

## JOURNAL OF THE HOUSE

## Fifty-third Legislative Assembly

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Bismarck, February 1, 1993

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

The prayer was offered by the Rev. Allan Monson, Our Savior Lutheran Church, Dickinson.

The roll was called and all members were present except Representatives Clayburgh, Grosz, and Henegar.

A quorum was declared by the Speaker.

## MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2207, SB 2226, SB 2266, SB 2286, SB 2289.

## MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1019, HB 1023, HB 1027, HB 1065, HB 1083, HB 1116, HB 1139, HB 1164, HB 1237, HB 1297.

## THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Howard Hove.

## SIXTH ORDER OF BUSINESS

REP. FREIER MOVED that the rules be suspended and that the House consider all the amendments on the Sixth order of business in one motion, which motion prevailed.

REP. FREIER MOVED that the rules be suspended and that the amendments on the Sixth order of business to HB 1136, HB 1138, HB 1302, and HB 1335 be adopted, which motion prevailed.

HB 1136, HB 1138, HB 1302, and HB 1335, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## MOTION

REP. MARTIN MOVED that HB 1473 be returned to the House floor from the Political Subdivisions Committee for the purpose of withdrawal, which motion prevailed.

## REQUEST

REP. JACOBS REQUESTED the unanimous consent of the House to withdraw HB 1473. There being no objection, it was so ordered by the Speaker.

## HOUSE ENROSSING AND ENROLLING REPORT

The following bills and resolution were engrossed: HB 1021, HB 1111, HB 1225, HB 1254, HB 1286, HB 1313, HB 1344, HB 1372, HB 1402, HB 1419, HCR 3020.

The following bill was enrolled: HB 1221.

## SECOND READING OF HOUSE BILL

HB 1021: A BILL for an Act to create and enact chapter 14-09.2 of the North Dakota Century Code, relating to child support guidelines; and to amend and reenact section 14-09-08.4, subsection 2 of section 14-09-08.5,

sections 14-09-08.6, 14-09-09.7, and 14-12.1-24 of the North Dakota Century Code and section 1 of chapter 152 of the 1991 Session Laws of North Dakota, relating to periodic review of child support orders.

#### 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 33 YEAS, 61 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Bateman; Bernstein; Boehm; Carlisle; Coats; Dalrymple; Dorso; Froseth; Gerntholz; Glassheim; Gorman; Grumbo; Hokana; Huether; Jacobs; Kempenich; Kretschmar; Mahoney; Martin; Mutzenberger; Ness; Payne; Schindler; Skarphol; Soukup; St. Aubyn; Thorpe; Timm; Tollefson; Torgerson; Wanzenk; Wardner; Speaker R. Berg,

**NAYS:** Aarsvold; Allmaras; Austin; Belter; Berg, J.; Bodine; Boucher; Brodshaug; Brown; Byerly; Carlson, A.; Carlson, C.; Christopherson; Cleary; DeWitz; Dobrinski; Drovdal; Freier; Gates; Goffe; Gorder; Gulleson; Hagle; Hanson; Hausauer; Holm; Howard; Johnson; Kaldor; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kroeber; Kunkel; Laughlin; Maragos; Martinson; Monson; Nelson; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Shide; Sitz; Stenehjelm; Stenson; Svedjan; Sveen; Wentz; Wilkie

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar; Wald

Engrossed HB 1021 was declared lost.

