

## JOURNAL OF THE HOUSE

## Fifty-second Legislative Assembly

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Bismarck, March 14, 1991

The House convened at 1:00 p.m., with Speaker R. Anderson presiding.

The prayer was offered by Father Robert E. Feeney, St. Joseph Catholic Church, Mandan.

The roll was called and all members were present.

A quorum was declared by the Speaker.

## DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for his approval at the hour of 3:41 p.m., March 11, 1991: HB 1154, HB 1181, HB 1209, HB 1307, HB 1366, HB 1371, HB 1390, HB 1398, HB 1399, HB 1501, HB 1580.

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2584, SCR 4060, SCR 4062, SCR 4066.

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The President has signed and your signature is respectfully requested on: SB 2073, SB 2080, SB 2093, SB 2095, SB 2102, SB 2152, SB 2196, SB 2356, SCR 4002.

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has passed unchanged: HB 1207, HB 1284, HB 1316.

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1053, HB 1208, HB 1410, HB 1441, HB 1523.

## SENATE AMENDMENTS TO ENGROSSED HB 1053

Page 1, line 14, remove the overstrike over "~~and~~" and remove "The licensee or eligible organization may also set any"

Page 1, remove line 15

Page 1, line 16, remove "one-half of the tables at each authorized site must accept"

Page 1, line 17, remove the overstrike over "~~must be accepted~~"

Renumber accordingly

## SENATE AMENDMENTS TO ENGROSSED HB 1208

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 57-36 of the North Dakota Century Code, relating to allowing cigarette distributors to retain a portion of tax collections for administrative expenses;"

Page 3, line 17, overstrike "in the"

Page 3, line 18, overstrike "sum of not less than one thousand dollars or more than five thousand dollars"

Page 4, line 8, remove the overstrike over "~~if the cigarettes are to be sold to an enrolled tribal member~~"

Page 4, remove the overstrike over lines 9 through 11

Page 4, line 12, after "~~4.~~" insert "3."

Page 10, after line 13, insert:

"SECTION 8. A new section to chapter 57-36 of the North Dakota Century Code is created and enacted as follows:

Deduction to reimburse licensed distributor for administrative expenses.

1. A licensed distributor who pays the tax due under this chapter within the time limitations prescribed may deduct and retain one and one-half percent of the tax due to reimburse the distributor for expenses incurred in keeping records, preparing and filing returns, remitting the tax, and supplying information requested by the commissioner.
2. The total deduction allowed by this section may not exceed one hundred dollars per month for each licensed distributor."

Page 11, line 4, replace "January" with "September"

Page 11, line 5, replace "1992" with "1991"

Renumber accordingly

#### SENATE AMENDMENTS TO ENGROSSED HB 1410

Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to accreditation of the developmental center at Grafton; and"

Page 2, after line 2, insert:

"SECTION 3. A new section to chapter 25-04 of the North Dakota Century Code is created and enacted as follows:

Accreditation of developmental center. The department of human services shall request appropriations and resources sufficient to ensure maintenance of the developmental center's accreditation by the accreditation council on services for people with developmental disabilities and certification by the health care financing administration or by similar accrediting and certifying organizations and agencies possessing standards applicable to handicapped individuals and disciplines needed to provide quality services to individuals served."

Renumber accordingly

#### SENATE AMENDMENTS TO ENGROSSED HB 1441

Page 2, line 26, remove the overstrike over "~~A policy may not be issued covering property~~"

Page 2, remove the overstrike over line 27

Page 2, line 28, remove the overstrike over "~~unless.~~"

Page 3, remove the overstrike over lines 1 through 7

Page 3, line 8, remove the overstrike over "~~limits of any incorporated city with a population of less than~~" and after "two" insert "five"

Page 3, line 9, remove the overstrike over "~~thousand~~" and remove the overstrike over "~~located within the territory comprised in the~~"

Page 3, remove the overstrike over lines 10 through 12

Page 3, line 13, remove the overstrike over "~~company~~"

Renumber accordingly

SENATE AMENDMENTS TO HB 1523

Page 1, line 17, remove the third "the"

Page 1, remove lines 18 through 22

Page 2, line 1, replace "negotiation process under chapter 15-38.1. Until" with "until"

Page 2, line 19, remove "The school board shall also post"

Page 2, remove line 20

Page 2, line 21, remove "any county affected by the reorganization."

Renumber accordingly

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1165.

