

JOURNAL OF THE SENATE

Fifty-third Legislative Assembly

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Bismarck, February 2, 1993

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

The prayer was offered by Rev. Dale Nabben, Peace Lutheran Church, Lincoln,

The roll was called and all members were present.

A quorum was declared by the President.

SIGNING OF BILLS AND RESOLUTIONS

The President signed the following enrolled bill: HB 1221.

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

MR. SPEAKER: The President has signed: HB 1221.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2095, SB 2175, SB 2225, SB 2229, SB 2299, SB 2318, SB 2328, SB 2336, SB 2372, SB 2374, SB 2407, SB 2416.

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 1244, HB 1283, HB 1453.

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

MADAM PRESIDENT: The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

SCR 4019: Reps. Rydell; Kelsch; Coats

CONSIDERATION OF AMENDMENTS

SB 2002: SEN. LIPS (Appropriations Committee) MOVED that the amendments on SJ page 281 be adopted and then be placed on the Eleventh order with DO PASS.

MOTION

SEN. LIPS MOVED that SB 2002 be amended as follows, which motion prevailed.

In lieu of the amendments to Senate Bill No. 2002 as printed on page 281 of the Senate Journal, Senate Bill No. 2002 is amended as follows:

Page 1, line 15, replace "\$4,396,782" with "\$4,361,294"

Page 1, line 19, replace "375,233" with "392,289"

Page 1, line 21, replace "\$6,430,915" with "\$6,412,483"

Page 2, line 1, replace "\$6,384,136" with "\$6,365,704"

Page 2, line 4, replace "\$15,055,073" with "\$14,942,688"

Page 2, line 8, replace "858,960" with "898,001"

Page 2, line 9, replace "\$21,021,084" with "\$20,947,740"

Page 2, line 11, replace "\$20,835,826" with "\$20,762,482"

Page 2, line 15, replace "\$358,301" with "\$329,261"

Page 2, line 19, replace "\$503,551" with "\$474,511"

Page 2, line 21, replace "\$431,551" with "\$402,511"

Page 2, line 22, replace "\$27,651,513" with "\$27,530,697"

Page 2, line 24, replace "\$27,955,550" with "\$27,834,734"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 180 - SUPREME COURT

SENATE - This amendment reduces the salaries and wages line item by \$35,488 from the general fund, of which \$18,432 is for reduced employee health insurance costs and \$17,056 is to correct an error in the executive budget compensation plan.

This amendment increases the judges' retirement line item by \$17,056 from the general fund to correct an error in the executive budget compensation plan.

In total, this amendment decreases the appropriation to the Supreme Court by \$18,432 from the general fund.

DEPARTMENT 183 - JUDICIAL CONDUCT COMMISSION

SENATE - This amendment reduces the salaries and wages line item by \$29,040 from the general fund, of which \$1,536 is for reduced employee health insurance costs and \$27,504 is to correct an error in the executive budget compensation plan.

DEPARTMENT 185 - TRIAL COURTS

SENATE - This amendment reduces the salaries and wages line item by \$112,385 from the general fund, of which \$73,344 is for reduced employee health insurance costs and \$39,041 is to correct an error in the executive budget compensation plan.

This amendment increases the judges' retirement line item by \$39,041 from the general fund to correct an error in the executive budget compensation plan.

In total, this amendment decreases the appropriation to the trial courts by \$73,344 from the general fund.

CONSIDERATION OF AMENDMENTS

SB 2009: SEN. THANE (Appropriations Committee) MOVED that the amendments on SJ pages 281-282 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2097: SEN. GRABA (Political Subdivisions Committee) MOVED that the amendments on SJ page 283 be adopted with **DO PASS**, which motion prevailed.