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#### MOTION

**REP. FREIER MOVED** that the House waive the reading of the titles to HB 1111, HB 1072, and HB 1255, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**HB 1111:** A BILL for an Act to create and enact chapters 30.1-05, 30.1-06, a new section to chapter 30.1-07, chapters 30.1-09.1, and 30.1-10 of the North Dakota Century Code, relating to the provisions of the Uniform Probate Code Article II - Intestacy, Wills, and Donative Transfers (1990) which pertain to the elective share of a surviving spouse, a spouse and children unprovided for in a will, applicable law at the time of death, rules of construction applicable to donative dispositions, and general provisions concerning probate and nonprobate transfers; to amend and reenact sections 30.1-01-04, 30.1-01-06, 30.1-04-01, 30.1-04-02, 30.1-04-03, 30.1-04-03.1, 30.1-04-04, 30.1-04-06, 30.1-04-08, 30.1-04-09, 30.1-04-10, 30.1-04-11, 30.1-04-12, 30.1-04-13, 30.1-07-01, 30.1-07-02, 30.1-07-03, 30.1-08-02, 30.1-08-04, 30.1-08-06, 30.1-08-07, 30.1-08-08, 30.1-08-09, 30.1-08-11, 30.1-08-13, 30.1-09-03, 30.1-09-04, 30.1-09-05, 30.1-09-06, 30.1-09-07, 30.1-09-08, 30.1-09-09, 30.1-09-10, 30.1-09-12, 30.1-09-13, 30.1-11-01, 30.1-11-02, 30.1-14-03, 30.1-14-08, 30.1-20-05, subsection 2 of section 30.1-29-07, subsection 1 of section 30.1-31-09, subsection 2 of section 30.1-31-12, and subsection 1 of section 47-24.1-18 of the North Dakota Century Code, relating to the provisions of the Uniform Probate Code Article II which pertain to evidence of death, definitions, intestate succession, exempt property and allowances, wills, will contracts, custody and deposit of wills, rules of construction applicable only to wills, the Uniform Probate Code Article VI - Nonprobate Transfers on Death (1989), and general probate provisions; and to repeal present chapters 30.1-05, 30.1-06, sections 30.1-08-03, 30.1-09-01, 30.1-09-02, 30.1-09-11, chapters 30.1-10, 31-12, and 47-11.1 of the North Dakota Century Code, relating to the elective share of the surviving spouse, spouse and children unprovided for in wills, holographic wills, rules of construction, general provisions, Uniform Disclaimer of Transfers Under

Nontestamentary Instruments Act, and the Uniform Simultaneous Death 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 94 YEAS, 1 NAY, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

NAYS: Drovdal

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1111 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1225: A BILL for an Act to create and enact a new section to chapter 12.1-31 of the North Dakota Century Code, relating to care of an elderly adult; 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1225 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1254: A BILL for an Act to amend and reenact section 40-18-15.1 of the North Dakota Century Code, relating to transfer of cases from municipal court to county court or district court if a jury trial is not waived

and transfer of cases to municipal court from county court or district court; 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1254 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1286:** A BILL for an Act to amend and reenact subsection 3 of section 29-15-21 of the North Dakota Century Code, relating to a demand for change of judge.

#### 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1286 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1344:** A BILL for an Act to amend and reenact section 43-15-31.3 of the North Dakota Century Code, relating to the oral transmission of prescriptions to a pharmacist.

#### 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1344 passed and the title was agreed to.

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SECOND READING OF HOUSE BILL

HB 1372: A BILL for an Act to provide an appropriation for educators' professional development programs.

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 34 YEAS, 61 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Carlson, C.; Coats; Dobrinski; Gates; Glassheim; Grumbo; Gulleeson; Hanson; Hokana; Huether; Kaldor; Kerzman; Kilichowski; Kroeber; Laughlin; Mahoney; Martinson; Mutzenberger; Ness; Nicholas; Nichols; Oban; Pyle; Ring; Sitz; Stenson; Thorpe; Wilkie

NAYS: Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Cleary; Dalrymple; DeWitz; Dorso; Drovdal; Freier; Froseth; Gerntholz; Goffe; Gorder; Gorman; Hagle; Hausauer; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Maragos; Martin; Monson; Nelson; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg,

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1372 was declared lost.

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SECOND READING OF HOUSE BILL

HB 1402: A BILL for an Act to amend and reenact subsection 1 of section 14-08.1-05 of the North Dakota Century Code, relating to retroactive modification of child support orders.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 95 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1402 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1419:** A BILL for an Act to create and enact two new subsections to section 51-18-08 of the North Dakota Century Code, relating to exceptions to home solicitation sales regulations; and to declare an emergency.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovda; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1419 passed, the title was agreed to, and the emergency clause was declared carried.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 3020:** A concurrent resolution directing the Legislative Council to study the data collection systems relating to the criminal justice and quasi-criminal civil systems in North Dakota, including law enforcement, prosecutors, and courts, and the data collection systems of other states.

