

JOURNAL OF THE SENATE

Fifty-first Legislative Assembly

* * * * *

Bismarck, February 23, 1989

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

The prayer was offered by Rev. James Stenslie, Heart River Lutheran Church, Mandan.

Dear Father, those of us who are spectators of this legislative process often become impatient with those who do this work on our behalf. We know that they also become impatient with one another and with themselves and with the work put before them.

Give all of us moments of reflection on Your quality of divine patience.

Help us to appreciate Your forbearance with us and our actions.

Help us appreciate Your gentle tolerance with us.

Give us Your patience so that we can become more accepting of one another, ourselves, and the tasks given to us. Give us the ability to work as You do - patiently, lovingly, surely.

In the name of Christ. Amen.

The roll was called and all Senators were present, except Senators Heinrich, Moore, and Nething.

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-sixth Day and finds it to be correct.

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

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2002, SB 2006, SB 2014, SB 2016, SB 2021, SB 2022, SB 2025, SB 2030, SB 2037, SB 2245, SB 2256, SB 2274, SB 2291, SB 2310, SB 2355, SB 2357, SB 2371, SB 2376, SB 2416, SB 2422, SB 2454, SB 2456, SB 2509.

DOCTOR OF THE DAY SCHEDULE

February 27:	RECESS		
February 28:	RECESS		
March 1:	Randall M. Silver, DO	FP Resident	Fargo
March 2:	Steven J. Quamme, MD	FP Resident	Fargo
March 3:	David S. Akkerman, MD	FP Resident	Fargo

POINT OF PERSONAL PRIVILEGE

SEN. KELLER: Mr. President: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Mr. President, ladies and gentlemen of the Senate, this Legislative Assembly struggles with sobering issues regarding adequate financing for our educational system so that we maintain the quality of education to which our students are entitled. It is, therefore, heartening to report that this investment in our students and schools has realized a significant return from Beulah High School, the students and faculty of which can take great pride in significant accomplishments in the classroom and on the athletic field. This past June, Beulah High School Concert Choir received national recognition for earning a "Gold" rating at the Music Maestro Please Festival in Colorado Springs, Colorado. Only seven percent of all participating schools nationwide received this superior rating. The Concert Choir attending the festival consisted of 59 students from grades 9-12 and were under the direction of Kathy Enervold.

Excellence achieved in the music classroom was matched by high achievement on the field of athletic play. This past weekend the Beulah Miners girls' volleyball team won the first sanctioned North Dakota State Class B volleyball championship by defeating Park River-Pisek 15-7, 15-9, 15-5, and 15-10. The team, under the able leadership of head coach Connie Schmidt and assistant coach Sherry Zacher, posted a season record of 37 wins and two losses.

This commitment to excellence is not new to Beulah Miners athletic teams. Coached by Tom Petrik, the Beulah Miners boys' track and field team has captured state championships in 1986, 1987, and 1988 and the Beulah Miners girls' track and field team has captured state championships in 1987 and 1988. The Beulah Miners boys' basketball team is ranked third in the state as it prepares for competition in the State Class B Basketball Tournament.

Mr. President, ladies and gentlemen of the Senate, the perseverance, hard work, and commitment to excellence exemplified by these achievements reflect great credit upon the students, coaches, and faculty of Beulah High School, and I ask this body to join me in extending congratulations to all those who participated in these singular accomplishments.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to SB 2029 as recommended by the Committee on Finance and Taxation as printed on page 672 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2029: A BILL for an Act to amend and reenact subsection 1 of section 57-43.1-02 and subsection 1 of section 57-43.2-02 of the North Dakota Century Code, relating to motor fuel taxes.

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, 14 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Krauter; Krebsbach; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, J.; Mushik; O'Connell; Olson;

Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjelm; Streibel; Stromme; Tallackson; Thane; Waldera; Wogsland; Yockim

NAYS: David; Keller; Kelsh; Kinnoin; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Tennefos; Todd; Vosper

ABSENT AND NOT VOTING: Nothing

SB 2029 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. KELSH MOVED that the amendments to SCR 4047 as recommended by the Committee on Human Services and Veterans Affairs as printed on page 750 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

MOTION

SEN. MATHERN MOVED that the rules be suspended, that SCR 4047 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4047: A concurrent resolution directing the Legislative Council to study the state's system of delivering public assistance in light of recently enacted federal welfare reform legislation to determine the most efficient, effective, and responsible method of delivering public assistance to families and individuals.

The question being on the final adoption of the amended resolution, which has been read.

