

JOURNAL OF THE HOUSE

Fifty-fourth Legislative Assembly

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Bismarck, March 13, 1995

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

The prayer was offered by the Rev. Dick Hagestuen, First Lutheran Church, Mandan.

The roll was called and all members were present except Representatives Aarsvold and Hagle.

A quorum was declared by the Speaker.

HOUSE ENGROSSING AND ENROLLING REPORT

The following bills and resolution were engrossed and enrolled: HB 1084, HB 1199, HB 1371 and HCR 3027.

HOUSE ENROLLING REPORT

The following bills were enrolled: HB 1120, HB 1215 and HB 1224.

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

MADAM PRESIDENT: The House has amended and subsequently passed: SB 2074, SB 2152, SB 2195, SB 2433.

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

MADAM PRESIDENT: The House has amended and subsequently failed to pass: SB 2082, SB 2238.

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

MADAM PRESIDENT: The House has passed unchanged: SCR 4017, SCR 4024, SCR 4032, SCR 4039, SCR 4048, SCR 4051.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for his approval at the hour of 10:15 a.m., March 13, 1995: HB 1023, HB 1057, HB 1080, HB 1092, HB 1108, HB 1115, HB 1119, HB 1125, HB 1139, HB 1147, HB 1148, HB 1157, HB 1181, HB 1203, HB 1232, HB 1272, HB 1333.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1268.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1064, HB 1159, HB 1184, HB 1314, HB 1386.

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1064

Page 2, line 20, remove the overstrike over "~~A registration plate currently assigned to a vehicle may be~~"

Page 2, remove the overstrike over lines 21 through 23

Page 2, line 24, remove the overstrike over "fee-"

Page 2, line 25, remove "Upon applying for the transfer of the registration"

Page 2, remove lines 26 through 29

Page 3, remove lines 1 through 6

Page 4, line 3, remove the overstrike over "or", remove the first underscored comma, and remove ", or when the vehicle"

Page 4, remove line 4

Page 4, line 5, remove "registration card"

Page 4, line 20, replace "January" with "August"

Re-number accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1159

Page 1, line 1, remove the comma

Page 1, line 2, remove "subsection 1 of section 38-08-14, and subsection 1 of section 38-08-16"

Page 1, line 4, remove "and the court in which appeals may be taken from"

Page 1, remove line 5

Page 1, line 6, remove "actions"

Page 2, remove lines 8 through 29

Page 3, remove lines 1 through 12

Re-number accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1184

Page 2, line 4, overstrike "and externally"

Page 2, line 11, remove "thirty-six", overstrike "months" and insert immediately thereafter "thirty-six month interval", and after "inspection" insert "intervals"

Page 2, line 29, overstrike "boilers"

Page 3, line 1, overstrike "are" and insert immediately thereafter "boiler is"

Re-number accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1314

Page 3, line 15, remove the overstrike over "~~at least~~"

Re-number accordingly

SENATE AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1386

Page 1, line 2, after "50-22-01" insert ", sections 50-22-02, 50-22-02.1, 50-22-04, and 50-22-05"

Page 1, line 3, after "organizations" insert "and contributions, licenses to solicit, fees, registration of fundraisers and solicitors, annual information reports, and penalties"

Page 2, after line 17, insert:

"SECTION 2. AMENDMENT. Section 50-22-02 of the North Dakota Century Code is amended and reenacted as follows:

50-22-02. License to solicit - Term - Revocation. No charitable organization may solicit contributions from persons in this state by any means whatsoever without first having obtained a license from the

secretary of state. The secretary of state shall investigate the financial responsibility, experience, character, and general fitness of the applicant, and if such, ~~if the~~ investigation warrants the belief that the solicitations are for a worthy charitable purpose and that the applicant will conduct solicitations in accordance with the law, ~~the~~ secretary of state shall issue a license must be issued to such the applicant, giving him the applicant the right to solicit within the state for a period of one year until the first day of September of that year except that an initial license issued to a charitable organization in July or August following the close of the annual reporting period described in section 50-22-04 must be valid until September first of the subsequent year. If the secretary of state finds the applicant is not qualified to be issued a license, ~~he the secretary of state shall deny the application, forthwith notify the applicant of the denial, but retain the license fee must be retained.~~ if the applicant does not fulfill the requirements for an application within ninety days of the initial date of application, the application is deemed denied and the secretary of state shall file the documentation and retain any fee received. An applicant whose application is denied for failure to complete within the ninety-day time period shall submit a new application and license fee. All fees collected under the provisions of this chapter must be credited to the general fund of the state. The fee for ~~such an initial license must be ten is twenty-five dollars and may be renewed from year to.~~ A license obtained under this section is valid for no more than fourteen months the first year a license is obtained and one year thereafter, but and is subject to revocation by the secretary of state at any time for just cause. The fee for a subsequent license is ten dollars.

SECTION 3. AMENDMENT. Section 50-22-02.1 of the 1993 Supplement to the North Dakota Century Code is amended and reenacted as follows:

50-22-02.1. Registration of professional fundraiser, professional solicitor, and charitable organizations who engaged them. ~~The secretary of state or his the secretary's~~ designee shall examine each initial application of charitable organizations for the right to solicit funds and each renewal application of charitable organizations for the right to solicit funds. If the solicitation is to be made in whole or in part by a professional fundraiser or professional solicitor, the secretary of state shall approve registration if the arrangement for payment conforms to the requirements of this chapter and all relevant rules. The registration of a professional fundraiser grants the right to solicit funds within the state for charitable organizations until the first day of September of that year. Any applicant who is denied registration may, within fifteen days from the date of notification of ~~such~~ denial, request in writing a hearing before the secretary of state. The hearing must be held within fifteen days from the date of the request.

No person may act as a professional fundraiser or professional solicitor for a charitable organization subject to ~~the provisions of~~ this chapter unless ~~he has that person~~ first has registered with the secretary of state. Applications An application for registration must be in writing, under oath or affirmation in the form prescribed by the secretary of state, and must contain ~~such any~~ information as the secretary of state may require. The application for registration by a professional fundraiser or professional solicitor must be accompanied by an annual fee in the sum of one hundred dollars. A partnership, corporation, or limited liability company ~~which that~~ is a professional fundraiser or professional solicitor may register for and pay a single fee on behalf of all its members, officers, agents, and employees. However, the names and addresses of all officers, agents, and employees employed to work under the direction of a professional solicitor or fundraiser must be listed in the application.

~~Every charitable organization engaging a professional solicitor or fundraiser and which submits a proper registration to the secretary of state shall pay an annual registration fee of twenty five dollars if the charitable organization solicits and receives gross contributions from the public of twenty five thousand dollars or less during the immediate preceding fiscal year. Every charitable organization engaging a professional solicitor or fundraiser which submits a proper registration to the secretary of state shall pay an annual registration fee of one hundred dollars if the charitable organization solicits and receives gross contributions in excess of twenty five thousand dollars during the immediate preceding fiscal year. A parent organization filing on behalf of one or more chapters, branches, or affiliates and a federated fundraising organization filing on behalf of its member agencies shall pay a single annual registration fee for itself and such the chapters, branches, affiliates, or member agencies included in the registration statement. If any charitable organization, professional fundraiser, or professional solicitor fails to file any registration application or other information required to be filed by the secretary of state under this chapter or otherwise violates the provisions of this chapter, the secretary of state, upon notice by registered or certified mail to its or his last known address, may deny or suspend the application for registration if the information is not filed or if the existing violation is not discontinued within two weeks after the formal notification or receipt of such notice. All civil proceedings under this chapter must be conducted in accordance with chapter 28-32 unless otherwise specifically herein provided. Any notice required under this chapter or chapter 28-32 may be made by certified mail.~~

SECTION 4. AMENDMENT. Section 50-22-04 of the North Dakota Century Code is amended and reenacted as follows:

50-22-04. Information required to be filed annually. ~~Within sixty days after the close of the calendar year or the fiscal year, as the case may be, every~~ Every charitable organization, professional fundraiser, or professional solicitor subject to the provisions of this chapter which has received or solicited contributions from within this state during the previous calendar or fiscal year reporting period of July first through June thirtieth shall file the following information in the manner hereinbefore provided and on forms to be provided by the secretary of state on or before the first day of September of every year, whether or not the charitable organization is reapplying for a license to solicit contributions:

1. The gross amount of the contributions pledged or collected in this state.
2. The amount thereof given or to be given to the charitable purpose represented.
3. The aggregate amount paid or received and to be paid or received for the expenses of ~~such~~ solicitation.
4. The aggregate amount paid to or received and to be paid or received to or by professional fundraisers and solicitors.

In addition, the secretary of state may make a detailed examination of the accounts of any charitable organization conducting a solicitation for funds within this state. Upon request the attorney general shall assist the secretary of state in carrying out the ~~provisions of this chapter and, for this purpose, shall have~~ has all powers herein granted by this chapter to the secretary of state. Every charitable organization subject to the ~~provisions of this chapter~~ shall keep a full and true record in ~~such the~~ form as that will enable ~~such the~~ charitable organization to accurately provide the information required by this chapter.

SECTION 5. AMENDMENT. Section 50-22-05 of the North Dakota Century Code is amended and reenacted as follows:

50-22-05. Enforcement - Penalties. Any person conducting a solicitation in violation of ~~the provisions of this chapter, or failing to properly complete and file any report required under this chapter,~~ is guilty of a class A misdemeanor. A fundraiser who commences or continues fundraising after the fundraiser's application is denied or the license is revoked or canceled is guilty of a class C felony. In addition to any criminal penalties, the secretary of state may deny the fundraiser the right to engage in future fundraising activities.

Whenever the attorney general or any state's attorney has reason to believe or is advised by the secretary of state that the ~~said~~ fundraiser, charitable organization, or professional solicitor is operating in violation of ~~the provisions of this chapter,~~ the attorney general or state's attorney may bring an action in the name of the state of ~~North Dakota~~ against ~~such~~ the charitable organization and its officers, ~~such~~ the professional fundraiser or professional solicitor, or any other person who has violated this chapter or who has participated or is about to participate in any solicitation or collection by employing any device, scheme, artifice, false representation or promise, to defraud or obtain money or other property, to enjoin ~~such~~ the charitable organization or professional fundraiser or professional solicitor or other person from continuing ~~such~~ the violation, solicitation, or collection, or engaging therein, or doing any acts in furtherance thereof and for ~~such~~ any other relief ~~as the court deems~~ determines appropriate."

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The President has signed and your signature is respectfully requested on: SB 2034, SB 2079, SB 2095, SB 2121, SB 2170, SB 2171, SB 2172, SB 2173, SB 2174, SB 2248, SB 2289, SB 2444, SB 2450.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The President has signed: HB 1023, HB 1057, HB 1080, HB 1092, HB 1108, HB 1115, HB 1119, HB 1125, HB 1139, HB 1147, HB 1148, HB 1157, HB 1181, HB 1203, HB 1232, HB 1233, HB 1272.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The President has signed: HB 1046, HB 1069, HB 1103, HB 1244, HB 1275.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. OLSON MOVED that the House do concur in the Senate amendments to Engrossed HB 1058 as printed on HJ pages 968-969, which motion prevailed.

Engrossed HB 1058, as amended, was placed on the Eleventh order of business on today's calendar.

SECOND READING OF HOUSE BILL

HB 1058: A BILL for an Act to rename the state department of health and consolidated laboratories the state department of health; and to amend and reenact section 23-01-01.1 of the North Dakota Century Code, relating to changing references to the state department of health and consolidated laboratories to the state department of health.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle

Engrossed HB 1058, as amended, passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

REP. TIMM: Mr. Speaker: I rise on a point of personal privilege.

