, after the second "~~fund~~" insert "The board and the Bank of North Dakota shall enter into an agreement through which the Bank shall supervise and monitor the payment and repayment of interest subsidies approved by the board" and remove the overstrike over the overstruck period

Renumber accordingly

HB 1146 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1148 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.

HB 1148 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1157 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.

HB 1157 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1159 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.

HB 1159 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1165 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.

HB 1165 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1187 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.

HB 1187 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business and Labor (Sen. Langley, Chairman) to which was referred HB 1193 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.

HB 1193 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1202 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.

HB 1202 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary (Sen. J. Meyer, Chairman) to which was referred HB 1231 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.

HB 1231 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1232 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.

HB 1232 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1269 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.

HB 1269 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1291 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.

HB 1291 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1305 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.

HB 1305 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1428 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.

HB 1428 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1464 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.

HB 1464 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education (Sen. Heinrich, Chairman) to which was referred HB 1477 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 PASS.

HB 1477 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1488 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.

HB 1488 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government (Sen. D. Meyer, Chairman) to which was referred HB 1529 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.

HB 1529 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation (Sen. Satrom, Chairman) to which was referred HB 1573 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

HB 1573 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

HB 1005: A BILL for an Act making an appropriation for defraying the expenses of the director of institutions of the state of North Dakota; to provide for a transfer from the capitol building fund; to provide for a statement of legislative intent regarding state employee compensation adjustments; and to declare an emergency.

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

HB 1020: A BILL for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

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

HB 1021: A BILL for an Act making an appropriation for defraying the expenses of the state seed department of the state of North Dakota.

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

HB 1030: A BILL for an Act to amend and reenact subsections 7, 8, and 9 of section 57-39.2-01, subdivision c of subsection 1 of section 57-39.2-02.1, and subsections 6, 7, and 8 of section 57-40.2-01 of the North Dakota Century Code, relating to the imposition of a sales and use tax on the gross receipts from furnishing bingo cards.

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

HB 1038: A BILL for an Act to amend and reenact sections 25-02-03 and 25-03.1-04 of the North Dakota Century Code, relating to the purpose of the state hospital and admissions to public treatment facilities.

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

HB 1119: A BILL for an Act to amend and reenact section 65-05-07 of the North Dakota Century Code, relating to prohibition against a medical provider billing the claimant for the difference between the usual and customary charge and the amount allowed by the bureau fee schedule.

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

HB 1128: A BILL for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to offset of workers compensation benefits by social security benefits; and to amend and reenact sections 65-05-08, 65-05-09, and 65-05-10 of the North Dakota Century Code, relating to workers compensation partial and total disability and benefits.

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

HB 1164: A BILL for an Act to amend and reenact subsection 5 of section 57-38-30.3, subsections 3 and 6 of section 57-38-60, subsection 1 of section 57-38-62, subsections 1 and 5 of section 57-38.4-01, and section 57-38.4-02 of the North Dakota Century Code, relating to individual and corporation income tax.

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

HB 1191: A BILL for an Act to create and enact two new sections to chapter 65-05.1 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; to amend and reenact sections 65-05.1-01, 65-05.1-02, and 65-05.1-04 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; to repeal sections 65-05.1-05 and 65-05.1-06 of the North Dakota Century Code, relating to workers' compensation rehabilitation services; and to provide an effective date.

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

HB 1270: A BILL for an Act to provide for the reciprocal recognition of certain state and tribal court judgments, decrees, and orders.

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

HB 1304: A BILL for an Act to create and enact a new chapter to title 15 of the North Dakota Century Code, relating to establishing school districts on military installations; to amend and reenact section 15-27.1-02 of the North Dakota Century Code, relating to the application of the laws relating to annexation, reorganization, and dissolution of school districts; and to provide an effective date.

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

HB 1307: A BILL for an Act to adopt the Uniform Status of Children of Assisted Conception Act; and to amend and reenact section 12.1-31-05 of the North Dakota Century Code, relating to child procurement.

