

JOURNAL OF THE SENATE

Fifty-second Legislative Assembly

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Bismarck, February 1, 1991

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

The prayer was offered by Rev. Ben A. Dove, Jr., First Presbyterian Church, Mandan.

The roll was called and all members were present except Senators David, Tallackson, and Traynor.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate has amended, subsequently passed, and the emergency clause carried: HB 1046.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2092, SB 2151, SB 2174, SB 2191, SB 2240, SB 2251, SCR 4021.

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 1102, HB 1200, HB 1226, HB 1239, HB 1255, HB 1320, HB 1353, HB 1359, HB 1413, HB 1415, HB 1425, HB 1430, HB 1467, HB 1480, HB 1481.

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

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HCR 3028.

REPORTS OF STANDING COMMITTEES

SB 2202: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2202 was placed on the Eleventh order on the calendar.

SB 2215: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO NOT PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2215 was placed on the Eleventh order on the calendar.

SB 2388: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2388 was placed on the Eleventh order on the calendar.

MOTIONS

SEN. JEROME MOVED that SB 2239 be further amended as follows.

That the proposed amendments to Senate Bill No. 2239 as printed on pages 256-258 of the Senate Journal be amended as follows:

Page 256 of the Senate Journal, after line 43, insert:

"Page 1, line 15, remove "advisory""

SEN. JEROME MOVED that the proposed amendment be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2239: SEN. MATHERN (Committee on Human Services and Veterans Affairs) MOVED that the amendments on SJ pages 256-258 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

MOTION

SEN. WOGSLAND MOVED that SB 2469, which is on the Sixth order, be laid over one legislative day, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2023: SEN. GRABA (Committee on Political Subdivisions) MOVED that the amendments on SJ pages 291-293 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2095: SEN. KELLER (Committee on State and Federal Government) MOVED that the amendments on SJ page 293 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2177: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ pages 293-294 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2329: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ page 294 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2340: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ pages 294-295 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

MOTION

SEN. INGSTAD MOVED that the Senate reconsider its action whereby SB 2313 failed to pass, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILL

SB 2313: A BILL for an Act to amend and reenact section 26.1-25-04.1 of the North Dakota Century Code, relating to premium reductions for motor vehicle accident prevention course completion.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 29 YEAS, 21 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: DeKrey; Evanson; Goetz; Graba; Hanson, E.; Heigaard; Heinrich; Ingstad; Jerome; Keller; Kelly; Kelsh; Lindaas; Lindgren; Lips; Marks; Mathern; Mushik; Nalewaja; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Thane; Vosper; Wogsland; Yockim

NAYS: Bowman; Dotzenrod; Freborg; Hanson, O.; Holmberg; Kinnoin; Krauter; Krebsbach; Langley; Maxson; Meyer; Moore; Mutch; Naaden; Nelson; Nething; Solberg; Stenehjem; Streibel; Tennefos; Tomac

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2313 passed and the title was agreed to.

MOTIONS

SEN. WOGSLAND MOVED that SB 2084 and SB 2090 be moved to the bottom of the Eleventh order, which motion prevailed.

SEN. KELSH MOVED that SB 2148, which is on the Eleventh order, be rereferred to the Committee on Agriculture, which motion prevailed. Pursuant to Sen Kelsh's motion, SB 2148 was rereferred.

SECOND READING OF SENATE BILLS

SB 2118: A BILL for an Act to create and enact a new section to chapter 25-02 and a new section to chapter 25-03.1 of the North Dakota Century Code, relating to maintenance of state hospital accreditation and court-authorized involuntary treatment with prescribed medication.

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

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2118 passed and the title was agreed to.

SB 2121: A BILL for an Act to amend and reenact sections 25-04-05, 25-04-14, and 25-04-16 of the North Dakota Century Code, relating to the provision of free educational services to developmental center patients who are twenty-one years of age or younger and to provide for the waiver of fees and expenses upon application by a parent of a patient or former patient under age eighteen.