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

Engrossed HCR 3020 was declared adopted on a voice vote.

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## SECOND READING OF HOUSE BILL

**HB 1072:** A BILL for an Act to create and enact a new section to chapter 54-52 and a new section to chapter 54-52.1 of the North Dakota Century Code, relating to continuing appropriations for certain retirement benefits and health insurance benefits; to amend and reenact subsection 18 of section 54-52-01, sections 54-52-02.6, 54-52-03, subsection 8 of section 54-52-04, and sections 54-52-17, 54-52-17.4, and 54-52-26 of the North Dakota Century Code, relating to definitions repurchase of past service, public employees retirement system board authority, public employees retirement system board membership and compensation, purchase of additional credit, payment for prior service, service benefits, consultant fees, and confidentiality of records under the public employees retirement system; and to provide a continuing appropriation.

## 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glasheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1072 passed and the title was agreed to.

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## MOTION

**REP. NESS MOVED** that HB 1143 be placed at the foot of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILL

**HB 1178:** A BILL for an Act providing for the adoption of an interstate agreement titled "The National Guard Mutual Assistance Counter-Drug Activities Compact" and for its implementation.

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

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glasheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem;

Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**NAYS:** Ring

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1178 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1186:** A BILL for an Act to amend and reenact subsection 7 of section 49-02-02 and section 49-06-23 of the North Dakota Century Code, relating to use of the public utility valuation revolving fund for federal agency and court proceedings, to deposits in the public utility valuation revolving fund of the state treasury, and expenses paid into the public utility valuation revolving fund.

#### 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, 95 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1186 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1204:** A BILL for an Act to amend and reenact subsection 7 of section 55-05-02 of the North Dakota Century Code, relating to transferring supervision over the International Peace Garden from the state historical board to the parks and tourism department.

#### 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 3 YEAS, 92 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Brodshaug; Hokana; Pyle

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson;

Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1204 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1228:** A BILL for an Act to create and enact nine new sections to chapter 43-04 of the North Dakota Century Code, relating to barber continuing education requirements; and to amend and reenact sections 43-04-01 and 43-04-39 of the North Dakota Century Code, relating to the registration of barbers by the board of barber examiners.

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

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg,

**NAYS:** Froseth; Nichols; Sveen

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar; Nicholas; Wilkie

HB 1228 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1233:** A BILL for an Act to authorize the state board of higher education to exchange certain state-owned land at Bismarck state college for certain property owned by Robert Asker.

#### 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 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring;

Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar; Wilkie

HB 1233 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1250:** A BILL for an Act to amend and reenact subsections 3 and 5 of section 20.1-03-11 of the North Dakota Century Code, relating to landowner big game preference hunting licenses.

#### 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 25 YEAS, 70 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Bateman; Belter; Boucher; Christopherson; Coats; Freier; Gates; Glasheim; Hausauer; Hokana; Huether; Kaldor; Keiser; Kerzman; Kilichowski; Klein; Kretschmar; Payne; St. Aubyn; Stenehjem; Timm; Wald; Wardner; Wilkie

**NAYS:** Allmaras; Austin; Berg, J.; Bernstein; Bodine; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Froseth; Gerntholz; Goffe; Gorder; Gorman; Grumbo; Gulleson; Hagle; Hanson; Holm; Howard; Jacobs; Johnson; Kelsch; Kempenich; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenson; Svedjan; Sveen; Thorpe; Tollefson; Torgerson; Wanzek; Wentz; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1250 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1255:** A BILL for an Act to create and enact three new sections to chapter 54-44.1 of the North Dakota Century Code, relating to the creation of a process of consensus estimation for the purpose of forecasting state revenue; and to amend and reenact subsections 2 and 5 of section 54-44.1-03 and subsections 2 and 6 of section 54-44.1-06 of the North Dakota Century Code, relating to the duties of the director of the budget.