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

HB 1320: A BILL for an Act to create and enact a new subsection to section 33-06-01 and a new section to chapter 33-06 of the North Dakota Century Code, relating to grounds for eviction and eviction orders.

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

HB 1364: A BILL for an Act to amend and reenact section 65-05.2-02 of the North Dakota Century Code, relating to supplementary workers' compensation benefits; and to provide for application of the Act.

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

HB 1370: A BILL for an Act to create and enact a new subsection to section 26.1-18-12 and a new subdivision to subsection 1 of section 26.1-47-03 of the North Dakota Century Code, relating to the provision of health care services under health maintenance organization health care plans and preferred provider arrangements.

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

HB 1419: A BILL for an Act to create and enact a new section to chapter 12.1-27.2 of the North Dakota Century Code, relating to possession of certain materials; to amend and reenact subsections 4 and 9 of section 12.1-27.1-01, and sections 12.1-27.1-03, 12.1-27.2-01, 12.1-27.2-02, 12.1-27.2-03, 12.1-27.2-04, 12.1-27.2-05, and 12.1-27.2-06 of the North Dakota Century Code, relating to obscenity and sexual performances by minors; and to provide a penalty.

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

HB 1422: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to special number plates for farm vehicles; to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to registration of certain farm motor vehicles; to provide a penalty; and to provide an effective date.

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

HB 1427: A BILL for an Act to amend and reenact section 6-03-49.1 of the North Dakota Century Code, relating to bank service corporations.

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

HB 1479: A BILL for an Act to create and enact a new section to chapter 57-51 of the North Dakota Century Code, relating to production reports for the gross production tax; to amend and reenact sections 57-51-01, 57-51-02, and 57-51-15 of the North Dakota Century Code, relating to definitions for purposes of the gross production tax, the rate of the gross production tax, and the apportionment of the gross production tax; and to repeal chapter 57-57.1 of the North Dakota Century Code, relating to the oil extraction tax.

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

HB 1480: A BILL for an Act to create two new sections to chapter 30.1-28 of the North Dakota Century Code, relating to guardians of incapacitated persons; to amend and reenact sections 30.1-26-01, 30.1-28-01, 30.1-28-02, 30.1-28-03, 30.1-28-04, 30.1-28-05, 30.1-28-06, 30.1-28-07, 30.1-28-08, 30.1-28-09, 30.1-28-10, 30.1-28-11, and 30.1-28-12 of the North Dakota Century Code, relating to guardians of incapacitated persons; and to provide an effective date.

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

HB 1530: A BILL for an Act to amend and reenact section 57-38-30 of the North Dakota Century Code, relating to the imposition and rate of income tax on corporations; and to provide an effective date.

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

HB 1543: A BILL for an Act to create and enact a new section to chapter 16.1-07 of the North Dakota Century Code, relating to the counting of absentee ballots.

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

HB 1544: A BILL for an Act to create and enact a new subsection to section 11-10.1-05 of the North Dakota Century Code, relating to an ad valorem assessment that is made by an assessor who is not certified as qualified for that assessment jurisdiction.

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

HB 1580: A BILL for an Act to amend and reenact section 28-22-18 of the North Dakota Century Code, relating to exemption of wages.

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

HB 1603: A BILL for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification from unemployment compensation benefits.

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

HB 1607: A BILL for an Act to amend and reenact section 35-05-01.1 of the North Dakota Century Code, relating to financing statements covering crops and judicial remedies for misuse of a financing statement; and to provide a penalty.

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

HB 1660: A BILL for an Act to amend and reenact sections 54-03-10 and 54-03-20 of the North Dakota Century Code, relating to compensation of assistant leaders and travel expense reimbursement for members of the legislative assembly; to provide an effective date; and to declare an emergency.

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

HB 1155: A BILL for an Act to create and enact seven new sections to chapter 26.1-40 of the North Dakota Century Code, relating to uninsured and underinsured motorist coverage on motor vehicle liability insurance policies; and to repeal sections 26.1-40-13, 26.1-40-14, and 26.1-40-15 of the North Dakota Century Code, relating to uninsured and underinsured motorist coverage.

