

JOURNAL OF THE SENATE

Fifty-second Legislative Assembly

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Bismarck, March 1, 1991

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

The prayer was offered by Fr. Steve Zastoupil, Corpus Christi Catholic Church, Bismarck.

The roll was called and all members were present except Senators Evanson, Krebsbach, and Tallackson.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate respectfully requests the return of: SB 2515, SB 2457.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1073.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1057, HB 1066, HB 1076, HB 1088, HB 1089, HB 1090, HB 1097, HB 1121, HB 1129, HB 1134, HB 1142, HB 1144, HB 1147, HB 1149, HB 1171, HB 1183, HB 1184, HB 1197, HB 1220, HB 1238, HB 1241, HB 1254, HB 1315, HB 1335, HB 1359, HB 1397, HB 1429, HB 1442, HB 1557.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4009, SCR 4035.

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

MR. PRESIDENT: The House has passed unchanged: SB 2068, SB 2081, SB 2098, SB 2110, SB 2124, SB 2128, SB 2137, SB 2140, SB 2150, SB 2185, SB 2186, SB 2190, SB 2220, SB 2269, SB 2291, SB 2322, SB 2367, SB 2368, SB 2369, SB 2380, SB 2412.

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

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

Page 705, line 16, after "department" insert "; and providing for transfers"

Page 751, line 35, after "appropriation to" remove "maintain, develop,"

Page 751, line 36, replace "and interpret" with "prepare master plans for the"

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

REPORTS OF STANDING COMMITTEES

HB 1074: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1074 was placed on the Fourteenth order on the calendar.

HB 1109: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1109 was placed on the Fourteenth order on the calendar.

HB 1161: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1161 was placed on the Fourteenth order on the calendar.

CONSIDERATION OF AMENDMENTS

SCR 4042: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ page 823 be adopted DO PASS, which motion prevailed.

MOTION

SEN. MAXSON MOVED that the rules be suspended and that SCR 4042 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4042: A concurrent resolution directing the Legislative Council to study law enforcement and regulatory activities in the state of North Dakota.

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

SCR 4042 was declared adopted.

CONSIDERATION OF AMENDMENTS

HB 1411: SEN. LANGLEY (Committee on Industry, Business and Labor) MOVED that the amendments on SJ page 815 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

HB 1412: SEN. LANGLEY (Committee on Industry, Business and Labor) MOVED that the amendments on SJ page 815 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

SCR 4037: A concurrent resolution directing the Legislative Council to study all aspects of state aid to local fire departments and districts.

SCR 4046: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of adopting an integrated pest management law.

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.

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

The resolutions were declared adopted on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

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

SCR 4029 was declared adopted.

SCR 4056: A concurrent resolution directing the Legislative Council to study problems relating to the sale of agricultural commodities.

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

SCR 4056 was declared adopted.

MOTIONS

SEN. WOGSLAND MOVED that the vote by which SCR 4037, SCR 4046, SCR 4047, SCR 4029, SCR 4056, and SCR 4042 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SEN. WOGSLAND MOVED that the rules be suspended and that SCR 4037, SCR 4046, SCR 4047, SCR 4029, SCR 4056, and SCR 4042 be messaged to the House immediately, which motion prevailed.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4029, SCR 4037, SCR 4046, SCR 4047, SCR 4056.

MOTIONS

SEN. SCHOENWALD MOVED that Engrossed HB 1047 be amended in lieu of the amendments to HB 1047:

In lieu of the amendments adopted by the Senate as printed on pages 764-765 of the Senate Journal, House Bill No. 1047 is amended as follows:

Page 1, line 12, replace "a" with "destination tourism attractions, including recreation, historical sites, festival and cultural events, lodging and food services which are singularly and uniquely related to historical, cultural, or recreational tourist attractions, and guide services, but does not include any business operated under a franchise agreement."

Page 1, remove lines 13 through 16

Page 1, line 20, after "131(q)" insert "as of the effective date of this Act"

Page 2, line 1, after "39-13-06" insert "except that the rules must provide that logos may not be used on tourist-oriented directional signs. The rules must require that each sign must be seventy-two inches wide and sixteen inches high"

Page 2, remove lines 24 through 26

Page 3, line 7, replace "may" with "shall"

Renumber accordingly

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

SEN. WOGSLAND MOVED that the rules be suspended and that HB 1047 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1047: A BILL for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to tourist-oriented directional signs on state highway right of way.