MOTION

SEN. GRABA MOVED that the rules be suspended and that SB 2097, as amended, be deemed properly engrossed and placed on the Eleventh order, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2097: A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to minimum wage

requirements; to amend and reenact subsections 2 and 3 of section 34-06-01 of the North Dakota Century Code, relating to excluding certain employers from the requirements of the minimum wage rules; 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 46 YEAS, 3 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; 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; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: DeMers; Schoenwald; Tennesof

SB 2097 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SB 2120: SEN. TOMAC (Finance and Taxation Committee) MOVED that the amendments on SJ page 283 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. MATHERN MOVED that SB 2240 be placed at the bottom of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2265: SEN. MAXSON (Political Subdivisions Committee) MOVED that the amendments on SJ page 284 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2342: SEN. KRAUTER (Natural Resources Committee) MOVED that the amendments on SJ page 284 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2346: SEN. MATHERN (Natural Resources Committee) MOVED that the amendments on SJ page 285 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2359: SEN. NALEWAJA (Human Services Committee) MOVED that the amendments on SJ pages 285-286 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2375: SEN. ANDRIST (Political Subdivisions Committee) MOVED that the amendments on SJ page 286 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. MATHERN MOVED that SB 2375 be rereferred to the Political Subdivisions Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2375 was rereferred.

CONSIDERATION OF AMENDMENTS

SB 2430: SEN. KELLER (Natural Resources Committee) MOVED that the amendments

on SJ pages 286-287 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2240: SEN. GRABA (Political Subdivisions Committee) MOVED that the amendments on SJ page 284 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. MATHERN MOVED that SB 2029, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2029 was rereferred.

MOTION

SEN. MATHERN MOVED that SB 2308, which is on the Eleventh order, be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2308 was rereferred.

MOTION

SEN. MATHERN MOVED that SB 2438, SB 2454, and SB 2463 be returned to the Senate floor from the **Government and Veterans Affairs Committee** and be rereferred to the **Finance and Taxation Committee**, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2438, SB 2454, and SB 2463 were rereferred.

MOTION

SEN. MATHERN MOVED that SB 2301, SB 2415, SB 2442, and SB 2445 be returned to the Senate floor from the **Government and Veterans Affairs Committee** and be rereferred to the **Transportation Committee**, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2301, SB 2415, SB 2442, and SB 2445 were rereferred.

MOTION

SEN. MATHERN MOVED that HB 1323 be returned to the Senate floor from the **Finance and Taxation Committee** and be rereferred to the **Political Subdivisions Committee**, which motion prevailed. Pursuant to Sen. Mathern's motion, HB 1323 was rereferred.

SECOND READING OF SENATE BILL

SB 2028: A BILL for an Act to create and enact a new section to chapter 50-11.1 of the North Dakota Century Code, relating to establishing a service fee on early childhood facilities providing care to children whose families receive state assistance.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 49 **YEAS**, 0 **NAYS**, 0 **EXCUSED**, 0 **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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2028 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2036: A BILL for an Act to amend and reenact subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to the calculation of educational support per pupil.

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

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

NAYS: Bowman; Marks; Urlacher

SB 2036 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2179: A BILL for an Act to amend and reenact section 54-23.2-04.2 of the North Dakota Century Code, relating to identification and location of missing children.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2179 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2239: A BILL for an Act to amend and reenact section 44-06-01 of the North Dakota Century Code, relating to the appointment and qualifications of notaries public.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2239 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2244: A BILL for an Act to amend and reenact section 12-44.1-06 of the

North Dakota Century Code, relating to the length of time inmates may be confined in grade two jail facilities.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2244 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2254: A BILL for an Act to amend and reenact subsection 1 of section 39-08-18 of the North Dakota Century Code, relating to the penalty for an open receptacle containing an alcoholic beverage in a motor vehicle.

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

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

NAYS: Keller; Kelsh; Maxson; Mushik; Naaden; Schoenwald; Stenehjem, W.; Tomac

SB 2254 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2261: A BILL for an Act to amend and reenact subsection 1 of section 57-02-08.3 of the North Dakota Century Code, relating to the homestead credit for special assessments; 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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2261 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2274: A BILL for an Act to amend and reenact sections 40-22-01 and 40-22-08 of the North Dakota Century Code, relating to the authority of cities to impose special assessments and establish improvement districts for creation and repair of bikeways.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2274 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2283: A BILL for an Act to create and enact a new subsection to section 39-06.1-10 and a new subsection to section 39-08-18 of the North Dakota Century Code, relating to suspension of a motor vehicle operator's license for violating laws relating to the purchase, consumption, or possession of alcoholic beverages; and to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to suspension of a motor vehicle operator's license for the purchase, consumption, or possession of alcoholic beverages by a person under twenty-one years of age.