MOTION

REP. TOLLEFSON MOVED that the remarks of Representative Timm be printed in the Journal, which motion prevailed.

REMARKS OF REPRESENTATIVE TIMM

Mr. Speaker and members of the Assembly: Over the weekend in Bismarck, we had one of the great athletic events for North Dakota, the Class A basketball tournament. As you all know, the Minot High team beat a good Bismarck High School team for that title. We, as the Minot delegation, and the area delegation of Minot, would like to congratulate Bismarck on their fine play. Their fine play Friday night probably excited more fans in the state than anything, and we would like to congratulate the fans of Bismarck and the Bismarck tournament for holding a good tournament. Most of all, Mr. Speaker and members of the Assembly, I would like to send our congratulations to the Minot High basketball team, Coach Gene Manson, his staff, and the fans of Minot for giving us the thrill of winning another State Class A Championship. Thank you.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. SVEDJAN MOVED that the House do concur in the Senate amendments to HB 1183 as printed on HJ page 969, which motion prevailed.

HB 1183, as amended, was placed on the Eleventh order of business on today's calendar.

SECOND READING OF HOUSE BILL

HB 1183: A BILL for an Act to amend and reenact sections 43-42-01, 43-42-02, 43-42-03, and subsection 2 of section 43-42-05 of the North Dakota Century Code, relating to respiratory care practitioners and licensure requirements of temporary respiratory care practitioners.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleson; Gunter; Hanson;

Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle

HB 1183, as amended, passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE SENATE

REP. BELTER MOVED that the House do concur in the Senate amendments to HB 1239 as printed on HJ page 969, which motion prevailed.

HB 1239, as amended, was placed on the Eleventh order of business on today's calendar.

SECOND READING OF HOUSE BILL

HB 1239: A BILL for an Act to amend and reenact subsection 2 of section 39-04-12 of the North Dakota Century Code, relating to trailer number plates.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gordner; Gorman; Grosz; Grumbo; Guleson; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle

HB 1239, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. DORSO REQUESTED that the amendments on the Sixth order of business to Engrossed SB 2081, HCR 3012, HCR 3030, and HCR 3034 be voted on as separate items, which request was granted.

SIXTH ORDER OF BUSINESS

The amendments on the Sixth order of business to Engrossed SB 2020, Engrossed SB 2028, Reengrossed SB 2038, Engrossed SB 2306, Engrossed SB 2383, Engrossed SB 2430, Engrossed SB 2475, and Engrossed SB 2524 were adopted.

Reengrossed SB 2038, as amended, was rereferred to the **Appropriations Committee**.

Engrossed SB 2020, Engrossed SB 2028, Engrossed SB 2306, Engrossed SB 2383, Engrossed SB 2430, Engrossed SB 2475, and Engrossed SB 2524, as amended, were placed on the Fourteenth order of business on the calendar.

SIXTH ORDER OF BUSINESS

SB 2081, as engrossed: REP. TIMM (Finance and Taxation Committee) MOVED that the amendments on HJ pages 948-950 be adopted and then be placed on the Fourteenth order with **DO PASS**.

REQUEST

REP. OBAN REQUESTED that the question of the adoption of the amendments to Engrossed SB 2081 be divided to have the sections voted on separately in the following manner, which request was granted.

DIVISION A

Page 1, line 14, after the semicolon insert "and"

Page 1, line 16, replace "; and" with a period

Page 1, remove lines 17 through 21

Page 2, line 1, after "levy" insert "two percent more in taxable year 1995 and two percent more in taxable year 1996 than the amount levied in dollars in the base year and for taxable years 1997 and 1998 may elect to levy"

Page 2, remove lines 19 through 29

Page 3, remove lines 1 through 7

Page 3, line 8, replace "5" with "4"

Page 3, line 19, replace "6" with "5"

Page 3, line 23, replace "7" with "6"