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 28 YEAS, 22 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krauter; Langley;

Lindgren; Marks; Mathern; Maxson; Mushik; O'Connell; Robinson; Satrom; Schoenwald; Thane; Tomac; Traynor; Yockim

NAYS: David; Freborg; Goetz; Hanson, O.; Kinnoin; Lindaas; Lips; Meyer; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Redlin; Solberg; Stenehjem; Streibel; Tennefos; Vosper; Wogsland

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1047 passed and the title was agreed to.

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 3046, HCR 3050, HCR 3051, HCR 3053, HCR 3054, HCR 3055, HCR 3058, HCR 3060.

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 3047, HCR 3052, HCR 3057, HCR 3059, HCR 3061, HCR 3062.

SECOND READING OF HOUSE BILLS

HB 1195: A BILL for an Act to create and enact section 57-37.1-09.1 of the North Dakota Century Code, relating to liens for estate taxes; to amend and reenact sections 47-19-06 and 57-37.1-09 of the North Dakota Century Code, relating to liens for estate taxes and the termination of interests in joint tenancy and life estates; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 48 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: Evanson; Krebsbach; Marks; Tallackson; Thane

HB 1195 passed and the title was agreed to.

HB 1070: A BILL for an Act to create and enact a new section to chapter 39-05 of the North Dakota Century Code, relating to the adoption of rules by the department of transportation with respect to body damage disclosures on motor vehicle certificates of title; to amend and reenact section 39-05-20.2 of the North Dakota Century Code, relating to the issuance of salvage certificates of title; 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; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom;

Schoenwald; Solberg; Stenehjelm; Streibel; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1070 passed and the title was agreed to.

HB 1224: A BILL for an Act to amend and reenact section 39-03-04 of the North Dakota Century Code, relating to qualifications of appointees to the highway patrol.

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 49 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Heinrich

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1224 passed and the title was agreed to.

HB 1030: A BILL for an Act to create and enact a new section to chapter 4-19 of the North Dakota Century Code, relating to a state forester reserve account.

ROLL CALL

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

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

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1030 passed and the title was agreed to.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The House has amended and subsequently passed: SB 2035, SB 2193, SB 2219.

HOUSE AMENDMENTS TO SB 2035

Page 1, line 8, replace "four" with "five"

Renumber accordingly

HOUSE AMENDMENTS TO SB 2193

Page 1, line 9, replace "subsection" with "subsections", after "1" insert "and 2", and remove "interest-bearing accounts at the Bank of North"

Page 1, line 10, replace "Dakota. The moneys in these accounts" with "special funds in the state treasury. These funds"

Renumber accordingly

HOUSE AMENDMENTS TO SB 2219

Page 3, line 26, remove the overstrike over "~~an amount~~" and remove "a"

Renumber accordingly

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 3049, HCR 3056.

SECOND READING OF HOUSE BILLS

HB 1034: A BILL for an Act to amend and reenact subsections 3 and 4 of section 12.1-22-03 and sections 20.1-01-18 and 20.1-01-26 of the North Dakota Century Code, relating to the penalty for being on property and hunting on posted land.

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

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

NAYS: Graba; Kelly; Mushik; Robinson; Schoenwald

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1034 passed and the title was agreed to.

HB 1038: A BILL for an Act to amend and reenact subsections 3, 5, and 7 of section 20.1-03-11 of the North Dakota Century Code, relating to licenses issued to landowners to hunt 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1038 passed and the title was agreed to.

HB 1055: A BILL for an Act to amend and reenact sections 46-02-04, 46-03-19, 46-04-17, and subsection 10 of section 54-09-02 of the North Dakota Century Code, relating to publication and distribution of the legislative journals.

ROLL CALL

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

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1055 passed and the title was agreed to.

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

MR. PRESIDENT: The House accedes to the Senate request for the return of: SB 2457.

SECOND READING OF HOUSE BILLS

HB 1056: A BILL for an Act to repeal chapter 54-04 of the North Dakota Century Code, relating to the engrossing and enrolling of legislative bills and resolutions.