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

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2121 passed and the title was agreed to.

SB 2123: A BILL for an Act to amend and reenact section 54-44-04.6 of the North Dakota Century Code, relating to transfers of state surplus property.

ROLL CALL

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

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2123 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2158 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2166: A BILL for an Act to amend and reenact sections 65-12-01, 65-12-02, 65-12-06, and 65-12-11 of the North Dakota Century Code, relating to the appointment of the chief and deputy boiler inspectors, inspection of steam traction engines, and boiler inspection fees; and to repeal section 65-12-13 of the North Dakota Century Code, relating to bonding of the boiler inspector.

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 47 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: DeKrey; Meyer; Solberg

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2166 passed and the title was agreed to.

SB 2175: A BILL for an Act to amend and reenact subsection 2 of section 60-07-01 and section 60-07-02 of the North Dakota Century Code, relating to the licensing fees of storage companies as public warehouses and to increasing the bond of storage companies.

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 26 YEAS, 24 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Evanson; Graba; Hanson, E.; Heigaard; Heinrich; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Langley; Lindaas; Lips; Marks; Mathern; Maxson; Mushik; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Wogsland; Yockim

NAYS: Bowman; DeKrey; Freborg; Goetz; Hanson, O.; Holmberg; Krauter; Krebsbach; Lindgren; Meyer; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2175 lost for want of a Constitutional majority.

MOTION

SEN. WOGSLAND MOVED that SB 2214 and SB 2248 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2210: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 27-20-51, a new subsection to section 27-20-52,

a new subdivision to subsection 6 of section 65-13-06, and two new sections to chapter 65-13 of the North Dakota Century Code, relating to the inspection of juvenile records by professional staff of the crime victims reparation program and the ability to accept gifts and confidentiality of records of reparation applicants; to amend and reenact subdivision a of subsection 5 of section 65-13-03, subdivision f of subsection 7 of section 65-13-03, subsection 2 of section 65-13-05, and sections 65-13-13 and 65-13-20 of the North Dakota Century Code, relating to crime victims reparations; and to provide a continuing appropriation for the Crime Victims Reparations Act.

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

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2210 passed and the title was agreed to.

SB 2227: A BILL for an Act to amend and reenact section 4-35-05, subsection 13 of section 4-35-15, sections 4-35-16, 4-35-20, and subsections 4 and 6 of section 4-35-24 of the North Dakota Century Code, relating to the regulation of pesticides.

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 39 YEAS, 11 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Nalewaja; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Tennefos; Tomac; Vosper; Wogsland; Yockim

NAYS: DeKrey; Goetz; Hanson, O.; Mutch; Naaden; Nelson; Nething; O'Connell; Solberg; Streibel; Thane

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2227 passed and the title was agreed to.

SB 2262: A BILL for an Act to create and enact a new chapter to title 51 of the North Dakota Century Code, relating to regulation of unsolicited telefacsimile advertising; 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller;

Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Tallackson; Traynor

SB 2262 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2288 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2377: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to a levy for long-distance learning technology.

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 45 YEAS, 3 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: Kinnoin; Moore; Mutch

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2377 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2288 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2288: A BILL for an Act to require buying clubs to be bonded; 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 40 YEAS, 8 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lips; Marks; Mathern; Maxson; Mushik; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: Goetz; Ingstad; Jerome; Lindgren; Moore; Mutch; Naaden; Streibel

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2288 passed and the title was agreed to.

SB 2419: A BILL for an Act to amend and reenact subsection 1 of section 39-08-01 of the North Dakota Century Code, relating to chemical test of persons operating a vehicle while under the influence of intoxicating liquor or any other drug or substance.

