

JOURNAL OF THE SENATE

Fifty-third Legislative Assembly

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Bismarck, January 27, 1993

The Senate convened at 1:00 p.m., with President Myrdal presiding.

The prayer was offered by Rev. Benjamin Dove, Mandan.

The roll was called and all members were present except Senator Streibel.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2008, SB 2076, SB 2106, SB 2107, SB 2108, SB 2109, SB 2161, SB 2176, SB 2228, SB 2248, SB 2252, SB 2262, SB 2273, SB 2276.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1221.

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 1075, HB 1091, HB 1117, HB 1144, HB 1185, HB 1217, HB 1223, HB 1246, HB 1256, HB 1257, HB 1263, HB 1314, HCR 3009.

MOTION

SEN. MATHERN MOVED that SB 2226 and SB 2326, which are on the Eleventh order, be laid over one legislative day, which motion prevailed.

MOTION

SEN. NALEWAJA MOVED that SB 2483 be returned to the Senate floor from the Human Services Committee for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. NALEWAJA REQUESTED the unanimous consent of the Senate to withdraw SB 2483. There being no objection, it was so ordered by the President.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogslund; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2049 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2058 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2071 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2079 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2126 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2137 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2151 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2186 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2242 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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 46 YEAS, 2 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Mutch; Naaden

ABSENT AND NOT VOTING: Streibel

SB 2247 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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

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 32 YEAS, 16 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Holmberg; Jerome; Kinnoin; Krauter; Krebsbach; Lindgren; Lips; Marks; Maxson; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Sand; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Traynor; Urlacher

NAYS: DeMers; Heinrich; Keller; Kelly; Kelsh; Langley; Lindaas; Mathern; Mushik; Redlin; Robinson; Scherber; Schoenwald; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2281 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

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

ROLL CALL

The question being on the final adoption of the amended resolution, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 48 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Streibel

SCR 4008 was declared adopted and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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 27 YEAS, 21 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: DeMers; Dotzenrod; Evanson; Freborg; Graba; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krebsbach; Langley; Lips; Marks; Mathern; Maxson; Mushik; O'Connell; Redlin; Scherber; Schoenwald; Stenehjem, W.; Tallackson; Traynor; Wogsland

NAYS: Andrist; Bowman; Goetz; Grindberg; Krauter; Lindaas; Lindgren; Mutch; Naaden; Nalewaja; Nelson; Nething; Robinson; Sand; Solberg; Stenehjem, B.; Tennefos; Thane; Tomac; Urlacher; Yockim

ABSENT AND NOT VOTING: Streibel

SB 2195 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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 34 YEAS, 14 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Lindaas; Lindgren; Lips; Marks; Mushik; Naaden; Nalewaja; O'Connell; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Tomac; Urlacher; Yockim

NAYS: Bowman; Grindberg; Krebsbach; Langley; Mathern; Maxson; Mutch; Nelson; Nething; Redlin; Robinson; Tennefos; Traynor; Wogsland

ABSENT AND NOT VOTING: Streibel

SB 2255 passed and the title was agreed to.

SECOND READING OF SENATE BILL

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.

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, 1 NAY, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Urlacher; Wogsland; Yockim

NAYS: Traynor

ABSENT AND NOT VOTING: Streibel

SB 2264 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2270: A BILL for an Act to amend and reenact sections 4-10.2-09, 4-10.3-09, 4-10.4-09, 4-10.5-08, 4-10.6-11, and 4-28-07 of the North Dakota Century Code, relating to agricultural commodity assessment refunds to nonparticipating growers.

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 12 YEAS, 36 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Graba; Heinrich; Kelsh; Marks; Maxson; Mushik; O'Connell; Redlin; Scherber; Schoenwald; Wogsland; Yockim

NAYS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Grindberg; Holmberg; Jerome; Keller; Kelly; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Mathern; Mutch; Naaden; Nalewaja; Nelson; Nething; Robinson; Sand; Solberg; Stenehjem, B.; Stenehjem, W.; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher

ABSENT AND NOT VOTING: Streibel

SB 2270 lost.

MOTION

SEN. MATHERN MOVED that the absent member be excused, which motion prevailed.

MOTION

SEN. MATHERN MOVED that the Senate be on the Fifth, Ninth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Thursday, January 28, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2055: Education Committee (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2055, as amended, was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "a" and replace "sections" with "section"

Page 1, line 3, replace "; and to amend and reenact sections 15-36-15, 15-36-16, and" with a period

Page 1, remove lines 4 and 5

Page 1, remove lines 7 through 22

Page 2, remove lines 1 through 29

Page 3, remove lines 1 through 4

Page 3, line 7, remove the underscore under "Confidentiality of student information.", after the underscored period insert "No teacher may disclose to any other person confidential information received from or about a student except as provided in this section. Information is considered confidential if made privately and not intended for disclosure to any other person.", remove the underscore under "A teacher", and replace "shall keep all" with "may disclose information when:"

Page 3, remove lines 8 and 9

Page 3, remove the underscore under lines 10 through 15

Page 3, line 16, remove the underscore under "3. Such information", replace "must" with "needs to", and remove the underscore under "be shared with other teachers, counselors, or"

Page 3, remove the underscore under line 17

Page 3, remove lines 18 through 21

Page 3, line 22, replace "6." with "4." and remove the underscore under "Disclosure is required by other provisions of law."

Page 3, remove lines 23 through 29

Page 4, remove lines 1 through 16

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2157: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO NOT PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2157 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2175: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2175, as amended, was placed on the Sixth order on the calendar.