#### 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 35 YEAS, 60 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Berg, J.; Bernstein; Bodine; Boucher; Brodshaug; Cleary; Coats; Gates; Gerntholz; Glasheim; Goffe; Grumbo; Gulleson; Hagle; Hanson; Hokana; Huether; Kaldor; Kilichowski; Klein; Kretschmar; Kroeber; Mahoney; Maragos; Martin; Mutzenberger; Nelson; Oban; Poolman; Pyle; Sitz; Stenehjem; Stenson; Thorpe

**NAYS:** Allmaras; Austin; Bateman; Belter; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gorder; Gorman; Hausauer; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kunkel;

Laughlin; Martinson; Monson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Payne; Porter; Price; Rennerfeldt; Ring; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1255 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1321:** A BILL for an Act to amend and reenact sections 20.1-01-17, 20.1-01-18, 20.1-01-19, and 20.1-01-20 of the North Dakota Century Code, relating to hunting on private lands.

#### 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, 88 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Bateman; Boehm; Brown; Jacobs; Kerzman; Martin

**NAYS:** Aarsvold; Austin; Belter; Berg, J.; Bernstein; Bodine; Boucher; Brodshaug; Byerly; Carlisle; Carlson, A. Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorde; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1321 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1322:** A BILL for an Act to amend and reenact subsections 3 and 5 of section 20.1-03-11 of the North Dakota Century Code, relating to licenses issued to lessees or 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 NOT PASS, the roll was called and there were 10 YEAS, 85 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Brown; Coats; Gulleston; Hokana; Jacobs; Kaldor; Kempenich; Martin

**NAYS:** Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorde; Gorman; Grumbo; Hagle; Hanson; Hausauer; Holm; Howard; Huether; Johnson; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen;

Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1322 was declared lost.

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#### SECOND READING OF HOUSE BILL

**HB 1355:** A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to game and fish license fees; and to amend and reenact sections 20.1-03-12.2 and 20.1-08-04.1 of the North Dakota Century Code, relating to hunting license and permit application fees and participation by nonresidents in the bighorn sheep license lottery.

#### 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 85 YEAS, 10 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dorso; Drovdal; Freier; Froseth; Gates; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**NAYS:** Bodine; Brown; Byerly; Dalrymple; DeWitz; Dobrinski; Gerntholz; Mahoney; Martin; Soukup

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1355 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1379:** A BILL for an Act to amend and reenact section 61-12-02 of the North Dakota Century Code, relating to qualifications of members and appointment of flood irrigation boards.

#### 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem;

Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1379 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1405:** A BILL for an Act to amend and reenact subsection 3 of section 20.1-13-10 of the North Dakota Century Code, relating to windsurfing or boardsailing.

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

**YEAS:** Allmaras; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; DeWitz; Drovdal; Freier; Froseth; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Hagle; Hanson; Hausauer; Hokana; Holm; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kilichowski; Klein; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Monson; Nicholas; Oban; Olsen, D.; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg,

**NAYS:** Aarsvold; Austin; Berg, J.; Bodine; Boucher; Brodshaug; Coats; Dalrymple; Dobrinski; Dorso; Gates; Grumbo; Guleson; Howard; Kaldor; Kerzman; Kretschmar; Martinson; Mutzenberger; Nelson; Ness; Nichols; Olson, A.; Payne; Poolman; Ring; St. Aubyn; Wilkie

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1405 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

**HB 1412:** A BILL for an Act to amend and reenact section 4-10.5-02 of the North Dakota Century Code, relating to North Dakota soybean council elections.

#### 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 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Guleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar; Oban

HB 1412 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1425:** A BILL for an Act to amend and reenact section 24 of chapter 469 of the 1991 Session Laws of North Dakota, relating to appropriations to the North Dakota real estate appraiser qualifications and ethics board; 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 NOT PASS, the roll was called and there were 1 YEA, 93 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

**YEAS:** Cleary

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar; Payne

HB 1425 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1431:** A BILL for an Act to require an automobile insurance discount for use of safety belts in certain motor vehicles.