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 20 YEAS, 28 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: DeKrey; Freborg; Graba; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Kelly; Lindaas; Lips; Marks; Mathern; Nalewaja; Redlin; Robinson; Satrom; Stenehjem; Thane; Yockim

NAYS: Bowman; Dotzenrod; Evanson; Goetz; Hanson, E.; Hanson, O.; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindgren; Maxson; Moore; Mushik; Mutch; Naaden; Nelson; Nething; O'Connell; Peterson; Schoenwald; Solberg; Streibel; Tennefos; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2419 lost.

SB 2425: A BILL for an Act to amend and reenact subsections 4 and 18 of section 43-15-01 of the North Dakota Century Code, relating to definitions for the purposes of dispensing prescription drugs.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2425 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2450, which is on the Eleventh order, be rereferred to the Committee on Appropriations, which motion prevailed. Pursuant to Sen. Wogsland's motion, SB 2450 was rereferred.

SECOND READING OF SENATE BILL

SB 2475: A BILL for an Act to amend and reenact section 57-15-14.2 of the North Dakota Century Code, relating to mill levies by school boards.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips;

Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2475 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4014: A concurrent resolution urging the President and Congress to take immediate steps to restore financial viability to agriculture.

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

SCR 4014 was declared adopted.

MOTION

SEN. WOGSLAND MOVED that SB 2234, SB 2243, and SB 2257 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2281: A BILL for an Act to amend and reenact subsections 3, 5, and 7 of section 19-03.1-05 of the North Dakota Century Code, relating to controlled substances.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2281 passed and the title was agreed to.

SB 2287: A BILL for an Act to amend and reenact section 39-06-43 of the North Dakota Century Code, relating to extension of license suspension or revocation.

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 31 YEAS, 17 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: DeKrey; Evanson; Freborg; Goetz; Graba; Heigaard; Heinrich; Holmberg; Jerome; Kelly; Kelsh; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Nalewaja; Nething; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Thane; Wogsland; Yockim

NAYS: Bowman; Dotzenrod; Hanson, E.; Hanson, O.; Ingstad; Keller; Kinnoin; Krauter; Mutch; Naaden; Nelson; O'Connell; Solberg; Streibel; Tennefos; Tomac; Vosper

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2287 passed and the title was agreed to.

SB 2300: A BILL for an Act to amend and reenact section 57-01-11 of the North Dakota Century Code, relating to the period within which the tax commissioner must schedule an administrative hearing when a hearing is demanded by a taxpayer.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 20 YEAS, 27 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Freborg; Hanson, O.; Holmberg; Krebsbach; Lindgren; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Solberg; Stenehjem; Streibel; Tennefos; Thane; Vosper

NAYS: Dotzenrod; Evanson; Goetz; Graba; Hanson, E.; Heigaard; Heinrich; Ingstad; Jerome; Keller; Kelly; Kinnoin; Krauter; Lindaas; Lips; Marks; Mathern; Maxson; Mushik; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Kelsh; Langley; Meyer; Tallackson; Traynor

SB 2300 lost.

SB 2303: A BILL for an Act to create and enact two new sections to chapter 38-01 of the North Dakota Century Code, relating to the closing of roads for surface coal mining operations; and to repeal sections 38-01-06 and 38-01-07 of the North Dakota Century Code, relating to condemnation of roads for mining operations and to damages for condemnation of roads for mining operations.

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 48 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Langley; Meyer; Tallackson; Traynor

SB 2303 passed and the title was agreed to.

MOTION

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

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

SECOND READING OF SENATE BILLS

SB 2307: A BILL for an Act to repeal section 57-15-55.1 of the North Dakota Century Code, relating to a city tax levy to provide funds for costs of

transportation of public school students; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 11 YEAS, 35 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Hanson, O.; Moore; Mutch; Naaden; Nelson; Solberg; Streibel; Tennefos; Vosper

NAYS: Dotzenrod; Evanson; Freborg; Goetz; Graba; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Nalewaja; Nething; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Stenehjerm; Thane; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Peterson; Tallackson; Traynor

SB 2307 lost.