Page 4, line 3, replace "8" with "7"

Page 4, line 13, replace "9" with "8"

Page 4, after line 16, insert:

"SECTION 2. Protection of taxpayers and taxing districts. Each taxing district may levy the lesser of the amount in dollars as certified in the budget of the governing body, or the amount in dollars as allowed in this section, subject to the following:

1. No taxing district may levy more taxes expressed in dollars than the amounts allowed by this section.
2. For purposes of this section:
 - a. "Base year" means the taxing district's taxable year with the highest amount levied in dollars in property taxes of the three taxable years immediately preceding the budget year;
 - b. "Budget year" means the taxing district's year for which the levy is being determined under this section; and
 - c. "Calculated mill rate" means the mill rate that results from dividing the base year taxes levied by the sum of the taxable value of the taxable property in the base

year plus the taxable value of the exempt property calculated in the same manner as taxable property.

3. A taxing district may elect to levy the amount levied in dollars in the base year. Any levy under this section must be specifically approved by a resolution approved by the governing body of the taxing district. Before determining the levy limitation under this section, the dollar amount levied in the base year must be:
 - a. Reduced by an amount equal to the sum determined by the application of the base year's calculated mill rate for that taxing district to the final base year taxable valuation of any taxable and exempt property that is not included in the taxing district for the budget year but was included in the taxing district for the base year.
 - b. Increased by an amount equal to the sum determined by the application of the base year's calculated mill rate for that taxing district to the final budget year taxable valuation of any taxable and exempt property that was not included in the taxing district for the base year but which is included in the taxing district for the budget year.
 - c. Reduced to reflect expired temporary mill levy increases authorized by the electors of the taxing district.
4. A taxing district may levy an amount in dollars equal to the amount levied in any of the previous three years reduced to reflect expired temporary mill levy increases authorized by the electors of the taxing district and increased by an amount equal to the sum determined by the application of any unused mill levy authority from that year, which was authorized by law or by the electors of that taxing district but not levied for that year, to the budget year taxable valuation of the taxable property in that taxing district. A taxing district electing to increase its levy under this subsection may not add any amount permitted by subsection 3 to the amount levied under this subsection.
5. In addition to any other levy limitation factor under this section, a taxing district may increase its levy in dollars to reflect new or increased mill levies authorized by the legislative assembly or authorized by the electors of the taxing district.
6. Under this section a taxing district may supersede any applicable mill levy limitations otherwise provided by law, or a taxing district may levy up to the mill levy limitations otherwise provided by law without reference to this section, but the provisions of this section do not apply to the following:
 - a. Any irrevocable tax to pay bonded indebtedness levied pursuant to section 16 of article X of the Constitution of North Dakota.
 - b. The one-mill levy for the state medical center authorized by section 10 of article X of the Constitution of North Dakota.
7. A school district choosing to determine its levy authority under this section may apply subsection 3 only to the amount in dollars levied for general fund purposes under section

57-15-14 or, if the levy in the base year included separate general fund and special fund levies under sections 57-15-14 and 57-15-14.2, the school district may apply subsection 3 to the total amount levied in dollars in the base year for both the general fund and special fund accounts. School district levies under any section other than section 57-15-14 may be made within applicable limitations but those levies are not subject to subsection 3.

8. Optional levies under this section may be used by any city or county that has adopted a home rule charter unless the provisions of the charter supersede state laws related to property tax levy limitations."

Page 4, line 18, replace "Subsection 3 of" with "Section"

Page 4, line 19, remove "section"

Page 4, line 20, replace "Subsection 4 of" with "Section 2"

Page 4, line 21, remove "section 1"

DIVISION B

Page 2, line 10, after the period insert "However, no reduction may be made under this section due to the exemption of the personal property of railroads by enactment of House Bill No. 1396 by the fifty-fourth legislative assembly."

Renumber accordingly

REQUEST

REP. DOBRINSKI REQUESTED recorded roll call votes on the adoption of Division A and Division B of the proposed amendments to Engrossed SB 2081, which request was granted.