ROLL CALL

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

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Ingstad; Krebsbach; Tallackson

HB 1056 passed and the title was agreed to.

HB 1065: A BILL for an Act to create and enact a new chapter to title 4 of the North Dakota Century Code, relating to cultivated ginseng; 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom;

Schoenwald; Solberg; Stenehjelm; Streibel; Tennefos; Thane; Tomac; Traynor; Vosper; Wogslund; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1065 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that HB 1080, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1096: A BILL for an Act to create and enact a new section to chapter 54-44 of the North Dakota Century Code, authorizing the selling, leasing, exchanging, or transferring of title of san haven properties by the director of the office of management and budget; and to declare an emergency.

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, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

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

NAYS: Mushik; Tennefos

ABSENT AND NOT VOTING: Evanson; Holmberg; Krebsbach; Tallackson

HB 1096 passed, the title was agreed to, and the emergency clause carried.

HB 1104: A BILL for an Act to create and enact a new section to chapter 54-46 of the North Dakota Century Code, relating to continued confidentiality of records; to amend and reenact subsection 3 of section 54-44-11, sections 54-44.6-03, 54-46-03, 54-46-05, 54-46.1-01, 54-46.1-04, and 54-46.1-05 of the North Dakota Century Code, relating to records administration and management; and to repeal section 54-46.1-02 of the North Dakota Century Code, relating to transfer of equipment when the central microfilm unit was created.

ROLL CALL

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

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

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1104 passed and the title was agreed to.

HB 1107: A BILL for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to the filing of claims for mileage and travel expenses of state officers and employees.

ROLL CALL

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

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1107 passed and the title was agreed to.

HB 1115: A BILL for an Act to amend and reenact section 38-08-04.2 of the North Dakota Century Code, relating to the industrial commission's appointment of a director of oil and gas; and to repeal section 38-08-04.3 of the North Dakota Century Code, relating to the state geologist's duty to assist the industrial commission.

ROLL CALL

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

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1115 passed and the title was agreed to.

HB 1118: A BILL for an Act to repeal chapter 4-12.3 of the North Dakota Century Code, relating to the regulation of alfalfa leafcutter bees; and to declare an emergency.

ROLL CALL

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

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

ABSENT AND NOT VOTING: Evanson; Krebsbach; Mushik; Tallackson

HB 1118 passed, the title was agreed to, and the emergency clause carried.

HB 1198: A BILL for an Act to amend and reenact section 61-02-04 of the North Dakota Century Code, relating to membership of the state water 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1198 passed and the title was agreed to.

HB 1267: A BILL for an Act to repeal sections 20.1-02-19, 20.1-02-20, 20.1-02-21, and 20.1-02-22 of the North Dakota Century Code, relating to the game and fish hearing board.

ROLL CALL

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

YEAS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; 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; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1267 passed and the title was agreed to.

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.

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, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

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

NAYS: Kelsh; Satrom

ABSENT AND NOT VOTING: Evanson; Krebsbach; Tallackson

HB 1480 passed and the title was agreed to.

MOTIONS

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

SEN. WOGSLAND MOVED that HB 1187, HB 1285, and HCR 3041 be returned to the Senate floor from the Committee on State and Federal Government, which motion prevailed.

SEN. WOGSLAND MOVED that HB 1187 be rereferred to the Committee on Transportation, which motion prevailed. Pursuant to Sen. Wogsland's motion, HB 1187 was rereferred.

SEN. WOGSLAND MOVED that HB 1285 and HCR 3041 be rereferred to the Committee on Natural Resources, which motion prevailed. Pursuant to Sen. Wogsland's motion, HB 1285 and HCR 3041 were rereferred.

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 Seventh order of business, and at the conclusion of the Seventh 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, March 4, 1991, which motion prevailed.

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

MR. PRESIDENT: The House has failed to pass: SB 2064.

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

MR. PRESIDENT: The House accedes to the Senate request for the return of: SB 2515.

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

MR. PRESIDENT: The House has amended and failed to pass: SB 2111, SB 2288.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2457, SB 2515.

REPORTS OF STANDING COMMITTEES

SCR 4055: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (4 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). SCR 4055 was placed on the Eleventh order on the calendar.