Page 1, line 1, replace "subsections" with "subsection" and remove "and 2"

Page 1, line 2, replace "12-44.1-06" with "12-44.1-24", replace "grades of" with "the removal of the requirement that the Administrative Agencies Practice Act be complied with in adopting", and after "jail" insert "rules"

Page 1, line 3, remove "facilities"

Page 1, line 5, replace "Subsections" with "Subsection", remove "and 2", and replace "12-44.1-06" with "12-44.1-24"

Page 1, line 6, replace "are" with "is"

Page 1, replace lines 8 through 13 with:

"1. Prescribe rules ~~and regulations~~ pursuant to chapter 20-32 establishing minimum standards for the construction, operation, and maintenance of public or private juvenile detention centers, county and city jails, and regional corrections centers."

Renumber accordingly

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has passed unchanged: HB 1218

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representatives Dick Solberg, Bert Miller, and Olaf Opedah1

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed unchanged: SB 2170, SB 2345, SB 2359, SB 2363, SB 2388, SB 2391, SB 2400, SB 2424, SB 2460, SB 2511, SB 2517, SB 2521, SB 2558.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed unchanged and the emergency clause carried: SB 2495.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has amended and subsequently passed: SB 2397.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has failed to pass: SB 2365, SB 2490.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has amended and failed to pass: SB 2501.

**SIGNING of BILLS and RESOLUTIONS**

The Speaker signed the following enrolled bills: HB 1010, HB 1012, HB 1042, HB 1052, HB 1077, HB 1084, HB 1106, HB 1163, HB 1206, HB 1253, HB 1258, HB 1264, HB 1308, HB 1593.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HB 1010, HB 1012, HB 1042, HB 1052, HB 1077, HB 1084, HB 1106, HB 1163, HB 1206, HB 1253, HB 1258, HB 1264, HB 1308, HB 1593.

**SIGNING of BILLS and RESOLUTIONS**

The Speaker signed the following enrolled bills: SB 2094, SB 2097, SB 2138, SB 2155, SB 2162, SB 2174, SB 2179, SB 2375, SB 2377, SB 2383, SB 2399, SB 2449, SB 2455, SB 2462.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The Speaker has signed: SB 2094, SB 2097, SB 2138, SB 2155, SB 2162, SB 2174, SB 2179, SB 2375, SB 2377, SB 2383, SB 2399, SB 2449, SB 2455, SB 2462.

**SIGNING of BILLS and RESOLUTIONS**

The Speaker signed the following enrolled resolution: SCR 4064.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The Speaker has signed: SCR 4064.

**HOUSE ENROLLING REPORT**

The following bills were enrolled: HB 1049, HB 1086, HB 1092, HB 1094, HB 1100, HB 1101, HB 1102, HB 1130, HB 1150, HB 1155, HB 1192, HB 1213, HB 1226, HB 1229, HB 1249, HB 1276, HB 1290, HB 1294, HB 1304, HB 1426, HB 1458, HB 1479, HB 1491, HB 1539, HB 1565.

**HOUSE ENROSSING AND ENROLLING REPORT**

The following bills were engrossed and enrolled: HB 1035, HB 1070, HB 1114, HB 1224, HB 1411, HB 1412, HB 1480.

**ANNOUNCEMENT (Roy Gilbreath, Chief Clerk)**

THE CHIEF CLERK ANNOUNCED that the Speaker has received the following House Bill, with the Governor's objections to same, at the hour of 11:13 a.m. on March 14, 1991: HB 1371.

**COMMUNICATION FROM GOVERNOR GEORGE A. SINNER**

March 13, 1991

HB 1371 limits the authority of the Board of Higher Education to make funding reductions, in the event of revenue shortfalls, to programs undertaken by agreement with institutions of higher education in other states.

When such shortfalls occur, the Board, like all state agencies, needs as much flexibility as possible to manage higher education programs effectively and efficiently. I believe that flexibility needs to be preserved.

Therefore, I veto HB 1371.

**MOTION**

REP. KLOUBEC MOVED that HB 1371 be reconsidered pursuant to Article V, Section 9, of the Constitution of the State of North Dakota for the purpose of overriding the Governor's veto, and that HB 1371 be placed on the Eleventh order on tomorrow's calendar, which motion prevailed.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Gordon Larson

## MOTIONS

REP. KLOUBEC MOVED that the House consider all bills and resolutions on the Sixth order in one motion, which motion prevailed.