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 23 YEAS, 26 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Evanson; Freborg; Goetz; Grindberg; Heinrich; Holmberg; Kelsh; Krebsbach; Marks; Mathern; Mutch; Nalewaja; Nelson; Redlin; Scherber; Solberg; Stenehjem, B.; Streibel; Tallackson; Tennefos; Yockim

NAYS: DeMers; Dotzenrod; Graba; Jerome; Keller; Kelly; Kinnoin; Krauter; Langley; Lindaas; Lindgren; Lips; Maxson; Mushik; Naaden; Nething; O'Connell; Robinson; Sand; Schoenwald; Stenehjem, W.; Thane; Tomac; Traynor; Urlacher; Wogsland

SB 2283 lost.

SECOND READING OF SENATE BILL

SB 2288: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for the value of pollution abatement improvements to certain buildings or facilities; and to provide an effective date.

ROLL CALL

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

YEAS: Andrist; Bowman; DeMers; Dotzenrod; Evanson; Freborg; Goetz; Graba; Grindberg; 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

ABSENT AND NOT VOTING: Heinrich

SB 2288 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2306: A BILL for an Act to amend and reenact section 14-05-23 of the North Dakota Century Code, relating to interim orders in domestic relations cases.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2306 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2331: A BILL for an Act to create and enact a new section to chapter 50-24.4 of the North Dakota Century Code, relating to nursing home residents with extraordinary medical needs; 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 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2331 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2338: A BILL for an Act to amend and reenact sections 40-23-17, 40-23-18, and 40-23-19 of the North Dakota Century Code, relating to levy of special assessments against property benefited by improvements before the property was annexed to the city.

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, 1 NAY, 0 EXCUSED, 0 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.; Streibel; Tallackson; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Tennefos

SB 2338 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2341: A BILL for an Act to amend and reenact sections 6-06-10 and 6-06-21 of the North Dakota Century Code, relating to voting by mail by credit union members and reserve requirements for corporate central credit unions.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2341 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2381: A BILL for an Act to create and enact a new section to chapter 39-08 of the North Dakota Century Code, relating to the penalty for driving while under the influence of alcohol or refusing to submit to a blood test while being accompanied by a minor.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 40 YEAS, 9 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Kinnoin; Maxson; Mutch; Nelson; Nething; O'Connell; Solberg; Stenehjem, W.; Streibel

SB 2381 passed and the title was agreed to.

MOTION

SEN. MATHERN MOVED that SB 2223, which is on the Eleventh order, be laid over two legislative days, which motion prevailed.

MOTION

SEN. MATHERN MOVED that SB 2036 and SB 2055 be reprinted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2335: A BILL for an Act to amend and reenact section 5-03-01 of the North Dakota Century Code, relating to an exemption to wholesale liquor license requirements for lenders who obtain and sell inventory acquired through foreclosure of a security interest.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 45 YEAS, 4 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

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

NAYS: Heinrich; Kinnoin; Mushik; Tomac

SB 2335 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2337: A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to exempt income and resources to determine medical assistance eligibility for the disabled.

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 28 YEAS, 21 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Dotzenrod; Evanson; Graba; Heinrich; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lips; Mathern; Maxson; Mushik; O'Connell; Redlin; Robinson; Scherber; Schoenwald; Stenehjem, W.; Tallackson; Thane; Tomac; Wogsland; Yockim

NAYS: Andrist; Bowman; Freborg; Goetz; Grindberg; Holmberg; Krebsbach; Lindgren; Marks; Mutch; Naaden; Nalewaja; Nelson; Nething; Sand; Solberg; Stenehjem, B.; Streibel; Tennefos; Traynor; Urlacher

SB 2337 passed and the title was agreed to.