SCR 4047 was declared adopted on a voice vote.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to HB 1028 as recommended by the Committee on Finance and Taxation as printed on pages 648-649 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

HB 1028 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. D. MEYER MOVED that the amendments to HB 1062 as recommended by the Committee on State and Federal Government as printed on page 649 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

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

SEN. D. MEYER MOVED that the amendments to HB 1106 as recommended by the Committee on State and Federal Government as printed on page 650 of the

Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

HB 1106 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. KRAUTER MOVED that the amendments to HB 1144 as recommended by the Committee on Natural Resources as printed on page 793 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

HB 1144 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. J. MEYER MOVED that the amendments to HB 1152 as recommended by the Committee on Judiciary as printed on pages 750-751 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

HB 1152 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MOTION

SEN. HEIGAARD MOVED that HB 1201 and HB 1242, which are on the Sixth order, be laid over two legislative days, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. DOTZENROD MOVED that the amendments to HB 1251 as recommended by the Committee on Political Subdivisions as printed on page 752 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

HB 1251 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. LANGLEY MOVED that the amendments to SCR 4042 as recommended by the Committee on Industry, Business and Labor as printed on pages 868-869 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4042: A concurrent resolution 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.

The question being on the final adoption of the amended resolution, which has been read.

SCR 4042 was declared adopted on a voice vote.

CONSIDERATION OF AMENDMENTS

SEN. HEINRICH MOVED that the amendments to HB 1095 as recommended by the Committee on Education as printed on page 870 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

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

SEN. LANGLEY MOVED that the amendments to HB 1117 as recommended by the Committee on Industry, Business and Labor as printed on page 871 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

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

SEN. LANGLEY MOVED that the amendments to HB 1122 as recommended by the Committee on Industry, Business and Labor as printed on page 872 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

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

SEN. D. MEYER MOVED that the amendments to HB 1146 as recommended by the Committee on State and Federal Government as printed on page 872 of the Senate Journal be adopted, and when so amended, recommends the same DO PASS, which motion prevailed.

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

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4022: A concurrent resolution to create and enact two new sections to article X of the Constitution of North Dakota, relating to deposit of certain oil and gas gross production tax revenues in the common schools trust fund and in a constitutional trust fund with interest income of the constitutional trust fund to be available for appropriations for economic development projects and higher education capital construction costs; to provide an effective date; and to provide an expiration date.

ROLL CALL

The question being on the final adoption of the resolution, which has been read and has committee recommendation of DO PASS, the roll was called and there were 48 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING.

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

NAYS: Lips; Mutch; Naaden

ABSENT AND NOT VOTING: Krauter; Nething

SCR 4022 was declared adopted.

SCR 4041: A concurrent resolution directing the Legislative Council to study the delivery of in-home and community-based services and to explore methods by which such services can be made more affordable.

The question being on the final adoption of the resolution, which has been read and has committee recommendation of DO PASS.

SCR 4041 was declared adopted on a voice vote.

SCR 4044: A concurrent resolution urging the Secretary of Labor to select North Dakota as one of the sites to open a Job Corps Center and to enter an agreement to open the center in Minot.

The question being on the final adoption of the resolution, which has been read and has committee recommendation of DO PASS.

SCR 4044 was declared adopted on a voice vote.

SCR 4045: A concurrent resolution urging Congress to reverse its action whereby the Department of the Treasury was directed to issue regulations to restrict income tax deductibility of expenses of members of state legislatures.

The question being on the final adoption of the resolution, which has been read and has committee recommendation of DO PASS.

SCR 4045 was declared adopted on a voice vote.

MOTION

SEN. D. MEYER MOVED that SCR 4048, which is on the Eleventh order, be laid over five legislative days, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4053: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of providing incentives to North Dakota graduates to remain in this state after graduation and of increasing tuition at the institutions of higher education and providing low interest loans to students to cover the cost of increased tuition.

The question being on the final adoption of the resolution, which has been read and has committee recommendation of DO PASS.

SCR 4053 was declared adopted on a voice vote.

MOTIONS

SEN. MAIXNER MOVED that the vote by which SCR 4041, SCR 4044, SCR 4045, SCR 4053, SB 2029, SCR 4047, SCR 4042, and SCR 4022 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a verification vote.

SEN. MAIXNER MOVED that the rules be suspended and that SB 2029, SCR 4047, SCR 4042, SCR 4022, SCR 4041, SCR 4044, SCR 4045, and SCR 4053 be messaged to the House immediately, which motion prevailed.