HB 1035, as engrossed: Committee on Natural Resources (Sen. Meyer, 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 14, remove "trout and salmon license stamp,"

Renumber accordingly

HB 1071, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO NOT PASS (6 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1071 was placed on the Fourteenth order on the calendar.

HB 1203, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 18, remove the overstrike over "~~once~~"

Page 1, line 19, remove "at least three weeks"

Page 1, line 21, replace "The" with "Any other", replace "must" with "may", and replace "two" with "one"

Re-number accordingly

HB 1239, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1239 was placed on the Fourteenth order on the calendar.

HB 1390, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1390 was placed on the Fourteenth order on the calendar.

HB 1447, as engrossed: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1447 was placed on the Fourteenth order on the calendar.

HB 1459: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1459 was placed on the Fourteenth order on the calendar.

HB 1497, as engrossed: Committee on Agriculture (Sen. Kelsh, 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 2, replace "subsections" with "subsection" and remove "and 9"

Page 1, line 20, remove "and 9" and remove the second "of"

Page 2, remove lines 3 through 8

Re-number accordingly

HCR 3024: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3024 was placed on the Tenth order.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act making an appropriation for foundation aid per-pupil payments by the superintendent of public instruction; providing legislative intent; and to declare an emergency.

It shall be numbered SB 2572.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sens. Heinrich, O'Connell, Graba, Kelsh, Peterson introduced:
(Approved by the Committee on Delayed Bills)

SB 2572: A BILL for an Act making an appropriation for foundation aid per-pupil payments by the superintendent of public instruction; providing legislative intent; and to declare an emergency.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact subsection 2 of section 15-62.2-00.1 of the North Dakota Century Code, relating to student financial assistance.

It shall be numbered SB 2573.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. O'Connell and Rep. Gorman introduced:
(Approved by the Committee on Delayed Bills)

SB 2573: A BILL for an Act to amend and reenact subsection 2 of section 15-62.2-00.1 of the North Dakota Century Code, relating to student financial assistance.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act relating to the registration of persons convicted of offenses against children; and to provide a penalty.

It shall be numbered SB 2574.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sens. Robinson, Graba, Freborg, Thane introduced:
(Approved by the Committee on Delayed Bills)

SB 2574: A BILL for an Act relating to the registration of persons convicted of offenses against children; and to provide a penalty.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act providing an appropriation for a North Dakota higher education center.

It shall be numbered SB 2575.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sens. Satrom, Evanson introduced:
(Approved by the Committee on Delayed Bills)

SB 2575: A BILL for an Act providing an appropriation for a North Dakota higher education center.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, relating to entries against a person's driving record.

It shall be numbered SB 2576.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sen. Satrom introduced:

(Approved by the Committee on Delayed Bills)

SB 2576: A BILL for an Act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, relating to entries against a person's driving record.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact section 54-17.4-04 of the North Dakota Century Code, relating to the geological survey's archives, core library, literature library, other facilities and repositories, and gift fund; and to provide an appropriation.

It shall be numbered SB 2577.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Satrom introduced:

SB 2577: A BILL for an Act to amend and reenact section 54-17.4-04 of the North Dakota Century Code, relating to the geological survey's archives, core library, literature library, other facilities and repositories, and gift fund; and to provide an appropriation.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to provide financial assistance to tribally controlled community colleges; and to provide an appropriation.

It shall be numbered SB 2578.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Jerome introduced:

(Approved by the Committee on Delayed Bills)

SB 2578: A BILL for an Act to provide financial assistance to tribally controlled community colleges; and to provide an appropriation.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to provide for disposition of excess assessments for escrow accounts on residential real estate mortgage loans; and to provide a penalty.

It shall be numbered SB 2579.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sens. Holmberg, Stenehjem, Peterson, Marks, Schoenwald introduced:

(Approved by the Committee on Delayed Bills)

SB 2579: A BILL for an Act to provide for disposition of excess assessments for escrow accounts on residential real estate mortgage loans; and to provide a penalty.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to repeal sections 15-10-21, 15-10-22, 15-11-04, 15-11-06, 15-12-02, 15-13-02, 15-13-03, 15-15-02, and 15-16-02 of the North Dakota Century Code, relating to objects and courses of instruction at the institutions of higher education.