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

HB 1167: A BILL for an Act to create and enact a new subsection to section 50-06.2-02 and a new section to chapter 50-06.2 of the North Dakota Century Code, relating to the definition of qualified service provider and the freedom of choice of qualified service provider; and to amend and reenact subsection 4 of section 50-06.2-02, section 50-06.2-03, and subsection 3 of section 50-06.2-04 of the North Dakota Century Code,

relating to the definition of family home care, payment for human services, and the availability of human services.

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

HB 1205: A BILL for an Act to amend and reenact sections 25-01-01.1, 50-26-01, 50-26-03, 50-26-04, and 50-27-03 of the North Dakota Century Code, relating to the placement of the state council on developmental disabilities and the governor's council on human resources within the office of the governor; and to provide a statement of legislative intent.

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

HB 1249: A BILL for an Act to amend and reenact section 53-06.1-10 of the North Dakota Century Code, relating to maximum and minimum wagers in the game of twenty-one.

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

HB 1267: A BILL for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to a sales tax exemption for purchases made by residents of certain adjoining states and residents of Canada.

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

HB 1283: A BILL for an Act to amend and reenact subsection 33 of section 57-39.2-04, section 57-39.2-04.1, subsection 18 of section 57-40.2-04, and section 57-40.2-04.1 of the North Dakota Century Code, relating to removal of sales and use tax exemption for purchases of coffee, tea, cocoa, and certain bottled water.

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

HB 1290: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to limited approval to conduct games of chance by organizations that have not been in existence in this state for two years.

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

HB 1298: A BILL for an Act to amend and reenact subsections 3 and 4 of section 19-02.1-14.1 of the North Dakota Century Code, relating to selecting and dispensing generic drugs.

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

HB 1333: A BILL for an Act to amend and reenact section 20.1-02-18.1 of the North Dakota Century Code, relating to approval by the board of county commissioners prior to acquisition of property by the department of the interior for waterfowl or wildlife purposes; and to provide a penalty.

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

HB 1362: A BILL for an Act to amend and reenact section 43-26-11 of the North Dakota Century Code, relating to grounds for refusal, suspension, or revocation of certification as a physical therapist.

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

HB 1372: A BILL for an Act to create and enact a new section to chapter 43-18 of the North Dakota Century Code, relating to advertising by plumbers; and to provide a penalty.

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

HB 1375: A BILL for an Act to create and enact a new section to chapter 43-09 of the North Dakota Century Code, relating to advertising by electricians; and to provide a penalty.

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

HB 1448: A BILL for an Act to amend and reenact subsection 1 of section 26.1-03-17 of the North Dakota Century Code, relating to the payment of insurance company premium taxes.

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

HB 1540: 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.

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

HB 1562: A BILL for an Act to amend and reenact section 5-02-05.1 of the North Dakota Century Code, relating to Sunday event alcoholic beverage permits.

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

HB 1597: A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the sale of game and fish; and to provide a penalty.

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

HB 1641: A BILL for an Act for an Act to create and enact a new subsection to section 53-06.1-01, a new subsection to section 53-06.1-07, and two new sections to chapter 53-06.1 of the North Dakota Century Code, relating to electronic video gaming devices and commingling of pull tab and jar games of chance; to amend and reenact sections 53-06.1-07, 53-06.1-07.1, 53-06.1-14, 53-06.1-16.1, and 53-06.1-17 of the North Dakota Century Code, relating to pull tabs, jars, punchboards, and electronic video gaming devices; to provide a penalty; and to provide an effective date.

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

HB 1652: A BILL for an Act to create and enact a new section to chapter 26.1-33 of the North Dakota Century Code, relating to the right to return a life insurance policy and receive a refund; and to amend and reenact subdivision a of subsection 1 of section 26.1-45-09 of the North Dakota Century Code, relating to the right to return a long-term care insurance policy and receive a refund.