**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, 64 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Berg, J.; Boucher; Coats; Glassheim; Goffe; Grumbo; Gulleeson; Hagle; Hanson; Hokana; Huether; Kaldor; Keiser; Kerzman; Kilichowski; Kroeber; Laughlin; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Rydell; Sitz; Stenson; Wardner; Wilkie

**NAYS:** Austin; Bateman; Belter; Bernstein; Bodine; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorder; Gorman; Hausauer; Holm; Howard; Jacobs; Johnson; Kelsch; Kempenich; Klein; Kretschmar; Kunkel; Mahoney; Maragos; Martin; Martinson; Monson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wentz; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1431 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1432:** A BILL for an Act to create and enact two new subsections to section 39-06.1-10, a new subsection to section 39-08-18, and a new subdivision to subsection 1 of section 39-20-04 of the North Dakota Century Code, relating to suspension of a motor vehicle operator's license for violating laws pertaining to alcoholic beverages and an individual under eighteen years of age.

**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, 95 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**NAYS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Grumbo; Gulleston; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1432 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1433:** A BILL for an Act to amend and reenact subsection 2 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle license requirements.

**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 23 YEAS, 72 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Bodine; Boucher; Cleary; Gates; Gerntholz; Glassheim; Goffe; Gorder; Grumbo; Gulleston; Huether; Kaldor; Kroeber; Laughlin; Nelson; Nichols; Olson, A.; Pyle; Ring; Sitz; Stenson; Wardner

**NAYS:** Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gorman; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kunkel; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Ness; Nicholas; Oban; Olsen, D.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1433 was declared lost.

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**SECOND READING OF HOUSE BILL**

**HB 1143:** A BILL for an Act to amend and reenact section 61-04-23 of the North Dakota Century Code, relating to forfeiture of water rights by state agencies.

**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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glasheim; Goffe; Gorder; Gorman; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjerm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

HB 1143 passed and the title was agreed to.

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**MOTION**

**REP. FREIER MOVED** that the rules be suspended and that HB 1136, HB 1138, HB 1302, and HB 1335 be deemed properly engrossed and be placed on the Eleventh order, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF HOUSE BILL**

**HB 1136:** A BILL for an Act to amend and reenact section 65-05-08.1 of the North Dakota Century Code, relating to workers' compensation verification of temporary total disability; 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 78 YEAS, 17 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Allmaras; Austin; Bateman; Belter; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glasheim; Goffe; Gorder; Gorman; Grumbo; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kilichowski; Klein; Kroeber; Kunkel; Laughlin; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Nicholas; Nichols; Olsen, D.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjerm; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**NAYS:** Aarsvold; Berg, J.; Bodine; Brodshaug; Cleary; Coats; Gulleon; Kaldor; Kerzman; Kretschmar; Mahoney; Ness; Oban; Olson, A.; Pyle; Ring; Thorpe

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1136 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

HB 1138: A BILL for an Act to amend and reenact section 65-02-20 of the North Dakota Century Code, relating to the workers compensation bureau managed care program; and to provide for application of this 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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1138 passed and the title was agreed to.

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#### SECOND READING OF HOUSE BILL

HB 1302: A BILL for an Act to amend and reenact section 40-38-03 of the North Dakota Century Code, relating to compensation of the board of directors of a public library.

#### 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 91 YEAS, 4 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

NAYS: Brodshaug; Payne; Pyle; Ring

ABSENT AND NOT VOTING: Clayburgh; Grosz; Henegar

Engrossed HB 1302 passed and the title was agreed to.

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**SECOND READING OF HOUSE BILL**

**HB 1335:** A BILL for an Act to amend and reenact section 65-05-09.1 of the North Dakota Century Code, relating to social security offset against workers' compensation benefits.

**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 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

**YEAS:** Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Carlson, C.; Christopherson; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorder; Gorman; Grumbo; Guleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg,

**ABSENT AND NOT VOTING:** Clayburgh; Grosz; Henegar

Engrossed HB 1335 passed and the title was agreed to.

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**APPOINTMENT OF CONFERENCE COMMITTEE**

**THE SPEAKER APPOINTED** as a Conference Committee on SCR 4019: Reps. Rydell, Kelsch, Coats.

**REQUEST**

**REP. R. BERG REQUESTED** that the record show that Rep. Grosz was absent due to a death in the family, which request was granted.