SB 2327: A BILL for an Act to provide authority for a borrower to direct the time of payment of property taxes by an escrow agent under a residential real estate loan.

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 47 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Tallackson; Traynor

SB 2327 passed and the title was agreed to.

SB 2328: A BILL for an Act to amend and reenact section 15-40.1-08 of the North Dakota Century Code and section 15-40.1-08 of the North Dakota Century Code as amended by section 3 of chapter 231 of the 1989 Session Laws of North Dakota, relating to per-pupil payments for elementary summer programs and counselors; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 7 YEAS, 40 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Evanson; Holmberg; Ingstad; Nalewaja; O'Connell; Peterson; Redlin

NAYS: Bowman; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Tallackson; Traynor

SB 2328 lost.

SB 2330: A BILL for an Act to amend and reenact section 7 of chapter 644 of the 1989 Session Laws of North Dakota, relating to the effective date for the allocation of sales, use, and motor vehicle excise tax revenues to the capital construction 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 47 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Tallackson; Traynor

SB 2330 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2338 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2351: A BILL for an Act to create and enact a new section to chapter 27-07.1 of the North Dakota Century Code, relating to the creation of a county court judge compensation 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 36 YEAS, 10 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Evanson; Freborg; Goetz; Graba; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Nalewaja; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Streibel; Thane; Tomac; Vosper; Yockim

NAYS: Dotzenrod; Hanson, O.; Heigaard; Heinrich; Ingstad; Mutch; Nelson; Solberg; Tennefos; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2351 passed and the title was agreed to.

SB 2352: A BILL for an Act to amend and reenact section 27-07.1-04 of the North Dakota Century Code, relating to the salary of county court judges.

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 43 YEAS, 3 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Nalewaja; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: Hanson, O.; Moore; Nelson

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2352 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2366 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2367: A BILL for an Act to amend and reenact section 28-20.1-02 of the North Dakota Century Code, relating to the filing and status of foreign judgments.

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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2367 passed and the title was agreed to.

SB 2368: A BILL for an Act to amend and reenact section 28-14-18 of the North Dakota Century Code, relating to the temporary dismissal of jurors in deliberations.

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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2368 passed and the title was agreed to.

SB 2369: A BILL for an Act to amend and reenact section 28-20-22 of the North Dakota Century Code, relating to filing an affidavit of renewal of a judgment.

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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2369 passed and the title was agreed to.

MOTION

SEN. HEIGAARD MOVED that SB 2372 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2380: A BILL for an Act to amend and reenact sections 27-20-51 and 27-20-54 of the North Dakota Century Code, relating to juvenile court records.

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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2380 passed and the title was agreed to.

SB 2385: A BILL for an Act to amend and reenact sections 27-09.1-03, 27-09.1-05, 27-09.1-07, subsection 1 of section 27-09.1-08, sections 27-09.1-09, 27-09.1-12, 27-09.1-13, and subsection 1 of section 27-09.1-17 of the North Dakota Century Code, relating to juries; and to repeal sections 27-09.1-04 and 27-09.1-06 of the North Dakota Century Code, relating to uniform jury selection and service.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Teneffos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Kelsh; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2385 passed and the title was agreed to.

SB 2389: A BILL for an Act to amend and reenact section 29-29-08 of the North Dakota Century Code, relating to execution of a search warrant.

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, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Teneffos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2389 passed and the title was agreed to.

SB 2398: A BILL for an Act to create and enact a new subdivision to subsection 18 of section 52-01-01 of the North Dakota Century Code, relating to the exclusion of certain employment for purposes of unemployment compensation contributions and benefits.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 4 YEAS, 42 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Solberg; Thane; Vosper; Wogsland

NAYS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Streibel; Teneffos; Tomac; Yockim

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor

SB 2398 lost.

SB 2399: A BILL for an Act to amend and reenact section 30.1-28-14 of the North Dakota Century Code, relating to guardianships established before July 1, 1990.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor; Yockim

SB 2399 passed and the title was agreed to.