REP. KLOUBEC MOVED that the rules be suspended and that the amendments to HB 1606, SB 2028, SB 2067, SB 2100, SB 2100, SB 2259, SB 2335, SB 2339, SB 2340, SB 2378, SB 2385, SB 2389, SB 2447, SB 2472, SB 2492, SB 2515, SB 2542, SB 2557, SCR 4001, and SCR 4033 be adopted, which motion prevailed.

HB 1606, as amended, was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SB 2259 and SB 2515, as amended, were rereferred to the Committee on Appropriations.

SB 2028, SB 2067, SB 2100, SB 2335, SB 2339, SB 2340, SB 2378, SB 2385, SB 2389, SB 2447, SB 2472, SB 2492, SB 2542, and SB 2557, as amended, were placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SCR 4001 and SCR 4033, as amended, were placed on the Tenth order of business on the calendar.

## SECOND READING OF HOUSE BILL

HB 1613: A BILL for an Act to create and enact a new section to chapter 57-35 and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to the taxation of the branch offices of a banking subsidiary of any out-of-state bank holding company; and to amend and reenact subsection 1 of section 57-35-01 and subsection 1 of section 57-35.2-01 of the North Dakota Century Code, relating to definitions for purposes of bank taxation.

## 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 106 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

HB 1613 passed and the title was agreed to.

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## MOTION

REP. KLOUBEC MOVED that the rules be suspended and that HB 1604, HB 1608, and HB 1613 be messaged to the Senate immediately, which motion prevailed.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1604, HB 1608, HB 1613.

MOTIONS

REP. TOLLEFSON MOVED that the House waive the reading of the titles to SB 2151, SB 2534, SB 2213, and SB 2223, which motion prevailed.

REP. DORSO MOVED that the House reconsider its action whereby the committee report on SB 2534 was accepted, the amendments to SB 2534 were adopted, and SB 2534 was placed on the Fourteenth order of business on the calendar, which motion prevailed.

REP. DORSO MOVED that SB 2534 be rereferred to the Committee on Industry, Business and Labor, which motion prevailed. Pursuant to Rep. Dorso's motion, SB 2534 was rereferred.

SECOND READING OF SENATE BILLS

SB 2151: A BILL for an Act to amend and reenact subsection 3 of section 4-10.2-02 and sections 4-10.2-08, 4-10.2-09, and 4-10.2-11 of the North Dakota Century Code, relating to first purchasers of certain crops, assessments, and penalties; to repeal sections 4-10.2-12 and 4-10.2-14 of the North Dakota Century Code, relating to penalties for nonpayment of assessment and violations of the chapter; 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 PASS, the roll was called and there were 104 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Miller

SB 2151 passed and the title was agreed to.

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SB 2506: A BILL for an Act to amend and reenact sections 15-47-06, 16.1-07-05, subsection 1 of section 16.1-07-08, and subsection 1 of section 16.1-07-08.1, and section 40-21-13 of the North Dakota Century Code, relating to absentee ballots; and to declare an emergency.

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 106 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle;

Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

SB 2506 passed, the title was agreed to, and the emergency clause carried.

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SB 2520: A BILL for an Act to amend and reenact section 4-28-03 of the North Dakota Century Code, relating to voting entitlement for the North Dakota wheat commission.

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 104 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorder; Ritter

SB 2520 passed and the title was agreed to.

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SB 2213: A BILL for an Act to create and enact a new subsection to section 39-06.1-10 of the North Dakota Century Code, relating to the suspension of operators' licenses; to amend and reenact section 39-06-43 and subsection 5 of section 39-06.1-10 of the North Dakota Century Code, relating to the extension of an operator's license suspension or revocation and the constructive delivery of a notice of suspension of a person's driving privilege; and to repeal paragraphs 5, 6, and 7 of subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the assessments of points for convictions of driving under the influence or being in actual physical control of a motor vehicle while under the influence.

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 102 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban;

Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

**NAYS:** Brown; Delzer; Thompson; Whalen

Engrossed SB 2213 passed and the title was agreed to.

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SB 2357: A BILL for an Act to provide for the creation of the northwest area water supply advisory committee and to authorize the state water commission to develop and construct a northwest area water supply project; and to declare an emergency.

#### 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 106 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

SB 2357 passed, the title was agreed to, and the emergency clause carried.