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

- HB 1042: A BILL for an Act to create and enact a new subsection to section 49-21-01.1 of the North Dakota Century Code, relating to exempting the use of telecommunication services for educational purposes from regulation by the public service commission.
Was read the first time and referred to the Committee on Industry, Business and Labor.
- HB 1185: A BILL for an Act to create and enact a new subsection to section 53-06.1-06 of the North Dakota Century Code, relating to prohibiting certain people from gaming; and to amend and reenact sections 53-06.1-03, 53-06.1-05, subsection 4 of section 53-06.1-07.2, subsections 1 and 3 of section 53-06.1-11, sections 53-06.1-16.1, and 53-06.1-17 of the North Dakota Century Code, relating to fees for local authorization, monetary fines, the removal of a tax credit, the clarification of expense restrictions, and prohibited gaming activity; and to provide a penalty.
Was read the first time and referred to the Committee on Judiciary.
- HB 1210: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-03, subsection 3 of section 53-06.1-11, and subsections 1 and 3 of section 53-06.1-14 of the North Dakota Century Code, relating to the amount of gaming license fees.
Was read the first time and referred to the Committee on Judiciary.
- HB 1229: A BILL for an Act to amend and reenact sections 15-47-27, 15-47-27.1, 15-47-34, 25-06-03, 25-06-04, 25-06-05, 25-07-04, 25-07-05, 54-23-01, 54-24-01, and 54-24-03 of the North Dakota Century Code, relating to the transfer of control of the school for the blind, school for the deaf, and the state library from the director of institutions to the superintendent of public instruction; to require the governor to develop a plan for the transfer of the powers and duties of the director of institutions; and to provide an effective date.
Was read the first time and referred to the Committee on State and Federal Government.
- HB 1297: A BILL for an Act to provide for cleanup of petroleum spills through the establishment of a petroleum release compensation fund; to provide a penalty; to provide a continuing appropriation; and to provide an expiration date.
Was read the first time and referred to the Committee on Natural Resources.
- HB 1301: A BILL for an Act to amend and reenact section 24-06-26.3 of the North Dakota Century Code, relating to maintenance of township road ditches.
Was read the first time and referred to the Committee on Natural Resources.
- HB 1327: A BILL for an Act to amend and reenact subsection 1 of section 61-32-04 and sections 61-32-05 and 61-32-10 of the North Dakota Century Code, relating to the replacement of wetlands.
Was read the first time and referred to the Committee on Agriculture.
- HB 1360: A BILL for an Act to create and enact a new subsection to section 12.1-28-01 of the North Dakota Century Code, relating to the definition of lawful contests of skill, speed, strength, or endurance; to amend and reenact subsection 5 of section 12.1-28-02 of the North Dakota Century Code, relating to prohibited coin-operated gaming devices; and to provide an effective date.
Was read the first time and referred to the Committee on Judiciary.

HB 1449: A BILL for an Act to establish the pheasant and duck upland habitat restoration trust fund; to provide for a transfer from the game and fish operating fund; to provide a continuing appropriation; and to provide an expiration date.

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

HB 1494: A BILL for an Act to create and enact a new subsection to section 11-11-14, a new section to chapter 11-28, a new subsection to section 57-15-06.7, and a new section to chapter 57-15 of the North Dakota Century Code, relating to powers of the board of county commissioners, the collection of user fees by board of county park commissioners and issuance of evidences of indebtedness in anticipation of user fee revenue, and to provide mill levy authority for support of county parks and recreational facilities; to amend and reenact subsection 4 of section 11-11-14, subsection 2 of section 11-28-05, subsection 1 of section 21-03-06, subsection 6 of section 21-03-07, and section 55-04-01 of the North Dakota Century Code, relating to the acquisition, construction, equipping, and financing of county parks and recreational facilities; and to declare an emergency.

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

HB 1504: A BILL for an Act to provide for the development of career guidance and development programs for children and adults.

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

HB 1554: A BILL for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to modification of water resource district boundaries; and to amend and reenact section 61-16-06 of the North Dakota Century Code, relating to the modification of the boundaries of water resource districts.