SB 2404: A BILL for an Act to amend and reenact section 6-09-28, subsection 6 of section 11-15-07, section 11-15-08, subsection 1 of section 27-07.1-17, and section 32-01-10 of the North Dakota Century Code, relating to references to claim and delivery proceedings; and to repeal chapter 32-07 of the North Dakota Century Code, relating to claim and delivery proceedings.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 42 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Kinnoin; O'Connell

NAYS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Heigaard; Langley; Meyer; Naaden; Tallackson; Traynor; Yockim

SB 2404 lost.

SB 2408: A BILL for an Act to amend and reenact subsection 6 of section 44-04-19.1 of the North Dakota Century Code, relating to the definition of "adversarial administrative proceedings" for the purpose of the exemptions to the open records and open meetings law for attorney work product and attorney consultations.

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 45 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor; Yockim

SB 2408 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2414 and SB 2427 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2431: A BILL for an Act relating to popcorn toppings; 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 34 YEAS, 11 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krebsbach; Lindgren; Marks; Mathern; Maxson; Mushik; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Thane; Tomac; Wogsland

NAYS: Hanson, O.; Kinnoin; Krauter; Lindaas; Lips; Moore; Mutch; Solberg; Streibel; Tennefos; Vosper

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Tallackson; Traynor; Yockim

SB 2431 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2432, SB 2454, SB 2468, and SB 2474 be moved to the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2449: A BILL for an Act to amend and reenact section 21-09-05 of the North Dakota Century Code, relating to validation of bonds issued by public bodies of the state prior to July 1, 1991.

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 43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Stenehjem; Tallackson; Thane; Traynor; Yockim

SB 2449 passed and the title was agreed to.

SB 2480: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to the chargeability of unemployment compensation benefits.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 44 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

NAYS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Stenehjem; Tallackson; Traynor; Yockim

SB 2480 lost.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4001: A concurrent resolution directing the Legislative Council to study North Dakota election laws.

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

SCR 4001 was declared adopted.

SCR 4002: A concurrent resolution directing the Legislative Council to study the feasibility and ramifications of adopting and implementing a state-subsidized health insurance program for uninsured and underinsured residents.

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

SCR 4002 was declared adopted.

SECOND READING OF SENATE BILLS

SB 2105: A BILL for an Act to amend and reenact subsection 1 of section 53-06.2-02 of the North Dakota Century Code, relating to removal of the requirement of senate confirmation of the appointment of members to the racing 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 41 YEAS, 3 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Bowman; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

NAYS: DeKrey; Nething; O'Connell

ABSENT AND NOT VOTING: David; Hanson, E.; Langley; Meyer; Naaden; Stenehjem; Tallackson; Traynor; Yockim

SB 2105 passed and the title was agreed to.

SB 2136: A BILL for an Act to amend and reenact sections 4-09-03.1, 4-09-08, 4-09-14.4, and 4-09-20.2 of the North Dakota Century Code, relating to the state seed arbitration board, free laboratory tests, periodic statements, and state seed arbitration board procedures.

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 43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjsem; Tallackson; Traynor; Yockim

SB 2136 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2302 be moved to the top of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2302: A BILL for an Act to create and enact a new subdivision to subsection 4 of section 26.1-41-01 of the North Dakota Century Code, relating to the definition of bus with respect to automobile accident reparations.

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 43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjsem; Tallackson; Traynor; Yockim

SB 2302 passed and the title was agreed to.

SB 2289: A BILL for an Act to amend and reenact section 8-02-01 of the North Dakota Century Code, relating to the degree of care required by gratuitous carriers.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 41 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Nalewaja; Peterson

NAYS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nelson; Nething; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjelm; Tallackson; Traynor; Yockim

SB 2289 lost.