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SB 2416: A BILL for an Act to amend and reenact section 39-21-18.1 of the North Dakota Century Code, relating to flashing signals on rural mail vehicles.

#### 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 99 YEAS, 6 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Miller; Muhs; Mutzenberger; Myrdal; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

**NAYS:** Enget; Kerzman; Meyer; Nelson; Starke; Stofferahn

ABSENT AND NOT VOTING: Urlacher

SB 2416 passed and the title was agreed to.

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MOTION

REP. KLOUBEC MOVED that SB 2530 and SB 2539 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2530: A BILL for an Act to amend and reenact sections 24-09-05 and 39-10-43 of the North Dakota Century Code, relating to exemptions from required stops at railroad grade crossings.

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 105 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gerntholz

Engrossed SB 2530 passed and the title was agreed to.

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SB 2539: A BILL for an Act to create and enact a new section to chapter 39-06.1 of the North Dakota Century Code, relating to alternative disposition of traffic offenses.

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 106 YEAS, 0 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

Engrossed SB 2539 passed and the title was agreed to.

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HOUSE ENGROSSING REPORT

The following resolution was engrossed: HCR 3068.

SECOND READING OF SENATE BILL

SB 2423: A BILL for an Act to create and enact two new sections to chapter 24-05 of the North Dakota Century Code, relating to bidding for construction contracts for county roads; and to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to contracts for county road improvements.

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 26 YEAS, 78 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, R.; Bernstein; Carlisle; Clayburgh; Dorso; Freier; Gorman; Grosz; Hokana; Huether; Kloubec; Kretschmar; Larson; Martinson; Myrdal; Olsen, D.; Olson, A.; Payne; Porter; Rydell; Schimke; Shide; Thompson; Timm; Tollefson

NAYS: Aarsvold; Anderson, B.; Bateman; Berg, G.; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlson; Cleary; Coats; Dalrymple; Deizer; DeMers; DeWitz; Enget; Erickson; Flaagan; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grumbo; Hanson; Hausauer; Henegar; Howard; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kolbo; Kroeber; Kunkel; Laughlin; Linderman; Mahoney; Martin; Meyer; Miller; Muhs; Mutzenberger; Nelson; Nicholas; Nichols; Nowatzki; Oban; Peterson; Price; Pyle; Rennerfeldt; Ring; Ritter; Scherber; Schindler; Schmidt; Schneider; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thorpe; Trautman; Urlacher; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Wald; Whalen

Engrossed SB 2423 was declared lost.

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SECOND READING OF SENATE AND HOUSE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

HCR 3063: A concurrent resolution urging the National Credit Union Administration to refrain from regulations on agricultural lending which would reduce the ability of North Dakota credit unions to provide agricultural loans to their members.

HCR 3065: A concurrent resolution directing the Legislative Council to study privatization of and contracting for services by the Department of Human Services to provide services that the department is obligated to provide.

HCR 3068: A concurrent resolution directing the Legislative Council to study the feasibility of implementing an educational funding formula based on current costs that considers using all sources of revenue and wealth to measure a school district's local ability to support education, incorporating sparsity of enrollment, requiring a minimum level of local effort, and providing additional funding for categories of students that are below statewide averages of per-pupil expenditures.

HCR 3069: A concurrent resolution directing the Legislative Council to study state transportation aid to school districts.

SCR 4007: A concurrent resolution directing the Legislative Council to study the feasibility of establishing programs for families and individuals

receiving public assistance to permit them to develop skills that will lead to gainful employment.