ROLL CALL

The question being on the adoption of Division A of the proposed amendments to Engrossed SB 2081, the roll was called and there were 83 YEAS, 12 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delmore; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Gullerson; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Belter; Boucher; Delzer; DeWitz; Grosz; Grumbo; Huether; Kaldor; Laughlin; Nichols; Schimke; Wilkie

ABSENT AND NOT VOTING: Aarsvold; Coats; Hagle

Division A of the proposed amendments to Engrossed SB 2081 was adopted.

ROLL CALL

The question being on the adoption of Division B of the proposed amendments to Engrossed SB 2081, the roll was called and there were 70 YEAS, 25 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; Delzer; Dobrinski; Dorso; Drovdal; Freier; Gerntholz; Gorman; Grosz; Gulleon; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Maragos; Martinson; Mickelson; Monson; Nicholas; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Rydell; Sabby; Schimke; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thoreson; Timm; Tollefson; Torgerson; Wald; Wardner; Wentz; Speaker Martin

NAYS: Boucher; Christenson; Coats; Delmore; DeWitz; Froseth; Galvin; Glassheim; Gorder; Grumbo; Huether; Kaldor; Kerzman; Kroeber; Laughlin; Mahoney; Mutzenberger; Nichols; Oban; Retzer; Sandvig; Schmidt; Thompson; Walker; Wilkie

ABSENT AND NOT VOTING: Aarsvold; DeKrey; Hagle

Division B of the proposed amendments to Engrossed SB 2081 was adopted.

The question then was on the adoption of the proposed amendments to Engrossed SB 2081, including Division A and Division B, with the title amended appropriately and lines, sections and pages renumbered accordingly.

The proposed amendments to Engrossed SB 2081, including Division A and Division B were adopted on a voice vote.

Engrossed SB 2081, as amended, was placed on the Fourteenth order of business on today's calendar.

SECOND READING OF SENATE BILL

SB 2081: A BILL for an Act providing optional property tax levy authority for political subdivisions and providing limitations on that authority; and to provide an effective date and an expiration 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 77 YEAS, 19 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Belter; Bernstein; Boucher; Brown; Byerly; Carlisle; Christenson; Christopherson; Clayburgh; Dalrymple; DeKrey; Delmore; Dobrinski; Dorso; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Henegar, D.; Holm; Howard; Huether; Jacobs; Johnson; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Mickelson; Monson; Nicholas; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Bateman; Berg; Boehm; Carlson; Clark; Coats; Delzer; DeWitz; Drovdal; Henegar, K.; Kaldor; Keiser; Kerzman; Martinson; Mutzenberger; Nichols; Oban; Sandvig; Wilkie

ABSENT AND NOT VOTING: Aarsvold; Hagle

Engrossed SB 2081, as amended, passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

HCR 3012: REP. BROWN (Joint Constitutional Revision Committee) MOVED that

the amendments on HJ page 996 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3012: A concurrent resolution for the amendment of sections 12 and 13 of article V of the Constitution of North Dakota, relating to the removal of the requirement that the superintendent of public instruction be chosen by the qualified electors of the state; and to provide an effective date.

ROLL CALL

The question being on the adoption of the amended resolution, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 71 YEAS, 24 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Clayburgh; Dalrymple; DeKrey; Delzer; DeWitz; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Gunter; Hausauer; Henegar, D.; Holm; Howard; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Klein; Kliniske; Koppelman; Kretschmar; Kunkel; Lloyd; Maragos; Martinson; Mickelson; Monson; Nicholas; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Schimke; Shide; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Speaker Martin

NAYS: Boucher; Christenson; Coats; Delmore; Dobrinski; Glassheim; Grumbo; Gulleston; Hanson; Henegar, K.; Huether; Kaldor; Kerzman; Kroeber; Laughlin; Mahoney; Mutzenberger; Nichols; Nottestad; Oban; Sabby; Schmidt; Sitz; Wilkie

ABSENT AND NOT VOTING: Aarsvold; Hagle; Sandvig

Engrossed HCR 3012 was declared adopted on a roll call vote.