**MOTION**

**REP. FREIER MOVED** that the absent members be excused, which motion prevailed.

**MOTION**

**REP. FREIER MOVED** that the House be on the Fifth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, February 2, 1993, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

**HB 1033: Education Committee (Rep. Gates, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1033 was placed on the Sixth order on the calendar.

Page 1, line 2, after "funds" insert "; and to provide an expiration date"

Page 3, after line 6, insert:

"SECTION 2. EXPIRATION DATE. This Act is effective through June 30, 1995, and after that date is ineffective."

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1081: Natural Resources Committee (Rep. A. Olson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (11 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1081 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new section to chapter 55-08 of the North Dakota Century Code, relating to a North Dakota children's passport; and to"

Page 2, after line 12, insert:

"SECTION 2. A new section to chapter 55-08 of the North Dakota Century Code is created and enacted as follows:

North Dakota children's passport. The director shall establish procedures providing for the issuance of an annual entrance permit to be known as the "North Dakota children's passport". The permit must be issued to any resident of North Dakota who is operating a motor vehicle owned by a public or governmental agency and is operated for the transportation of children, and privately owned motor vehicles that are being used to transport groups of children for an educational, charitable, patriotic, fraternal, religious, or other public-spirited purpose. The permit is not transferable, entitles the operator of the type of motor vehicle described in this section or who is operating a motor vehicle for a purpose described in this section to entry into any state park, state recreation area, or reserve, and must be issued for fifty percent of the regular permit fee. The provisions of this section that provide a reduction of fees are effective notwithstanding any provisions to the contrary contained in this chapter."

Re-number accordingly

## REPORT OF STANDING COMMITTEE

HB 1156: Education Committee (Rep. Gates, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1156 was placed on the Sixth order on the calendar.

Page 1, line 10, replace "of" with "for"

Page 2, line 1, remove "board" and overstrike "of" and insert immediately thereafter "board for"

Page 2, line 6, remove "board" and overstrike "of" and insert immediately thereafter "board for"

Page 3, line 7, overstrike "of" and insert immediately thereafter "for"

Page 3, line 12, overstrike "of" and insert immediately thereafter "for"

Page 3, line 15, overstrike "of" and insert immediately thereafter "for"

Page 4, line 14, overstrike "of" and insert immediately thereafter "for"

Page 4, line 21, overstrike "of" and insert immediately thereafter "for"

Page 4, line 26, overstrike "of" and insert immediately thereafter "for"

Page 5, line 8, overstrike "of" and insert immediately thereafter "for"

Page 6, line 7, remove the overstrike over "~~for~~" and remove "of"

Page 7, line 11, overstrike "of" and insert immediately thereafter "for"

Page 7, line 24, remove "board" and overstrike "of" and insert immediately thereafter "board for"

Page 8, line 17, replace "board" with "~~of~~ board for"

Page 8, line 26, remove the overstrike over "~~of~~" and remove "of"

Page 11, line 3, overstrike the second "of" and insert immediately thereafter "for"

Page 11, line 25, overstrike the second "of" and insert immediately thereafter "for"

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1194: Human Services Committee (Rep. Rydell, Chairman) recommends **DO NOT PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1194 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

HB 1231: Natural Resources Committee (Rep. A. Olson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). HB 1231 was placed on the Sixth order on the calendar.

Page 1, line 2, after "hunting" insert "; and to provide an expiration date"

Page 1, line 10, after the period insert "A person applying for a deer license shall indicate on the application form whether that person intends to group hunt and if so, shall identify the other members of the group deer hunting party on the application. The director shall assign each member of a group deer hunting party a number to identify each member as a member of the group. A person may only group hunt with the members of a party having the same number as assigned by the director."

Page 1, line 18, after the period insert "A person who is not a member of a group deer hunting party may subsequently join a party if that person only takes or kills a deer of the type and sex specified in that person's license. A person who is not a member of a group deer hunting party and who subsequently joins a party must leave the party as soon as that person takes or kills a deer and the deer is tagged. No other member of a group deer hunting party may take or kill a deer for a person who is not a member of the party and who subsequently joins the party."