SEN. MAIXNER MOVED that HB 1053, which is on the Fourteenth order, be laid over two legislative days, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1073: A BILL for an Act to amend and reenact sections 26.1-21-01, 26.1-22-01, 26.1-22-02, 26.1-22-05, 26.1-22-06, 26.1-22-09, 26.1-22-10, 26.1-22-11, 26.1-22-14, 26.1-22-15, 26.1-22-18, 39-01-02, 39-01-03, subsection 1 of section 39-01-08, and subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to an international peace garden obtaining insurance through the state fire and tornado fund, the bonding of officers and employees of an international peace garden, and the licensing of motor vehicles of any entity located upon the international boundary line between the United States of America and Canada used and maintained as a memorial to commemorate the long existing relationship of peace and good will between the people and the governments of the United States of America and Canada and to further international peace among the nations of the world.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Lodoen; Maixner; Mutch; Nothing

HB 1073 passed and the title was agreed to.

HB 1081: A BILL for an Act to amend and reenact section 49-18-23 of the North Dakota Century Code, relating to issuance of contract motor carrier permits.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom;

Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1081 passed and the title was agreed to.

HB 1082: A BILL for an Act to amend and reenact subsection 1 of section 38-14.1-37 of the North Dakota Century Code, relating to small operator exemption.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1082 passed and the title was agreed to.

HB 1086: A BILL for an Act to amend and reenact subsection 6 of section 39-03.1-11 of the North Dakota Century Code, relating to retirement benefits payable to a surviving spouse under the highway patrolmen's retirement system.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1086 passed and the title was agreed to.

HB 1091: A BILL for an Act to amend and reenact subsection 9 of section 39-03.1-11 of the North Dakota Century Code, relating to optional forms of retirement benefits under the highway patrolmen's retirement system.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething; Waldera

HB 1091 passed and the title was agreed to.

HB 1092: A BILL for an Act to amend and reenact section 54-52-02.6 and subdivision c of subsection 3 and subdivision d of subsection 4 and subsections 5 and 6 of section 54-52-17 of the North Dakota Century Code, relating to vesting of benefits under the public employees retirement system.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1092 passed and the title was agreed to.

HB 1093: A BILL for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to the purchase of additional credit under the public employees retirement system.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1093 passed and the title was agreed to.

HB 1099: A BILL for an Act to amend and reenact subsections 3 and 4 of section 39-03.1-11 of the North Dakota Century Code, relating to disability retirement benefits under the highway patrolmen's retirement system.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1099 passed and the title was agreed to.

HB 1107: A BILL for an Act to provide the unsatisfied judgment fund with authority to pay legal costs associated with collections.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1107 passed and the title was agreed to.

HB 1109: A BILL for an Act to amend and reenact section 4-02.1-18 of the North Dakota Century Code, relating to audits of the state fair association.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1109 passed and the title was agreed to.

HB 1111: A BILL for an Act to create and enact two new subsections to section 43-09-15 and a new section to chapter 43-09 of the North Dakota Century Code, relating to the licensing and education of electricians.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1111 passed and the title was agreed to.

REQUEST

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

Mr. President and members of the Senate: During the initial portion of this session we've been well-served by many Senate employees, and in line with the tradition of many recent sessions, we will be paying those employees during the several days that we are on break. It should be pointed out that one of those days, Monday, will be in exchange for last Monday, which was a national holiday, President's Day.

I hope that you share with me your enthusiasm for the fine work of our Senate employees and will continue to contact me or other members of the employment committee if you have complaints or concerns about their performance. I know we often forget, but we should show our appreciation to these people who help make our work here much more productive and enjoyable.

MOTION

SEN. HEIGAARD MOVED that the Senate stand at recess until 2:35 p.m., which motion prevailed.

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

SECOND READING OF HOUSE BILLS

HB 1112: A BILL for an Act to provide for recovery of reasonable and necessary costs for environmental assessment and remediation as a result of environmental emergencies, in violation of North Dakota environmental statutes and rules and to establish an environmental emergency response fund.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: David; Nething; Redlin; Shea

HB 1112 passed and the title was agreed to.

HB 1114: A BILL for an Act to amend and reenact section 36-22-09 of the North Dakota Century Code, relating to examination of records and accounts of the stockmen's association.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Axtman; 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; O'Connell; Olson; Peterson; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: David; Nething; Redlin

HB 1114 passed and the title was agreed to.

HB 1115: A BILL for an Act to amend and reenact section 54-10-12 of the North Dakota Century Code, relating to the checking of perpetual physical property inventory of the state highway department.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; O'Connell; Olson; Peterson; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething; Redlin

HB 1115 passed and the title was agreed to.

HB 1120: A BILL for an Act to amend and reenact section 27-07.1-16 of the North Dakota Century Code, relating to bailiffs of the county court;

and to repeal section 27-06-09 of the North Dakota Century Code, relating to compensation for bailiffs of district court.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; O'Connell; Olson; Peterson; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething; Redlin

HB 1120 passed and the title was agreed to.