MOTION

SEN. WOGSLAND MOVED that SB 2308 and SB 2355 be placed at the bottom of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2314: A BILL for an Act to amend and reenact subsection 13 of section 20.1-02-05 of the North Dakota Century Code, relating to the powers of 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 42 YEAS, 1 NAY, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

NAYS: Solberg

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjelm; Tallackson; Traynor; Yockim

SB 2314 passed and the title was agreed to.

SB 2316: A BILL for an Act to amend and reenact subsection 28 of section 20.1-01-02 and subsection 1 of section 20.1-03-05 of the North Dakota Century Code, relating to the definition of resident for game and fish purposes.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 41 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Maxson; Nalewaja

NAYS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Moore; Mushik; Mutch; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjelm; Tallackson; Traynor; Yockim

SB 2316 lost.

SB 2360: A BILL for an Act to create and enact a new section to chapter 20.1-05 of the North Dakota Century Code, relating to party hunting for deer.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 30 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: DeKrey; Evanson; Freborg; Graba; Kelsh; Kinnoin; Marks; Maxson; Mutch; Nalewaja; Solberg; Streibel; Tennefos

NAYS: Bowman; Dotzenrod; Goetz; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Mathern; Moore; Mushik; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjelm; Tallackson; Traynor; Yockim

SB 2360 lost.

SB 2378: A BILL for an Act to create and enact a new section to chapter 36-21.1 of the North Dakota Century Code, relating to unattended animals in motor vehicles; and to amend and reenact subsection 1 of section 36-21.1-06 of the North Dakota Century Code, relating to removing an unattended animal from a motor vehicle.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 31 YEAS, 12 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Mathern; Mushik; Nalewaja; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Thane; Vosper; Wogsland

NAYS: Bowman; Marks; Maxson; Moore; Mutch; Nelson; Nething; Peterson; Solberg; Streibel; Tennefos; Tomac

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden; Stenehjelm; Tallackson; Traynor; Yockim

SB 2378 passed and the title was agreed to.

SB 2393: A BILL for an Act to amend and reenact subsection 22 of section 57-39.2-04 of the North Dakota Century Code, relating to the sales tax exemption for hotel and motel rooms leased or rented for thirty or more consecutive days.

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 43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson;

Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos;
Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden;
Stenehjem; Tallackson; Traynor; Yockim

SB 2393 passed and the title was agreed to.

SB 2396: A BILL for an Act to create and enact a new section to chapter
20.1-03 of the North Dakota Century Code, relating to permits for the
transportation of big game.

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
43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.;
Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin;
Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson;
Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson;
Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos;
Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden;
Stenehjem; Tallackson; Traynor; Yockim

SB 2396 passed and the title was agreed to.

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 bill, which has been read and
has committee recommendation of DO PASS, the roll was called and there were
43 YEAS, 0 NAYS, 0 EXCUSED, 10 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, O.;
Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelsh; Kinnoin;
Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson;
Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson;
Redlin; Robinson; Satrom; Schoenwald; Solberg; Streibel; Tennefos;
Thane; Tomac; Vosper; Wogsland

ABSENT AND NOT VOTING: David; Hanson, E.; Kelly; Langley; Meyer; Naaden;
Stenehjem; Tallackson; Traynor; Yockim

SB 2416 passed and the title was agreed to.

MOTIONS

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

SEN. WOGSLAND MOVED that the Senate be on the Fifth order of business, and at
the conclusion of the Fifth order, the Senate be on the Twelfth order of
business, and at the conclusion of the Twelfth order, the Senate be on the
Thirteenth order of business, and at the conclusion of the Thirteenth order,
the Senate stand adjourned until 1:00 p.m., Monday, February 4, 1991, which
motion prevailed.

REPORTS OF STANDING COMMITTEES

SB 2062: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2062 was placed on the Eleventh order on the calendar.

SB 2208: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2208 was placed on the Eleventh order on the calendar.