MOTION

SEN. MATHERN MOVED that SB 2337 be rereferred to the Appropriations Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SB 2337 was rereferred.

THE SENATE RECOGNIZED THE PRESENCE OF:

Former Representative Charles Linderman.

MOTION

SEN. MATHERN MOVED that the Senate stand in recess until 5:00 p.m., which motion prevailed.

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

SECOND READING OF SENATE BILL

SB 2366: A BILL for an Act to create and enact a new subsection to section 12.1-32-02 and a new subsection to section 54-23.3-04 of the North Dakota Century Code, relating to presentence reports in felony cases.

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 YEAS, 47 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Thane

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

ABSENT AND NOT VOTING: Langley

SB 2366 lost.

SECOND READING OF SENATE BILL

SB 2377: A BILL for an Act to amend and reenact sections 43-01-15.1 and 43-01-18 of the North Dakota Century Code, relating to abstracters' fees.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 48 YEAS, 1 NAY, 0 EXCUSED, 0 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; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Solberg; Stenehjem, B.; Stenehjem, W.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

NAYS: Maxson

SB 2377 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2383: A BILL for an Act to amend and reenact section 24-09-10 of the North Dakota Century Code, relating to changing railroad crossings; and to repeal section 49-11-05 of the North Dakota Century Code, relating to railroad highway crossings.

ROLL CALL

The question being on the final passage of the bill, which has been read, and

has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2383 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2386: A BILL for an Act to amend and reenact section 23-29-07.4 of the North Dakota Century Code, relating to collection of the solid waste management surcharge.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2386 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2406: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to discontinuance of gaming at a gaming site.

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

NAYS: 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2406 lost.

SECOND READING OF SENATE BILL

SB 2414: A BILL for an Act to amend and reenact section 4-14.2-01 and subsection 1 of section 4-14.2-02 of the North Dakota Century Code, relating to the northern crops institute and the northern crops council.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2414 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2437: A BILL for an Act to amend and reenact section 46-04-18 of the North Dakota Century Code, relating to charges for and disposal of session laws volumes.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2437 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2439: A BILL for an Act to create and enact a new section to chapter 1-06 of the North Dakota Century Code, relating to validation of documents executed with facsimile signatures; and to amend and reenact section 44-08-13 of the North Dakota Century Code, relating to use of a facsimile signature.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2439 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2089: A BILL for an Act to amend and reenact section 15-10-14 of the

North Dakota Century Code, relating to the time of making financial statements for institutions under the control of the state board of higher education.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2089 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2260: A BILL for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to reconvened regular sessions of the legislative assembly in even-numbered years for budget adjustment purposes.

MOTION

SEN. MATHERN MOVED that if SB 2260 should pass, that it bypass the Appropriations Committee, which motion prevailed on a verification vote.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 31 YEAS, 18 NAYS, 0 EXCUSED, 0 ABSENT AND NOT VOTING.

YEAS: DeMers; Evanson; Graba; Heinrich; Holmberg; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Marks; Mathern; Maxson; Mushik; Nalewaja; O'Connell; Redlin; Robinson; Sand; Scherber; Schoenwald; Stenehjem, B.; Stenehjem, W.; Tallackson; Thane; Traynor; Wogsland; Yockim

NAYS: Andrist; Bowman; Dotzenrod; Freborg; Goetz; Grindberg; Jerome; Keller; Lips; Mutch; Naaden; Nelson; Nething; Solberg; Streibel; Tennefos; Tomac; Urlacher

SB 2260 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2271: A BILL for an Act to create and enact a new section to chapter 11-10, a new section to chapter 40-11, and a new section to chapter 58-01 of the North Dakota Century Code, relating to a conclusive presumption of regularity for county, city, and township resolutions, ordinances, bylaws, and regulations.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 49 YEAS, 0 NAYS, 0 EXCUSED, 0 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.; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Urlacher; Wogsland; Yockim

SB 2271 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2287: A BILL for an Act to create and enact a new section to chapter 40-04.1, a new section to chapter 40-05.1, and a new section to chapter 40-09 of the North Dakota Century Code, relating to a vote on the publication of the minutes of proceedings of the governing body in a city; and to amend and reenact section 40-08-12 of the North Dakota Century Code, relating to a vote on the publication of minutes.