MOTION

SEN. HEIGAARD MOVED that HB 1121, be placed at the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1129: A BILL for an Act to amend and reenact subsection 3 of section 61-04-01.1, sections 61-04-04.1, 61-04-05, 61-04-27, 61-04-29, and 61-04-30 of the North Dakota Century Code, relating to the definition of domestic use, application fees for water permits, notice of a water permit application, water use reports required by the state engineer, and enforcement of water rights and the enjoining of unauthorized uses through the administrative process; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1129 passed and the title was agreed to.

HB 1133: A BILL for an Act to amend and reenact sections 23-25-01 and 23-25-03.1 of the North Dakota Century Code, relating to air pollution control.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1133 passed and the title was agreed to.

HB 1137: A BILL for an Act to amend and reenact subdivision d of subsection 1 of section 38-08-04 of the North Dakota Century Code, relating to the jurisdiction and authority of the industrial commission.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Nalewaja; Nelson; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Naaden; Nething

HB 1137 passed and the title was agreed to.

HB 1138: A BILL for an Act to amend and reenact section 20.1-03-19 of the North Dakota Century Code, relating to reports and remittances to be made by county auditors to the game and fish commissioner.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Naaden; Nalewaja; Nelson; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Mutch; Nething

HB 1138 passed and the title was agreed to.

HB 1141: A BILL for an Act to create and enact a new section to chapter 54-12 of the North Dakota Century Code, relating to the establishment of a fund in the state treasury to provide for the deposit of funds in cases where the consumer fraud division acts in a receivership capacity or otherwise provides refunds to consumers of amounts paid by persons or parties found to have violated the consumer fraud laws, for the payment of valid claims against cash deposit bonds posted by applicants for a transient merchant's license, and for the refund to the licensee of any remaining balance of the cash deposit bond posted by an applicant for a transient merchant's license; and to provide a continuing appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1141 passed and the title was agreed to.

HB 1143: A BILL for an Act to amend and reenact subsection 9 of section 54-52-01, subsections 4, 6, and 7 of section 54-52-04, and subsection 1 of section 54-52-05 of the North Dakota Century Code, relating to

eligibility requirements under the public employees retirement system and the authority of the public employees retirement system board.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjtem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Nething

HB 1143 passed and the title was agreed to.

HB 1147: A BILL for an Act to amend and reenact section 35-29-05 of the North Dakota Century Code, relating to filing fees for federal tax liens.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjtem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1147 passed and the title was agreed to.

HB 1150: A BILL for an Act to amend and reenact section 55-08-07.1 of the North Dakota Century Code, relating to the continuance of the state parks and recreation department revolving fund for concessions operations and using a modified accrual basis for the June thirtieth concession fund balance.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 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.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, W.; Nothing

HB 1150 passed and the title was agreed to.

HB 1154: A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to fees for nonresident fur-bearer and nongame hunting licenses; and to amend and reenact subsections 2 and 4 of section 20.1-03-07 of the North Dakota Century Code, relating to nonresidents taking fur-bearers.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING.

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

NAYS: Shea; Thane

ABSENT AND NOT VOTING: Keller; Nothing

HB 1154 passed and the title was agreed to.

HB 1156: A BILL for an Act to amend and reenact subsection 4 of section 54-52.1-01 of the North Dakota Century Code, relating to the definition of an eligible employee under the uniform group insurance program.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1156 passed and the title was agreed to.

HB 1162: A BILL for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to fees for permits on motor vehicles entering state park and recreation areas.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Nothing

HB 1162 passed and the title was agreed to.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4022, SCR 4041, SCR 4044, SCR 4045, SCR 4053.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4042, SCR 4047, SB 2029.

SECOND READING OF HOUSE BILLS

HB 1168: A BILL for an Act to amend and reenact section 54-17-07.7 of the North Dakota Century Code, relating to the change of the reference from the Internal Revenue Code of 1954 to the Internal Revenue Code of 1986 for bonds issued by the North Dakota housing finance agency.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Nothing

HB 1168 passed and the title was agreed to.

HB 1174: A BILL for an Act to create and enact a new section to chapter 39-16.1 of the North Dakota Century Code, relating to verification of operator's liability insurance; and to amend and reenact section 39-06-34 of the North Dakota Century Code, relating to the immediate suspension of licenses of drivers constituting a threat to the motoring public.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 6 NAYS, 1 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; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Streibel; Stromme; Tallackson; Tennefos; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: Maxson; Meyer, D.; Meyer, J.; O'Connell; Stenehjem; Thane

ABSENT AND NOT VOTING: Nothing

HB 1174 passed and the title was agreed to.