SB 2213: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 18, after "If" insert "the suspension of driving privileges resulted solely from failure to appear in court or to post and forfeit bond on noncriminal traffic violations, there may be no additional period of suspension. Suspension periods for failure to appear or to post and forfeit bond on noncriminal traffic violations may be for an indefinite duration. If"

Page 3, line 15, replace "fourteen" with "twenty"

Renumber accordingly

SB 2237: Committee on Human Services and Veterans Affairs (Sen. Mathern, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 2, remove "subsection to" and replace "50-06-05.1" with "to chapter 50-27"

Page 1, line 6, replace "department of human services" with "committee on children and youth"

Page 6, remove lines 14 through 17

Page 8, line 5, overstrike "upon" and insert immediately thereafter "by"

Page 8, line 6, overstrike "signed by the"

Page 8, line 7, remove "governor"

Page 8, line 23. remove the overstrike over "~~committee on children and youth of the~~"

Page 8, line 24, remove the overstrike over "~~governor's council on~~", remove "~~department of~~", remove the overstrike over "~~resources~~", and remove "services"

Page 8, line 25, remove the overstrike over "~~chairperson of the committee~~" and remove "executive director of the"

Page 8, line 26, remove "department of human services", remove the overstrike over "~~committee~~", and remove "executive"

Page 8, line 27, remove "director,"

Page 9, line 2, remove the overstrike over "~~committee~~" and remove "executive director"

Page 9, line 3, after the period insert "The department of human services shall provide administrative and clerical support for the children's trust fund."

Page 9, line 6, remove the overstrike over "committee on ~~children and youth~~" and remove "department"

Page 9, line 7, remove "of human services"

Page 9, line 8, remove "department of human services through the"

Page 10, after line 11, insert:

"SECTION 10. A new section to chapter 50-27 of the North Dakota Century Code is created and enacted as follows:

Governor's council on human resources. The executive committee of the governor's council on human resources and its functions must be maintained in the governor's office."

Renumber accordingly

SB 2325: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2325 was placed on the Eleventh order on the calendar.

SB 2326: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends DO NOT PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2326 was placed on the Eleventh order on the calendar.

SB 2333: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2333 was placed on the Eleventh order on the calendar.

SB 2334: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends DO PASS (7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2334 was placed on the Eleventh order on the calendar.

SB 2341: Committee on Human Services and Veterans Affairs (Sen. Mathern, Chairman) recommends DO PASS and BE REREFERRED to the Committee on Appropriations (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2341 was placed on the Eleventh order on the calendar.

SB 2383: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2383 was placed on the Eleventh order on the calendar.

SB 2395: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS (5 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2395 was placed on the Eleventh order on the calendar.

SB 2400: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (4 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). SB 2400 was placed on the Eleventh order on the calendar.

SB 2448: Committee on Education (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 1, remove "; and to provide an"

Page 1, line 2, remove "appropriation"

Page 10, remove lines 1 through 8

Renumber accordingly

SB 2456: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (5 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2456 was placed on the Eleventh order on the calendar.

SB 2466: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (4 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). SB 2466 was placed on the Eleventh order on the calendar.

SB 2471: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2471 was placed on the Eleventh order on the calendar.

SB 2472: Committee on Education (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 1, replace "15-36" with "15-38"

Page 1, line 2, replace "teacher certification; and to amend" with "certificated teachers."

Page 1, remove lines 3 and 4

Page 1, replace lines 6 through 22 with:

"SECTION 1. A new section to chapter 15-38 of the North Dakota Century Code is created and enacted as follows:

State's attorney - Duty to notify the teachers' professional practices commission. The state's attorney shall notify the teachers' professional practices commission, in writing, whenever a certificated teacher is convicted in a criminal action "

Renumber accordingly

HB 1066: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1066 was placed on the Fourteenth order on the calendar.

HB 1121: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1121 was placed on the Fourteenth order on the calendar.

HB 1144: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1144 was placed on the Fourteenth order on the calendar

HB 1238: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1238 was placed on the Fourteenth order on the calendar

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Nalewaja, Heinrich and Reps. Gates, Carlson introduced:

SCR 4035: A concurrent resolution directing the Legislative Council to study the provision and funding of adult literacy programs.