Page 1, after line 19, insert:

**"SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 1997, and after that date is ineffective."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

HB 1235: Education Committee (Rep. Gates, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1235 was placed on the Eleventh order on the calendar.

#### REPORT OF STANDING COMMITTEE

HB 1243: Natural Resources Committee (Rep. A. Olson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING). HB 1243 was placed on the Sixth order on the calendar.

- Page 1, line 3, remove "and" and after "date" insert "; to provide an expiration date; and to declare an emergency"
- Page 1, line 8, replace "In" with "After July 1, 1997, in"
- Page 1, line 10, replace "1979" with "1981" and remove "or any person who has not previously held a valid license to hunt game"
- Page 1, line 11, remove "by bow and arrow in any state or in any province of Canada,"
- Page 1, line 14, remove "A person may show that the person previously held a license to hunt"
- Page 1, remove lines 15 through 20
- Page 1, line 21, replace "for teaching the course in this state. The" with "By June 30, 1993, the" and remove "authorize the"
- Page 1, remove line 22
- Page 2, line 1, replace "completing the course of instruction" with "enter into a memorandum of understanding with the North Dakota bowhunters association specifying the obligations of both the department and the association regarding all aspects of course administration, instruction, and student certification. The director shall issue a certificate of completion to every person satisfactorily completing the course of instruction"
- Page 2, line 4, replace "violates" with "purchases or attempts to purchase a license to hunt game by bow and arrow in violation of"
- Page 2, line 6, after "DATE" insert "- EXPIRATION DATE", and replace "This Act becomes effective on July 1," with "Section 1 of this Act expires on July 1, 1993, unless the director of the game and fish department certifies to the governor and the secretary of state, before July 1, 1993, that the director has entered into a memorandum of understanding with the North Dakota bowhunters association as provided in section 1 of this Act. Section 1 of this Act expires on August 1, 1997, unless the director of the game and fish department certifies to the governor and the secretary of state, before August 1, 1997, that the director has entered into a continuing memorandum of understanding with the North Dakota bowhunters association. If a continuing memorandum of understanding has been entered, section 1 of this Act expires August 1, 1999. The secretary of state shall forward a copy of the director's certification or certifications to the legislative council, with a notation indicating the effective date or effective dates of section 1 of this Act."
- Page 2, line 7, replace "1995" with:
- "SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure"
- Re-number accordingly
- REPORT OF STANDING COMMITTEE**
- HB 1269: Natural Resources Committee (Rep. A. Olson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1269 was placed on the Sixth order on the calendar.**

Page 1, line 10, remove "written"

Re-number accordingly

## REPORT OF STANDING COMMITTEE

HB 1288: Agriculture Committee (Rep. Nicholas, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (9 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1288 was placed on the Sixth order on the calendar.

Page 1, line 9, after the second "the" insert "minimum"

Page 1, line 15, after the second "the" insert "minimum"

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1294: Human Services Committee (Rep. Rydell, Chairman) recommends DO NOT PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1294 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1346: Human Services Committee (Rep. Rydell, Chairman) recommends DO NOT PASS (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1346 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1358: Industry, Business and Labor Committee (Rep. Dorso, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1358 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HB 1390: Transportation Committee (Rep. Belter, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). HB 1390 was placed on the Sixth order on the calendar.

Page 1, line 15, after the period insert "This section does not apply to the first, continuous transportation of unprocessed or raw farm products from the place of production or on-farm storage site to any other location within one hundred fifty miles [241.40 kilometers] of the place of production or on-farm storage site."

Renumber accordingly

## REPORT OF STANDING COMMITTEE

HB 1494: Human Services Committee (Rep. Rydell, Chairman) recommends DO NOT PASS (11 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). HB 1494 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HCR 3001: Human Services Committee (Rep. Rydell, Chairman) recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HCR 3001 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

HCR 3011: Human Services Committee (Rep. Rydell, Chairman) recommends DO NOT PASS (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HCR 3011 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2132: Transportation Committee (Rep. Belter, Chairman) recommends DO PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2132 was placed on the Fourteenth order on the calendar.