HB 1176: A BILL for an Act to amend and reenact section 39-16.1-04 of the North Dakota Century Code, relating to bankruptcy not relieving a judgment debtor for motor vehicle financial requirements.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nothing

HB 1176 passed and the title was agreed to.

HB 1179: A BILL for an Act to amend and reenact sections 61-04.1-34 and 61-04.1-35 of the North Dakota Century Code, relating to the performance bond and bid bond required for weather modification contracts.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 46 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Ewen; Keller; Krauter; Maxson; O'Connell; Schoenwald

ABSENT AND NOT VOTING: Nothing

HB 1179 passed and the title was agreed to.

HB 1180: A BILL for an Act to create and enact a new section to chapter 36-04, a new subsection to section 36-04-10, and a new section to chapter 36-05 of the North Dakota Century Code, relating to notification by livestock dealers and livestock auction markets of nonsufficient funds checks to the commissioner of agriculture.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 52 YEAS, 0 NAYS, 1 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom;

Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1180 passed and the title was agreed to.

MOTIONS

SEN. MAIXNER MOVED that HB 1182, be moved to the bottom of the calendar, which motion prevailed.

SEN. MAIXNER MOVED that HB 1187, be moved to the bottom of the calendar, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

SEN. MOORE: Mr. President: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

The economic development people came to Natural Resources Committee in support of HB 1203. They informed us that they had not met the deadline for filing the bill and so took it to Office of Management and Budget, who had been given one extra week for filing bills. This was granted to them by the Legislative Procedures and Arrangements Committee because they said they needed it in order to handle their budget items.

I have read the minutes and the motion. The motion is very, very specific that OMB could have the extra week only for filing budget items. I think that we of the Legislature are generous to the departments, allowing them direct introduction of bills. I think Legislative Procedures and Arrangements was extra generous in allowing one extra week. However, this bill, most specifically, does not deal with the question of the budget, and consequently I am very personally offended that the OMB would violate the rules which we have allowed them to function under in introducing bills. I think that everybody needs to follow the rules. The system will fall apart and will not work if the rules are not followed. I hope in the future that everybody will follow the rules.

SECOND READING OF HOUSE BILL

HB 1203: A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to the creation of a special three-day hunting license for nonresident upland game hunters.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 42 YEAS, 10 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Ewen; Freborg; Krebsbach; Lashkowitz; Maxson; Mushik; Naaden; Robinson; Shea; Streibel

ABSENT AND NOT VOTING: Nothing

HB 1203 passed and the title was agreed to.

MOTION

SEN. HEINRICH MOVED that HB 1098, which is on the Tenth order, be rereferred to the Committee on Education, which motion prevailed. Pursuant to Sen. Heinrich's motion, HB 1098 was rereferred.

SECOND READING OF SENATE CONCURRENT RESOLUTION ON CONSENT CALENDAR

SCR 4050: A concurrent resolution directing the Legislative Council to study methods for funding law enforcement training facilities and programs.

The question being on the final adoption of the resolution, which has been read.

The resolution was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

HB 1087: A BILL for an Act to amend and reenact section 15-60-07 of the North Dakota Century Code, relating to examination of records and accounts of the state board of public school education.

HB 1096: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to the payment of retirement benefits in accordance with domestic relations orders under the teachers' fund for retirement; and to amend and reenact sections 28-22-03.1 and 28-22-19 of the North Dakota Century Code, relating to property exempt from judicial process.

HB 1102: A BILL for an Act to amend and reenact subsection 1 of section 15-39.1-09 of the North Dakota Century Code, relating to assessment and contributions under the teachers' fund for retirement.

HB 1103: A BILL for an Act to amend and reenact subsection 5 of section 15-39.1-24 of the North Dakota Century Code, relating to the purchase of additional service credit under the teachers' fund for retirement.

ROLL CALL

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

YEAS: Axtman; David; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinnich; 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; O'Connell; Olson; Peterson; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stenehjelm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogslund; Yockim

NAYS: None

ABSENT AND NOT VOTING: Nething

So the bills passed and the titles were agreed to.