SIXTH ORDER OF BUSINESS

HCR 3030: REP. BROWN (Joint Constitutional Revision Committee) MOVED that the amendments on HJ page 996 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3030: A concurrent resolution to create and enact a new section to article XIII of the Constitution of North Dakota, relating to the compact with the United States; and for the amendment of sections 1 and 2 of article XIII of the Constitution of North Dakota, relating to jurisdiction over certain military reservations.

ROLL CALL

The question being on the adoption of the amended resolution, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 96 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleston; Gunter; Hanson; Hausauer; Henegar, D.; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol;

Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle

Engrossed HCR 3030 was adopted on a roll call vote.

SIXTH ORDER OF BUSINESS

HCR 3034: REP. BROWN (Joint Constitutional Revision Committee) MOVED that the amendments on HJ pages 996-997 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3034: A concurrent resolution for the amendment of section 7 of article IV of the Constitution of North Dakota, relating to regular sessions of the legislative assembly.

ROLL CALL

The question being on the adoption of the amended resolution, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 19 YEAS, 77 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Boucher; Christenson; Clark; Delmore; Glassheim; Gulleson; Hanson; Henegar, K.; Kaldor; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Mutzenberger; Oban; Retzer; Stenehjem; Wentz

NAYS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clayburgh; Coats; Dalrymple; DeKrey; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Gorman; Grosz; Grumbo; Gunter; Hausauer; Henegar, D.; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Lloyd; Mahoney; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Olson; Payne; Poolman; Price; Rennerfeldt; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle

Engrossed HCR 3034 was declared lost on a roll call vote.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3010: A concurrent resolution for the amendment of sections 3 and 4 of article IV of the Constitution of North Dakota, relating to the term of members of the house of representatives; and to provide an effective date.

ROLL CALL

The question being on the adoption of the resolution, which has been read, and has committee recommendation of **DO PASS**, the roll was called and there were 74 YEAS, 22 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Bernstein; Boehm; Brown; Carlisle; Carlson; Christopherson; Coats; Dalrymple; Delmore; Delzer; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Gorder; Grosz; Grumbo; Gulleson; Gunter; Hanson; Henegar, D.; Henegar, K.; Holm; Howard; Jacobs; Johnson; Kaldor; Kelsch; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martinson; Mickelson; Monson; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sandvig; Schimke; Schmidt;

Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Torgerson; Wald; Wardner; Wentz; Speaker Martin

NAYS: Berg; Boucher; Byerly; Christenson; Clark; Clayburgh; DeKrey; DeWitz; Glassheim; Gorman; Hausauer; Huether; Keiser; Kempenich; Lloyd; Mutzenberger; Sabby; Shide; Sitz; Tollefson; Walker; Wilkie

ABSENT AND NOT VOTING: Aarsvold; Hagle

HCR 3010 was declared adopted on a roll call vote.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

SCR 4010: A concurrent resolution directing the Legislative Council to establish an International Trade Committee to study international trade agreements and their effect on this state.

SCR 4021: A concurrent resolution directing the Legislative Council to study the fiscal note process.

SCR 4027: A concurrent resolution directing the Legislative Council to study the operation of and services provided by the Information Services Division, the use and proliferation of personal computers throughout state government, and the feasibility and desirability of contracting for data processing services.

SCR 4031: A concurrent resolution urging the Governor to declare an emergency concerning the impending flood disaster in the Devils Lake basin and to recognize the impending flood disaster facing property owners adjacent to Devils Lake.

SCR 4033: A concurrent resolution directing the Legislative Council to study the financing and funding needs for development and completion of the state's water resources infrastructure and methods for development of a program to provide financing and funding of water supply facilities in this state.