MOTION

SEN. YOCKIM MOVED that SB 2287 be amended as follows, which motion failed.

Page 1, line 15, after the period insert "The ballot question submitted to the electors must show an estimate of the annual cost to the city of publication of the proceedings of the council."

Page 2, line 7, after the period insert "The ballot question submitted to the electors must show an estimate of the annual cost to the city of publication of the proceedings of the governing body."

Page 2, line 24, after the period insert "The ballot question submitted to the electors must show an estimate of the annual cost to the city of publication of the proceedings of the city council."

Page 3, line 10, after the period insert "The ballot question submitted to the electors must show an estimate of the annual cost to the city of publication of the proceedings of the commission."

Renumber accordingly

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 43 YEAS, 5 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

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

NAYS: Marks; Naaden; Nelson; Redlin; Yockim

ABSENT AND NOT VOTING: DeMers

SB 2287 passed and the title was agreed to.

MOTION

SEN. MATHERN MOVED that SCR 4022 be returned to the Senate floor from the Education Committee and be rereferred to the Joint Constitutional Revision Committee, which motion prevailed. Pursuant to Sen. Mathern's motion, SCR 4022 was rereferred.

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., Wednesday, February 3, 1993, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2034: Judiciary Committee (Sen. Maxson, Chairman) recommends DO NOT PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2034 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2045: Human Services Committee (Sen. Mathern, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2045 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2070: Government and Veterans Affairs Committee (Sen. Tomac, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2070 was placed on the Sixth order on the calendar.

Page 1, line 13, replace "The board shall approve new providers for participation that meet" with "All providers must be authorized to do business in this state and all agents of providers must be licensed by the appropriate licensing authority or authorities in this state."

Page 1, remove lines 14 through 22

Page 2, remove lines 1 through 4

Page 2, line 5, replace "5" with "4" and remove "be accepted and to"

Page 2, line 11, replace "6" with "5"

Page 2, remove lines 14 through 17

Page 2, line 18, replace "8" with "6"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2128: Finance and Taxation Committee (Sen. Dotzenrod, Chairman) recommends DO PASS (4 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2128 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2129: Transportation Committee (Sen. Schoenwald, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2129 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2233: Appropriations Committee (Sen. Tallackson, Chairman) recommends DO NOT PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2233 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2305: Natural Resources Committee (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2305 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2316: Human Services Committee (Sen. Mathern, Chairman) recommends DO NOT PASS (4 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). SB 2316 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2329: Natural Resources Committee (Sen. Keller, Chairman) recommends DO PASS (3 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2329 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2340: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2340 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2352: Education Committee (Sen. Heinrich, Chairman) recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2352 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2384: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2384 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2397: Transportation Committee (Sen. Schoenwald, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2397 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2411: Industry, Business and Labor Committee (Sen. Langley, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2411 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2413: Finance and Taxation Committee (Sen. Dotzenrod, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2413 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2429: 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 2429 was placed on the Sixth order on the calendar.

Page 1, line 17, replace the first "corporation" with "company"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2484: Human Services Committee (Sen. Mathern, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2484 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2516: Finance and Taxation Committee (Sen. Dotzenrod, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2516 was placed on the Eleventh order on the calendar.

FIRST READING OF HOUSE BILLS

HB 1244: A BILL for an Act to amend and reenact section 11-15-08 of the North Dakota Century Code, relating to commissions collected by a sheriff.

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

HB 1283: A BILL for an Act to provide for restrictions on no mow areas in the rights of way of the state highway system.

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

HB 1453: A BILL for an Act to amend and reenact subsection 3 of section 28-22-03.1 of the North Dakota Century Code, relating to exemptions from judicial process.

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

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

CAROL SIEGERT, Secretary