REPORT OF STANDING COMMITTEE

MR. PRESIDENT: Your Committee on Appropriations (Sen. Tallackson, Chairman) to which was rereferred Reengrossed SB 2003 has had the same under consideration and recommends by a vote of 14 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 3, remove "to"

Page 1, line 4, remove "provide authority to issue evidences of indebtedness;"

Page 1, line 7, remove "construction of Minot state"

Page 1, line 8, remove "university library,"

Page 1, line 12, remove "PROJECT AUTHORIZATION AND"

Page 1, line 19, remove "and providing"

Page 1, remove line 20

Page 1, line 21, remove "construction and acquisition of capital improvements"

Page 2, line 8, replace "2,217,500" with "1,972,100"

Page 2, line 16, replace "13,345,188" with "13,099,788"

Page 2, line 18, replace "11,276,207" with "11,030,807"

Page 2, line 23, replace "531,214" with "431,214"

Page 2, line 25, replace "451,050" with "251,050"

Page 2, line 26, replace "15,252,579" with "14,952,579"

Page 2, line 28, replace "7,803,969" with "7,503,969"

Page 3, line 6, replace "408,010" with "274,204"

Page 3, line 7, replace "4,911,426" with "4,777,620"

Page 3, line 9, replace "2,694,488" with "2,560,682"

Page 3, line 25, replace "834,640" with "584,640"

Page 3, line 27, replace "106,323,266" with "106,073,266"

Page 3, line 29, replace "71,281,658" with "71,031,658"

Page 4, remove lines 1 through 14

Page 4, line 20, replace "765,235" with "515,235"

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

Page 4, line 24, replace "61,100,930" with "60,850,930"

Page 4, remove lines 25 through 29

Page 5, remove lines 1 through 15

Page 5, line 20, replace "1,365,491" with "865,491"

Page 5, line 23, replace "25,836,119" with "25,336,119"

Page 5, line 25, replace "19,784,314" with "19,284,314"

Page 5, remove lines 26 through 29

Page 6, remove lines 1 through 9

Page 6, line 13, replace "3,013,863" with "3,008,863"

Page 6, line 16, replace "611,699" with "197,935"

Page 6, line 17, replace "13,778,232" with "13,359,468"

Page 6, line 19, replace "10,719,350" with "10,300,586"

Page 7, remove lines 11 through 23

Page 8, line 17, replace "495,120" with "488,660"

Page 8, line 20, replace "611,285" with "604,825"

Page 8, line 22, replace "542,421" with "535,961"

Page 9, line 9, replace "26,815,992" with "28,315,992"

Page 9, line 10, replace "27,785,246" with "26,285,246"

Page 9, line 17, replace "253,960,077" with "250,355,647"

Page 9, line 18, replace "178,218,485" with "153,304,485"

Page 9, line 19, replace "432,178,562" with "403,660,132"

Page 9, line 21, remove ", critical area adjustment fund,"

Page 9, line 26, remove ", critical area"

Page 9, line 27, remove "adjustment fund,"

Page 11, remove lines 15 through 19

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

These amendments make the following reductions to reengrossed Senate Bill No. 2003:

AGENCY/ INSTITUTION	DESCRIPTION	TOTAL FUNDS	GENERAL FUND	OTHER FUNDS
Board of Higher Education	Reduce reciprocal agreements	\$ (245,400)	\$ (245,400)	
Bismarck State College	Reduce equipment (\$100,000) and capital improvements (\$200,000)	(300,000)	(300,000)	
UND-Lake Region	Reduce capital improvements- roof replacement	(133,806)	(133,806)	
University of North Dakota	Reduce critical area adjustment	(250,000)	(250,000)	
North Dakota State University	Reduce critical area adjustment	(250,000)	(250,000)	
State College of Science	Reduce equipment	(500,000)	(500,000)	
Dickinson State University	Reduce capital improvements (\$413,764) and operating expenses (\$5,000)	(418,764)	(418,764)	
UND-Medical School	Add back additional income for the family practice centers and reduce general fund appropriation	0	(1,500,000)	\$ 1,500,000

State Toxicologist	Delete additional salary increase	(6,460)	(6,460)	
Net changes		\$ (2,104,430)	\$ (3,604,430)	\$ 1,500,000

In addition these amendments delete authority to issue bonds and spend available federal or other funds for the construction of the following projects:

North Dakota State University	Computer technology transfer center	\$ 10,750,000
North Dakota State College of Science	Agricultural mechanics technology facility	2,916,000
University of North Dakota	Complete acquisition of United Hospital - North Unit	1,720,000
University of North Dakota	Abbott Hall addition	3,300,000
Minot State University	Library facility	<u>7,728,000</u>
Total		\$ 26,414,000

MOTION

SEN. MAIXNER MOVED that the rules be suspended and that SB 2003 be placed on the Sixth order of business, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2003 as recommended by the Committee on Appropriations be adopted and when so amended, recommends the same DO PASS.