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

FIRST READING OF HOUSE BILLS

HB 1102: A BILL for an Act to create and enact chapter 30.1-31 of the North Dakota Century Code, relating to nonprobate transfers on death; to amend and reenact sections 6-03-67 and 30.1-17-04 of the North Dakota Century Code, relating to protection of financial institutions and bonds of personal representatives; to repeal the present chapter 30.1-31 of the North Dakota Century Code, relating to nonprobate transfers; and to provide for application of this Act.

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

HB 1200: A BILL for an Act to create and enact a new section to chapter 57-57 of the North Dakota Century Code, relating to forest stewardship recognition; and to amend and reenact sections 57-57-01, 57-57-02.

57-57-03, 57-57-04, 57-57-05, 57-57-06, 57-57-07, 57-57-08, 57-57-09, and 57-57-10 of the North Dakota Century Code, relating to changing the name of the native woodland tax to the forest stewardship tax, describing the land that may be subject to the tax setting the rate and the manner of collection of the tax, describing the duties of the state forester and local assessor under the chapter, providing for a hearing; and providing an effective date.

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

HB 1226: A BILL for an Act to create and enact a new subsection to section 40-18-01 of the North Dakota Century Code, relating to the jurisdiction of municipal courts to try alcohol-related traffic offenses.

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

HB 1239: A BILL for an Act to amend and reenact section 39-04-10.3 of the North Dakota Century Code, relating to personalized plates for a collector's motor vehicle.

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

HB 1255: A BILL for an Act to amend and reenact section 51-15-09 of the North Dakota Century Code, relating to remedies for violation of consumer protection provisions.

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

HB 1320: A BILL for an Act to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota Century Code, relating to the duration of wetlands reserve program easements.

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

HB 1353: A BILL for an Act to amend and reenact section 50-25.1-05.05 of the North Dakota Century Code, relating to interviews on school property.

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

HB 1359: A BILL for an Act to amend and reenact section 15-40.1-16.1 of the North Dakota Century Code, relating to transportation aid for pupils enrolled in area vocational and technology centers and multidistrict special education programs.

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

HB 1413: A BILL for an Act to amend and reenact section 40-18-06.2 of the North Dakota Century Code, relating to the abolition of the office of municipal judge upon transfer of all municipal cases to county court.

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

HB 1415: A BILL for an Act to amend and reenact subsection 2 of section 16.1-05-01 of the North Dakota Century Code, relating to appointment of election officers.

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

HB 1425: A BILL for an Act to amend and reenact section 26.1-17-21 of the North Dakota Century Code, relating to limitations on dental and optometric service contracts.

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

HB 1430: A BILL for an Act to create and enact a new subsection to section 10-28-01 and a new subsection to section 45-10.1-15 of the North Dakota Century Code, relating to fees for filing documents related to nonprofit corporations and to limited partnerships; and to amend and reenact subsection 2 of section 10-24-07, section 10-27-03, subsection 5 of section 45-10.1-02, sections 45-11-01, 47-25-03, and 47-25-04 of the North Dakota Century Code, relating to deceptively similar corporate, limited partnership, fictitious partnership, and trade names.

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

HB 1467: A BILL for an Act to amend and reenact section 32-08.1-13 of the North Dakota Century Code, relating to care of property and collection of debts under attachment.

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

HB 1480: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 28-32-01 and a new chapter to title 54 of the North Dakota Century Code, relating to the legislative intent of the lignite research, development, and marketing program; priority projects, processes, and activities under the lignite research, development, and marketing program; and the powers of the industrial commission in carrying out the lignite research, development, and marketing program.

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

HB 1481: A BILL for an Act to amend and reenact section 33-06-02 of the North Dakota Century Code, relating to service of the written notice of intention to evict.

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

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

MARION HOUN, Secretary