- SCR 4017: A concurrent resolution directing the Legislative Council to study the operation and effect of North Dakota's no-fault insurance law in comparison with no-fault insurance laws in other states.
- SCR 4019: A concurrent resolution directing the Legislative Council to study methods for funding law enforcement training facilities and programs.
- SCR 4025: A concurrent resolution urging the Congress of the United States and the United States Army Corps of Engineers to assume responsibility for Missouri River bank erosion downstream from all Pick-Sloan plan dams, including the Garrison Dam to Oahe Reservoir reach in North Dakota, and to begin an annual program of appropriating funds for the maintenance and construction of bank protection projects.
- SCR 4029: A concurrent resolution directing the Legislative Council to study the Americans with Disabilities Act and its expected impact on state and local governments.
- SCR 4031: A concurrent resolution directing the Legislative Council to study the desirability and feasibility of establishing a public guardianship program for indigent persons.
- SCR 4032: A concurrent resolution directing the Legislative Council to study the desirability and feasibility of enhancing and improving the ability of existing civil legal services programs to provide for the delivery of civil legal services to the poor and developing equal access to civil legal services for the poor.
- SCR 4034: A concurrent resolution directing the Legislative Council to study the financial support for mandated special education programs and the method by which the Department of Public Instruction distributes the state grant program funds.
- SCR 4035: A concurrent resolution directing the Legislative Council to study the provision and funding of adult literacy programs.
- SCR 4036: A concurrent resolution directing the Legislative Council to study the structure, organization or consolidation with Job Service North Dakota, and administration of the Workers Compensation Bureau, including the qualifications of the bureau's claims analysts and rehabilitation staff.
- SCR 4038: A concurrent resolution directing the Legislative Council to investigate and recommend a program or programs for funding and financing water resource development throughout the state.
- SCR 4039: A concurrent resolution directing the Legislative Council to study the priority of water rights and North Dakota's water permitting process.
- SCR 4043: A concurrent resolution directing the Legislative Council to review and monitor the implementation of legislation establishing a single trial court of general jurisdiction.
- SCR 4047: A concurrent resolution directing the Legislative Council to study the availability of capital to North Dakota hospitals and the role of the Bank of North Dakota in assuring that capital is available at the lowest possible cost.
- SCR 4050: A concurrent resolution directing the Legislative Council to study the distribution of child support enforcement incentive payments made by the federal government.

SCR 4051: A concurrent resolution directing the Legislative Council to study the feasibility of providing basic statewide health and work-related accident insurance to all North Dakota workers and their dependents.

SCR 4052: A concurrent resolution directing the Legislative Council to study North Dakota family foster home fire and safety codes.

The question being on the final adoption of the resolutions, which have been read.

The resolutions were declared adopted on a voice vote.

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#### MOTIONS

REP. KLOUBEC MOVED that the rules be suspended and that HCR 3063, HCR 3065, HCR 3068, and HCR 3069 be messaged to the Senate immediately, which motion prevailed.

REP. WALD MOVED that the House reconsider its action whereby SB 2142 failed to pass, which motion prevailed on a verification vote.

REP. KLOUBEC MOVED that SB 2142 be laid over two legislative days, which motion prevailed.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3063, HCR 3065, HCR 3068, HCR 3069.

#### MOTION

REP. KLOUBEC MOVED that the House be on the Fourth order of business, and at the conclusion of the Fourth order, the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 12:30 p.m., Friday, March 15, 1991, which motion prevailed.

#### COMMUNICATION FROM GOVERNOR GEORGE A. SINNER

March 13, 1991

This is to inform you that on March 13, 1991, I signed the following: HB 1154, HB 1181, HB 1209, HB 1307, HB 1366, HB 1390, HB 1398, HB 1399, HB 1501, HB 1580.

#### REPORTS OF STANDING COMMITTEES

HCR 3067: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3067 was placed on the Tenth order.

SB 2013, as engrossed: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO PASS (21 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2013 was placed on the Fourteenth order on the calendar.

SB 2030, as engrossed: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO NOT PASS (8 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). SB 2030 was placed on the Fourteenth order on the calendar.

SB 2033, as reengrossed: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS and BE REREFERRED to the Committee on Appropriations (11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING).

SB 2119: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO PASS (23 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2119 was placed on the Fourteenth order on the calendar.

SB 2166, as engrossed: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2166 was placed on the Fourteenth order on the calendar.

SB 2167, as engrossed: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends DO PASS (15 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2167 was placed on the Fourteenth order on the calendar.

SB 2171, as engrossed: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2171 was placed on the Fourteenth order on the calendar.

SB 2172: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2172 was placed on the Fourteenth order on the calendar.

SB 2183: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2183 was placed on the Fourteenth order on the calendar.

SB 2184: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2184 was placed on the Fourteenth order on the calendar.

SB 2257, as engrossed: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO NOT PASS (11 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). SB 2257 was placed on the Fourteenth order on the calendar.

SB 2312, as engrossed: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO NOT PASS (17 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING). SB 2312 was placed on the Fourteenth order on the calendar.

SB 2348: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2348 was placed on the Fourteenth order on the calendar.

SB 2372: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 6, replace "such" with "the third party"

Re-number accordingly

SB 2411, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2411 was placed on the Fourteenth order on the calendar.

SB 2454: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2454 was placed on the Fourteenth order on the calendar.