REQUEST

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

ROLL CALL

The question being on the motion to adopt the amendments to SB 2003, the roll was called and there were 33 YEAS, 19 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Ewen; Freborg; Hanson; Heigaard; Heinrich; Hilken; Keller; Kelsh; Kinnoin; Krauter; Langley; Maixner; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; O'Connell; Redlin; Richard; Robinson; Satrom; Schoenwald; Shea; Stromme; Tallackson; Vosper; Waldera; Wogslund; Yockim

NAYS: David; Holmberg; Ingstad; Krebsbach; Lashkowitz; Lips; Lodoen; Mathern; Mutch; Naaden; Nalewaja; Nelson; Olson; Peterson; Stenehjem; Streibel; Tennefos; Thane; Todd

ABSENT AND NOT VOTING: Nothing

The motion to adopt the amendments to SB 2003 passed.

MOTION

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

In lieu of the amendments to reengrossed Senate Bill No. 2003, recommended by the Senate Appropriations Committee, reengrossed Senate Bill No. 2003 is amended as follows:

Page 1, line 3, remove "to"

Page, 1, line 4, remove "provide authority to issue evidences of indebtedness;"

Page 1, line 7, remove "construction of Minot state"

Page 1, remove line 8

Page 1, line 9, remove "staff support,"

Page 1, line 12, remove "PROJECT AUTHORIZATION AND"

Page 1, line 19, remove "and providing"

Page 1, remove line 20

Page 1, line 21, remove "construction and acquisition of capital improvements"

Page 2, line 2, replace "1,348,591" with "986,047"

Page 2, line 4, replace "573,872" with "308,872"

Page 2, line 5, replace "16,600" with "6,000"

Page 2, line 8, replace "2,217,500" with "1,972,100"

Page 2, line 16, replace "13,345,188" with "12,461,644"

Page 2, line 18, replace "11,276,207" with "10,392,663"

Page 2, line 23, replace "531,214" with "431,214"

Page 2, line 25, replace "451,050" with "251,050"

Page 2, line 26, replace "15,252,579" with "14,952,579"

Page 2, line 28, replace "7,803,969" with "7,503,969"

Page 3, line 6, replace "408,010" with "274,204"

Page 3, line 7, replace "4,911,426" with "4,777,620"

Page 3, line 9, replace "2,694,488" with "2,560,682"

Page 3, line 25, replace "834,640" with "584,640"

Page 3, line 27, replace "106,323,266" with "106,073,266"

Page 3, line 29, replace "71,281,658" with "71,031,658"

Page 4, remove lines 1 through 14

Page 4, line 20, replace "765,235" with "515,235"

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

Page 4, line 24, replace "61,100,930" with "60,850,930"

Page 4, remove lines 25 through 29

Page 5, remove lines 1 through 15

Page 5, line 20, replace "1,365,491" with "865,491"

Page 5, line 23, replace "25,836,119" with "25,336,119"

Page 5, line 25, replace "19,784,314" with "19,284,314"

Page 5, remove lines 26 through 29

Page 6, remove lines 1 through 9

Page 6, line 13, replace "3,013,863" with "3,008,863"

Page 6, line 16, replace "611,699" with "197,935"

Page 6, line 17, replace "13,778,232" with "13,359,468"

Page 6, line 19, replace "10,719,350" with "10,300,586"

Page 7, remove lines 11 through 23

Page 8, line 17, replace "495,120" with "488,660"

Page 8, line 20, replace "611,285" with "604,825"

Page 8, line 22, replace "542,421" with "535,961"

Page 9, line 9, replace "26,815,992" with "28,315,992"

Page 9, line 10, replace "27,785,246" with "26,285,246"

Page 9, line 17, replace "253,960,077" with "250,613,068"

Page 9, line 18, replace "178,218,485" with "153,304,485"

Page 9, line 19, replace "432,178,562" with "403,917,553"

Page 9, line 21, remove ", critical area adjustment fund,"

Page 9, line 26, remove ", critical area"

Page 9, line 27, remove "adjustment fund,"

Page 11, remove lines 15 through 19 and lines 27 through 29

Page 12, replace lines 1 through 27 with:

"SECTION 11. APPROPRIATION - FACULTY SALARY INCREASES. The funds provided in this section, or so much thereof as may be necessary, are hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, to the following institutions of higher learning under the supervision of the state board of higher education for the purpose of providing faculty salary increases, for the biennium beginning July 1, 1989, and ending June 30, 1991:

Bismarck state college	\$ 49,256
University of North Dakota - lake region	12,538
University of North Dakota - Williston	16,120
University of North Dakota	301,805
North Dakota state university	258,818
North Dakota state college of science	71,645
Dickinson state university	37,614
Mayville state university	23,285
Minot state university	83,288
Valley City state university	30,449
North Dakota state university - Bottineau	<u>10,747</u>
Total general fund appropriation	\$895,565"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