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

HB 1566: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to a spouse's responsibility for medical assistance for needy persons.

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

HB 1571: A BILL for an Act to provide for presumptions regarding the administering of nutrition and hydration for incompetent patients.

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

HB 1572: A BILL for an Act to create and enact a new section to chapter 11-10 of the North Dakota Century Code, relating to immediate possession of property by counties exercising eminent domain authority.

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

HB 1581: A BILL for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code, relating to the amortization and deferral of certain loan losses by state-chartered banks.

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

HB 1584: A BILL for an Act to amend and reenact sections 23-06-27, 55-03-01.1, 55-03-02, 55-03-03, 55-03-04, and 55-03-07 of the North

Dakota Century Code, relating to the unlawful opening of places of burial and the protection of cultural resources; to repeal section 55-03-05 of the North Dakota Century Code, relating to the unrestricted exploration for and excavation of cultural resources by a landowner; and to declare an emergency.

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

HB 1590: A BILL for an Act to amend and reenact sections 27-25-04 and 27-26-04 of the North Dakota Century Code, relating to filling a vacancy in the office of supreme, district, or county court judge; and to provide an effective date.

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

HB 1621: A BILL for an Act to provide farmers the right to redeem homesteads separately from other property; to amend and reenact section 28-23-07 of the North Dakota Century Code, relating to waivers of right to designate lots at execution sale; to provide an expiration date; and to declare an emergency.

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

HB 1642: A BILL for an Act to amend and reenact sections 14-02.2-01 and 14-02.2-02 of the North Dakota Century Code, relating to the use of fetal organs or tissue for experimentation or transplantation.

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

HB 1643: A BILL for an Act to create and enact a new section to chapter 42-01 of the North Dakota Century Code, relating to the definition of illegal abortion; to amend and reenact sections 42-01-01, 42-01-06, 42-01-08, 42-01-15, and 42-02-10 of the North Dakota Century Code, relating to illegal abortion as a nuisance; to repeal sections 14-02.1-03.1, 14-02.1-04, and 14-02.1-11 of the North Dakota Century Code, relating to abortion; to provide an effective date; and to provide a penalty.

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

HB 1654: A BILL for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to the open bottle law.

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

HB 1657: A BILL for an Act to amend and reenact section 39-21-39 of the North Dakota Century Code, relating to restrictions on tinted windows and objects or material placed on automobile windows.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3003: A concurrent resolution directing the Legislative Council to study the budgeting, auditing, and management of the reimbursement system for the Department of Human Services' developmental disabilities program; to study the budgeting, auditing, and management of the existing reimbursement system for private providers of mental health services; to review plans to expand the state's partnership with private mental health providers; and urging the Appropriations Committees of the Fifty-first Legislative Assembly to consider areas of concern relating to the budget for reimbursement of developmental disability providers and private providers of mental health services.

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

HCR 3055: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the state contracting with a fiscal intermediary for administration of the Medicaid program.

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

HCR 3057: A concurrent resolution directing the Legislative Council to study the laws relating to state and local filing of liens, security interests, financing statements, and continuation statements relating to farm products.

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

HCR 3059: A concurrent resolution directing the Legislative Council to study the health care insurance needs of uninsured and underinsured persons.

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

HCR 3020: A concurrent resolution directing the Legislative Council to study the interbasin transfer of biota, waterfowl diseases, waterfowl wastes, and the possibility of moving Missouri River water to the James, Sheyenne, Souris, and Red Rivers.

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

HCR 3040: A concurrent resolution for the amendment of section 13 of article VI of the Constitution of North Dakota, relating to the filling of judicial vacancies.

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

HCR 3058: A concurrent resolution directing the Legislative Council to study the uses to which the proceeds of charitable gaming are devoted.

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

HCR 3062: A concurrent resolution directing the Legislative Council to study the payment of occupational or professional licensing fees by state agencies and institutions.

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

HCR 3063: A concurrent resolution directing the Legislative Council to study the cost effectiveness of maintaining a central management system for state motor vehicles.

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

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

PATRICIA CONRAD, Secretary