It shall be numbered SB 2581.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sen. Moore introduced:

(Approved by the Committee on Delayed Bills)

SB 2581: A BILL for an Act to repeal sections 15-10-21, 15-10-22, 15-11-04, 15-11-06, 15-12-02, 15-13-02, 15-13-03, 15-15-02, and 15-16-02 of the North Dakota Century Code, relating to objects and courses of instruction at the institutions of higher education.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact section 15-29-06 of the North Dakota Century Code, relating to vacancies on school boards.

It shall be numbered SB 2582.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Graba introduced:

(Approved by the Committee on Delayed Bills)

SB 2582: A BILL for an Act to amend and reenact section 15-29-06 of the North Dakota Century Code, relating to vacancies on school boards.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to create and enact a new subsection to section 57-02-01 and a new section to chapter 57-02 of the North Dakota Century Code, relating to the definition of seasonal residential property and assessment of certain seasonal residential property; to amend and reenact subsection 5 of section 57-02-01, subsection 15 of section 57-02-08, and section 57-02-27 of the North Dakota Century Code, relating to assessment of

seasonal residential property and property tax exemption of farm structures; and to provide an effective date.

It shall be numbered SB 2583.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. DeKrey introduced:

(Approved by the Committee on Delayed Bills)

SB 2583: A BILL for an Act to create and enact a new subsection to section 57-02-01 and a new section to chapter 57-02 of the North Dakota Century Code, relating to the definition of seasonal residential property and assessment of certain seasonal residential property; to amend and reenact subsection 5 of section 57-02-01, subsection 15 of section 57-02-08, and section 57-02-27 of the North Dakota Century Code, relating to assessment of seasonal residential property and property tax exemption of farm structures; and to provide an effective date.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined 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.

It shall be numbered SB 2584.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Peterson introduced:

(Approved by the Committee on Delayed Bills)

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.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact section 51-07-22 of the North Dakota Century Code, relating to the resale of returned passenger motor vehicles; and to provide a penalty.

It shall be numbered SB 2585.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sens. David, Langley introduced:

(Approved by the Committee on Delayed Bills)

SB 2585: A BILL for an Act to amend and reenact section 51-07-22 of the North Dakota Century Code, relating to the resale of returned passenger motor vehicles; and to provide a penalty.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act relating to student housing and release of student information.

It shall be numbered SB 2586.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Ingstad introduced:

(Approved by the Committee on Delayed Bills)

SB 2586: A BILL for an Act relating to student housing and release of student information.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for purchases or sales of game birds by the operator of a private shooting preserve.

It shall be numbered SB 2587.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sen. Ingstad and Reps. Clayburgh, Nicholas introduced:

(Approved by the Committee on Delayed Bills)

SB 2587: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to a sales and use tax exemption for purchases or sales of game birds by the operator of a private shooting preserve.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to residential care facilities for autistic persons; and to provide a penalty.

It shall be numbered SB 2588.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sens. Nething, Marks introduced:

(Approved by the Committee on Delayed Bills)

SB 2588: A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century Code, relating to residential care facilities for autistic persons; and to provide a penalty.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to create and enact a new section to chapter 23-01.1 and a new subsection to section 23-01.1-02 of the North Dakota Century Code, relating to publication of physicians' fee information; to amend and reenact section 23-01.1-04 of the North Dakota Century Code, relating to data acquired by the health care data committee; and to repeal section 23-01.1-03 of the North Dakota Century Code, relating to a directory of licensed physicians.

It shall be numbered SB 2589.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILLS

Sens. Mushik, Ingstad and Reps. Dorso, Stofferahn introduced:

(Approved by the Committee on Delayed Bills)

SB 2589: A BILL for an Act to create and enact a new section to chapter 23-01.1 and a new subsection to section 23-01.1-02 of the North Dakota Century Code, relating to publication of physicians' fee information; to amend and reenact section 23-01.1-04 of the North Dakota Century Code, relating to data acquired by the health care data committee; and to repeal section 23-01.1-03 of the North Dakota Century Code, relating to a directory of licensed physicians.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to create and enact six new sections to title 15 of the North Dakota Century Code, relating to the establishment and implementation of student performance standards and performance assessment methods, and participatory school decisionmaking; to amend and reenact section 15-27.4-01 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to public school district compliance with student performance standards and the adoption of rules by the superintendent of public instruction; to provide a continuing appropriation; and to provide an effective date.