These amendments make the following changes:

AGENCY/ INSTITUTION	DESCRIPTION	TOTAL FUNDS	GENERAL FUND	OTHER FUNDS
Board of Higher Education	Reduce reciprocal agreements	\$ (245,400)	\$ (245,400)	
Bismarck State College	Reduce equipment (\$100,000) and capital improvements (\$200,000)	(300,000)	(300,000)	
UND-Lake Region	Reduce capital improvements- roof replacement	(133,806)	(133,806)	
University of North Dakota	Reduce critical area adjustment	(250,000)	(250,000)	
North Dakota State University	Reduce critical area adjustment	(250,000)	(250,000)	
State	Reduce	(500,000)	(500,000)	

College of Science	equipment			
Dickinson State University	Reduce capital improvements (\$413,764) and operating expenses (\$5,000)	(418,764)	(418,764)	
UND-Medical School	Add back additional income for the family practice centers and reduce general fund appropriation	0	(1,500,000)	\$ 1,500,000
State Toxicologist	Delete additional salary increase	(6,460)	(6,460)	
Net changes		\$ (2,104,430)	\$ (3,604,430)	\$ 1,500,000

In addition, these amendments delete authority to issue bonds and spend available federal or other funds for the construction of the following projects:

North Dakota state university	Computer technology transfer center	\$ 10,750,000
North Dakota state college of science	Agricultural mechanics technology facility	2,916,000
University of North Dakota	Complete acquisition of United Hospital - north unit	1,720,000
University of North Dakota	Abbott hall addition	3,300,000
Minot state university	Library facility	<u>7,728,000</u>
Total		\$ 26,414,000

This amendment also removes two sections of legislative intent which related to developing an alternate plan to the current system of higher education and additional Board of Higher Education positions and adds a section providing an additional \$895,565 from the general fund for faculty salary increases at the institutions of higher education listed below. The \$895,565 is arrived at by adding to the \$638,144 Board of Higher Education office reductions listed above the \$257,421 from Senate Bill No. 2401 which would have provided funds for a Bismarck-Mandan higher education center.

Bismarck state college	\$ 49,256
University of North Dakota - lake region	12,538
University of North Dakota - Williston	16,120
University of North Dakota	301,805
North Dakota state university	258,818

North Dakota state college of science	71,645
Dickinson state university	37,614
Mayville state university	23,285
Minot state university	83,288
Valley City state university	30,449
North Dakota state university - Bottineau	<u>10,747</u>
Total general fund appropriation	\$ 895,565

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

ROLL CALL

The question being on the motion to adopt the proposed amendments to reengrossed SB 2003, the roll was called and there were 19 YEAS, 33 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: David; Freborg; Holmberg; Ingstad; Lashkowitz; Lodoen; Mathern; Moore; Mutch; Naaden; Nelson; Peterson; Shea; Stenehjelm; Streibel; Stromme; Tennefos; Todd; Vosper

NAYS: Axtman; Dotzenrod; Ewen; Hanson; Heigaard; Heinrich; Hilken; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lips; Maixner; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Nalewaja; O'Connell; Olson; Redlin; Richard; Robinson; Satrom; Schoenwald; Tallackson; Thane; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Nothing

The proposed amendments to Reengrossed 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 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, higher education planning, board of higher education staff support, membership in the university center for atmospheric research, 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 39 YEAS, 13 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; Ewen; Hanson; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Krauter; Krebsbach; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; O'Connell; Olson; Peterson; Redlin; Robinson; Satrom; Schoenwald; Shea; Stenehjelm; Streibel; Stromme; Tallackson; Tennefos; Thane; Waldera; Wogsland; Yockim

NAYS: David; Dotzenrod; Freborg; Kelsh; Kinnoin; Langley; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Richard; Todd; Vosper

ABSENT AND NOT VOTING: Nothing

SB 2003 passed and the title was agreed to.

MOTIONS

SEN. HEIGAARD MOVED that the vote by which SB 2005 and SCR 4050 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a voice vote.

SEN. HEIGAARD MOVED that the rules be suspended and that SB 2005, SB 2028, SB 2003, and SCR 4050 be messaged to the House immediately, which motion prevailed.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2005, SB 2028, SB 2505, SB 2523, SCR 4050.

MOTIONS

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

SEN. MAIXNER MOVED that the Senate stand adjourned until 1:00 p.m., Wednesday, March 1, 1989, which motion prevailed.

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

PATRICIA CONRAD, Secretary