Page 2, line 7, after the underscored period insert "The appointments by the governor and commissioner of agriculture must be individuals actively engaged in farming in this state."

Page 3, line 17, after "appointed" insert ". Two members of the board must have experience serving as a director or officer of a financial institution. Four members of the board must have experience in the operation of a farm"

Page 6, line 16, remove the overstrike over "~~The president of the North Dakota state university of~~"

Page 6, remove the overstrike over line 17

Page 6, remove line 18

Page 6, line 19, remove the overstrike over "~~The president of the state university of North Dakota, or the~~"

Page 6, line 20, remove the overstrike over "~~president's designee.~~" and remove "A member appointed by the chancellor of"

Page 6, remove line 21

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2225: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2225, as amended, was placed on the Sixth order on the calendar.

Page 1, line 11, replace "five hundred" with "one thousand"

Page 2, line 3, replace "substandard" with "an" and after "company" insert "that insures substandard risks"

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2229: Appropriations Committee (Sen. Tallackson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2229 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2312: Education Committee (Sen. Heinrich, Chairman) recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2312 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2407: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2407 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2416: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2416 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4009: Education Committee (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SCR 4009, as amended, was placed on the Sixth order on the calendar.

Page 1, line 2, replace "performance-based" with "outcome-based"

Page 1, line 12, after "public" insert "and private"

Page 2, line 6, replace "include" with "work toward changing" and remove "provision of performance-based services to"

Page 2, remove line 7

Page 2, line 8, after "accreditation" insert "process" and after "state" insert "so that by the year 2000, accreditation standards include schools setting outcome-based goals and providing services to accomplish the goals"

Renumber accordingly

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Lindgren, Krauter, Mathern, Nelson and Reps. Gates, Gorman introduced:
SCR 4029: A concurrent resolution commending the efforts of the volunteers and staff involved with the Dollars for Scholars program.
 Was read the first time and referred to the **Education Committee.**

Sens. Nething, Marks and Reps. Hanson, Howard, Kroeber, Wanzek introduced:
SCR 4030: A concurrent resolution designating the North Dakota Sports Hall of Fame in Jamestown as the official North Dakota Sports Hall of Fame.
 Was read the first time and referred to the **Political Subdivisions Committee.**

Sens. Kelsh, Keller, Langley and Rep. Belter introduced:
SCR 4031: A concurrent resolution directing the Legislative Council to study problems relating to the use of contracts for the sale of agricultural commodities.
 Was read the first time and referred to the **Agriculture Committee.**

FIRST READING OF HOUSE BILLS

HB 1075: A BILL for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to prior service retiree adjustments under the public employees retirement system; to amend and reenact subdivision a of subsection 4 of section 54-52-17 of the North Dakota Century Code, relating to the computation of benefits under the public employees retirement system; and to provide for application of this Act.
 Was read the first time and referred to the **Government and Veterans Affairs Committee.**

HB 1091: A BILL for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code, relating to calfhood vaccination against brucellosis; and to repeal section 36-14-02 of the North Dakota Century Code, relating to the killing of an infected animal for human consumption.
 Was read the first time and referred to the **Agriculture Committee.**

HB 1117: A BILL for an Act to amend and reenact section 19-13.1-06 of the North Dakota Century Code, relating to commercial feed tonnage reports.
 Was read the first time and referred to the **Agriculture Committee.**

HB 1144: A BILL for an Act to amend and reenact subsections 5, 6, and 7 of section 61-03-05 of the North Dakota Century Code, relating to fees for computer discs, copies of documents, and for the transmission of documents electronically; and to repeal section 61-03-11 of the North Dakota Century Code, relating to furnishing copies.
 Was read the first time and referred to the **Natural Resources Committee.**

HB 1185: A BILL for an Act to amend and reenact section 49-18-32 of the North Dakota Century Code, relating to filing fees for motor carrier applications.

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

HB 1217: A BILL for an Act to create and enact a new section to chapter 9-10 of the North Dakota Century Code or, in the alternative, a new section to chapter 32-03.2 of the North Dakota Century Code, relating to liability for damages in automobile accidents.

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

HB 1223: A BILL for an Act to amend and reenact subsection 2 of section 36-01-00.1 of the North Dakota Century Code, relating to the definition of domestic animal for purposes of the state board of animal health.

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

HB 1246: A BILL for an Act to amend and reenact section 23-12-10 of the North Dakota Century Code, relating to designation of smoking areas.

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

HB 1256: A BILL for an Act to amend and reenact subsection 1 of section 54-03-19.1 and section 54-03-19.2 of the North Dakota Century Code, relating to the procedures of the legislative compensation commission in determining and recommending rates of legislative compensation, expense allowance, and insurance benefits.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

HB 1257: A BILL for an Act to amend and reenact subsection 1 of section 24-06-28, sections 24-06-29, and 24-06-30 of the North Dakota Century Code, relating to obstruction of section lines by trees.

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

HB 1263: A BILL for an Act to amend and reenact section 61-24.5-06 of the North Dakota Century Code, relating to election of county directors of the southwest water authority; and to repeal section 57-15-26.7 and chapter 61-24.2 of the North Dakota Century Code, relating to the west river water supply district.

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

HB 1314: A BILL for an Act to create and enact a new subsection to section 61-16.1-09 of the North Dakota Century Code, relating to powers of water resource boards.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTION

HCR 3009: A concurrent resolution regarding the approval of state agency use of block grant funds, and authorizing the Budget Section of the Legislative Council to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants as passed by Congress.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

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

CAROL SIEGERT, Secretary