It shall be numbered SB 2590.

Your Committee on Delayed Bills cast a vote of 4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING in favor of accepting this bill.

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

FIRST READING OF SENATE BILL

Sen. Heinrich and Rep. Gates introduced:

(Approved by the Committee on Delayed Bills)

SB 2590: A BILL for an Act to create and enact six new sections to title 15 of the North Dakota Century Code, relating to the establishment and implementation of student performance standards and performance assessment methods, and participatory school decisionmaking; to amend and reenact section 15-27.4-01 and subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to public

school district compliance with student performance standards and the adoption of rules by the superintendent of public instruction; to provide a continuing appropriation; and to provide an effective date. Was read the first time and referred to the Committee on Education.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a bill for an act to amend and reenact section 4-13.2-06 of the North Dakota Century Code, relating to violations of the poultry law.

It shall be numbered SB 2591.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this bill.

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

FIRST READING OF SENATE BILL

Sen. Lindaas introduced:

(Approved by the Committee on Delayed Bills)

SB 2591: A BILL for an Act to amend and reenact section 4-13.2-06 of the North Dakota Century Code, relating to violations of the poultry law.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogsland, Chairman) has examined a resolution urging certain state agencies to provide support and assistance in developing the Bagg Bonanza Farm historic site.

It shall be numbered SCR 4063.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this resolution.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Thane, Dotzenrod and Rep. Peterson introduced:

(Approved by the Committee on Delayed Bills)

SCR 4063: A concurrent resolution urging certain state agencies to provide support and assistance in developing the Bagg Bonanza Farm historic site.

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

Sens. Nething, Marks introduced:

SCR 4065: A concurrent resolution directing the Legislative Council to study additional programs that could be implemented by the State Hospital and alternative uses for the facilities of the State Hospital.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3046: A concurrent resolution directing the Legislative Council to study the problems associated with unification of the state's judicial system into a one-level trial system.

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

HCR 3050: A concurrent resolution directing the Legislative Council to study laws governing licensing and regulation of various occupations and professions.

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

HCR 3051: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of community ownership and control or privatization of the state higher education institutions.

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

HCR 3053: A concurrent resolution directing the Legislative Council to study various methods of delivering medical care to students with disabilities.

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

HCR 3054: A concurrent resolution directing the Legislative Council to study the current and future role of the North Dakota early childhood tracking system.

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

HCR 3055: A concurrent resolution directing the Legislative Council to study the enrollment of North Dakota students in public schools or institutions of bordering states.

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

HCR 3058: A concurrent resolution directing the Legislative Council to study the use of flexible curricula in North Dakota high schools and the team approach to course selections.

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

HCR 3060: A concurrent resolution directing the Legislative Council to study the need for a long-term energy policy for North Dakota.

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

HCR 3049: A concurrent resolution directing the Legislative Council to study the statutes and rules concerning the propagation of captive wildlife and exotic wildlife in North Dakota and the authority of the Game and Fish Commissioner and the Board of Animal Health to regulate this industry.

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

HCR 3056: A concurrent resolution directing the Legislative Council to study the equity and advisability of the present method of issuance of gratis hunting permits.

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

HCR 3047: A concurrent resolution directing the Legislative Council to study levy limitations for political subdivisions.

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

HCR 3052: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing a one-call excavation notice system.

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

HCR 3057: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of requiring a unified budget.

Was read the first time and referred to the Joint Constitutional Revision Committee.

HCR 3059: A concurrent resolution directing the Legislative Council to study the introduction of nonnative fish species into this state and the interbasin transfer of water, fish species, and aquatic plant species between or among drainage basins located in this state.

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

HCR 3061: A concurrent resolution directing a Legislative Council study of the entire range of issues arising from the current methods and philosophy governing state employees' compensation.

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

HCR 3062: A concurrent resolution directing the Legislative Council to study the feasibility of establishing a collection and disposal program for agricultural pesticides, hazardous household chemicals, and their containers.

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

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

MARION HOUN, Secretary