## FIRST READING OF SENATE BILLS

SB 2049: A BILL for an Act to require the governor to appoint a committee to

prepare a comprehensive solid waste management plan for state agencies, departments, and institutions.

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

**SB 2058:** A BILL for an Act to create and enact a new subdivision to subsection 5 of section 19-03.1-36 of the North Dakota Century Code, relating to use of forfeited property by law enforcement agencies.

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

**SB 2071:** A BILL for an Act to provide for the issuance of certificates as certified public accountants and the issuance of permits to practice public accountancy, to regulate the practice of public accountancy in the public interest, and to establish a state board of accountancy and prescribe its powers and duties; and to repeal chapter 43-02.1 of the North Dakota Century Code, relating to public accountancy.

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

**SB 2079:** A BILL for an Act to create and enact six new sections to chapter 43-45 of the North Dakota Century Code, relating to licensure of addiction counselors; and to amend and reenact sections 43-45-01, 43-45-02, 43-45-03, 43-45-04, 43-45-06, and 43-45-07 of the North Dakota Century Code, relating to the powers and duties of the board of addiction counseling examiners and licensing of addiction counselors.

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

**SB 2126:** A BILL for an Act to amend and reenact subsection 1 of section 31-04-04.1 of the North Dakota Century Code, providing for the admission as evidence of the videotaped statement of the child victim of certain sexual offenses.

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

**SB 2137:** A BILL for an Act to amend and reenact section 39-20-06 of the North Dakota Century Code, relating to judicial review when a person's operator's license is suspended or revoked.

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

**SB 2151:** A BILL for an Act to amend and reenact section 54-17.5-06 of the North Dakota Century Code, relating to access to industrial commission and lignite research council records.

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

**SB 2186:** A BILL for an Act to create and enact section 15-27.3-01.1 of the North Dakota Century Code, relating to the authority of school districts or parts of school districts to reorganize; to amend and reenact sections 15-27.1-06, 15-27.3-02, 15-27.3-05, subsection 2 of section 15-27.3-11, and section 15-27.3-16 of the North Dakota Century Code, relating to comprehensive county plans for the reorganization of school districts; and to repeal sections 15-27.3-01 and 15-27.3-03 of the North Dakota Century Code, relating to the submission to the state board of public school education of comprehensive county plans for the reorganization of school districts.

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

**SB 2195:** A BILL for an Act to amend and reenact sections 60-02-07, 60-02-38, and subsection 3 of section 60-02-40 of the North Dakota Century Code, relating to the license for a public warehouse and redemption of receipts when the ownership of a warehouse is transferred.

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

**SB 2242:** A BILL for an Act to amend and reenact subsection 2 of section 53-06.1-01.1 of the North Dakota Century Code, relating to the qualifications of members of the gaming commission; and to provide for application of this Act.

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

**SB 2247:** A BILL for an Act to amend and reenact section 44-03-04 of the North Dakota Century Code, relating to residency requirements for deputy officers in county and city government.

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

**SB 2255:** A BILL for an Act to create and enact a new subsection to section 39-04-19 of the North Dakota Century Code, relating to prorating motor vehicle registration fees.

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

**SB 2264:** A BILL for an Act to amend and reenact section 20.1-08-04.5 of the North Dakota Century Code, relating to the hunting of deer with muzzleloading long guns.

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

**SB 2281:** A BILL for an Act to prohibit political subdivisions from establishing rent controls.

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

#### **FIRST READING OF SENATE CONCURRENT RESOLUTION**

**SCR 4008:** A concurrent resolution urging Congress to moderate enforcement of the Safe Drinking Water Act.

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

#### **SIGNING OF BILLS AND RESOLUTIONS**

The Speaker signed the following enrolled bill: HB 1221.

#### **MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)**

**MADAM PRESIDENT:** The Speaker has signed and your signature is respectfully requested on: HB 1221.

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

**ROY GILBREATH, Chief Clerk**