SB 2489: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 1, replace "section" with "sections" and after "1-03-01" insert "and 1-03-09"

Page 1, line 2, replace ";" and to repeal section 1-03-09 of the" with "and Native American Recognition Day."

Page 1, remove line 3

Page 1, line 10, remove "The third Monday of January, which is Martin Luther King Day, in"

Page 1, remove lines 11 and 12

Page 1, line 13, remove "4." and overstrike "the birthday of"

Page 1, line 14, overstrike "George Washington" and insert immediately thereafter "Presidents' Day"

Page 1, line 15, remove the overstrike over "~~4.~~" and remove "5."

Page 1, line 17, remove the overstrike over "~~5.~~" and remove "6."

Page 1, line 18, remove the overstrike over "~~6.~~" and remove "7."

Page 1, line 20, remove the overstrike over "~~7.~~" and remove "8."

Page 1, line 21, remove the overstrike over "~~8.~~" and remove "9."

Page 1, line 22, remove the overstrike over "~~9.~~" and remove "10."

Page 1, after line 22, insert:

"10. The fourth Friday in November, which is Native American Recognition Day, in recognition of the life, legacy, and culture of Native Americans."

Page 2, line 9, replace "REPEAL" with "AMENDMENT"

Page 2, line 10, replace "repealed." with "amended and reenacted as follows:

1-03-09. Martin Luther King Human Rights Day. The third Monday of January of each year is designated as Martin Luther King Human Rights Day in recognition of the life, legacy, and dream of Martin Luther King, Jr. inalienable rights of all people."

Renumber accordingly

SB 2498: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 3, remove "and" and after "14-02.4-18" insert ", and 34-14-02"

Page 1, line 4, after "practices" insert "and direct deposit of wages"

Page 6, after line 3, insert:

"SECTION 8. AMENDMENT. Section 34-14-02 of the North Dakota Century Code is amended and reenacted as follows:

34-14-02. Semimonthly or agreed payday - Direct deposit. Every employer shall pay all wages due to his employees at least twice each calendar month, or on regular agreed paydays designated in advance by the employer, in lawful money of the United States or with checks on banks convenient to the place of employment. If an employee participates in a direct deposit program, that employee's employer shall deposit the employee's wages into the financial institution of the employee's choice."

Renumber accordingly

- SB 2504, as engrossed: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2504 was placed on the Fourteenth order on the calendar.
- SB 2505: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2505 was placed on the Fourteenth order on the calendar.
- SB 2519, as engrossed: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2519 was placed on the Fourteenth order on the calendar.
- SB 2522, as reengrossed: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2522 was placed on the Fourteenth order on the calendar.
- SB 2524: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (12 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). SB 2524 was placed on the Fourteenth order on the calendar.
- SB 2548: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2548 was placed on the Fourteenth order on the calendar.
- SB 2570: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2570 was placed on the Fourteenth order on the calendar.
- SCR 4009: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (22 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4009 was placed on the Tenth order.
- SCR 4037: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4037 was placed on the Tenth order.
- SCR 4040: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4040 was placed on the Tenth order.
- SCR 4044: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4044 was placed on the Tenth order.
- SCR 4049, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4049 was placed on the Tenth order.
- SCR 4053: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4053 was placed on the Tenth order.
- SCR 4055: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4055 was placed on the Tenth order.

SCR 4058, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4058 was placed on the Tenth order.

FIRST READING OF SENATE BILL

SB 2584: A BILL for an Act to amend and reenact section 15-19-01 of the North Dakota Century Code, section 15-19-01 of the North Dakota Century Code as amended by section 1 of chapter 198 of the 1989 Session Laws of North Dakota, and sections 15-19-04 and 15-19-08 of the North Dakota Century Code, relating to correspondence courses.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4060: A concurrent resolution urging the United States Department of the Interior's Bureau of Land Management and the North Dakota Congressional Delegation to take action to allow mining of the maximum amount of coal available from the Glenharold mine in west central North Dakota.

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

SCR 4062: A concurrent resolution urging the United States Congress to pass legislation giving the United States Secretary of the Interior the authority to establish a reduced royalty rate on low-Btu federal lignite with a heating value below 7,500 Btus per pound.

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

SCR 4066: A concurrent resolution directing the Legislative Council to study the human services system.

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

The House stood adjourned pursuant to Representative Kloubec's motion.

ROY GILBREATH, Chief Clerk