SCR 4047: A concurrent resolution directing the Legislative Council to study refugee resettlements in the state and define and identify the net fiscal effects of refugees and other limited English proficient or language minority students on school districts and the providers of social services.

SCR 4050: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing measures to facilitate and encourage the Tourism Department, the Council on the Arts, and the State Historical Society of North Dakota to work together and to develop jointly new and innovative products.

SCR 4052: A concurrent resolution directing the Legislative Council to study the capital repair, maintenance, and construction requirements of institutions under the State Board of Higher Education.

SCR 4053: A concurrent resolution directing the Legislative Council to study the state's water laws concerning their effect on the efficient use of water and their effect on the holders of senior water rights.

ROLL CALL

The question being on the final adoption of the resolutions, which have been read, the roll was called and there were 95 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark;

Clayburgh; Coats; Dalrymple; DeKrey; Delmore; Delzer; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Gorman; Grosz; Grumbo; Gulleton; Gunter; Hanson; Hausauer; Henegar, K.; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Klein; Kliniske; Koppelman; Kretschmar; Kroeber; Kunkel; Laughlin; Lloyd; Mahoney; Maragos; Martinson; Mickelson; Monson; Mutzenberger; Nicholas; Nichols; Nottestad; Oban; Olson; Payne; Poolman; Price; Rennerfeldt; Retzer; Rydell; Sabby; Sandvig; Schimke; Schmidt; Shide; Sitz; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Timm; Tollefson; Torgerson; Wald; Walker; Wardner; Wentz; Wilkie; Speaker Martin

ABSENT AND NOT VOTING: Aarsvold; Hagle; Henegar, D.

SCR 4010, Engrossed SCR 4021, Engrossed SCR 4027, Engrossed SCR 4031, SCR 4033, Engrossed SCR 4047, SCR 4050, SCR 4052, and SCR 4053 were declared adopted on a recorded roll call vote.

MOTION

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

MOTION

REP. FREIER MOVED that the House be on the Fourth, Fifth, Twelfth, Thirteenth, and Sixteenth orders of business and at the conclusion of those orders, the House stand adjourned until 1:00 p.m., Tuesday, March 14, 1995, which motion prevailed.

COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER

The following communication was received from the Governor at 10:00 a.m., March 13, 1995.

This is to inform you that on March 10, 1995, I signed the following: HB 1110, HB 1111, HB 1270, HB 1283, HB 1312, HB 1336, HB 1351, HB 1359, HB 1372, HB 1383, HB 1395, HB 1396, and HB 1433.

REPORT OF STANDING COMMITTEE

SB 2031, as reengrossed: Agriculture Committee (Rep. Nicholas, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING). Reengrossed SB 2031 was placed on the Sixth order on the calendar.

Page 1, after line 22, insert:

"SECTION 4. APPROPRIATION. There is hereby appropriated out of any moneys received by the commissioner of agriculture from private sources the sum of \$4,000, or so much of the sum as may be necessary, to the commissioner of agriculture for the purpose of purchasing and providing services and materials necessary for providing noxious weed and integrated pest management educational programs for the biennium beginning July 1, 1995, and ending June 30, 1997."

Page 2, line 8, after "weeds" insert "with emphasis on spotted knapweed"

ReNUMBER accordingly

REPORT OF STANDING COMMITTEE

SB 2035, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed SB 2035 was placed on the Sixth order on the calendar.

Page 1, line 5, after "council" insert "and budget section"

Page 2, line 12, remove "or local government"

Page 2, line 14, after the period insert "Local government agencies within the demonstration project counties are encouraged to cooperate with the department."

Page 2, line 19, after "COUNCIL" insert "- BUDGET SECTION"

Page 2, line 20, replace "legislative council" with "budget section"

Page 2, line 25, replace "legislative council or an interim" with "budget section"

Page 2, line 26, remove "committee designated by the legislative council"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 325 - DEPARTMENT OF HUMAN SERVICES

HOUSE - This amendment changes the bill to encourage rather than require local governments in the demonstration counties to cooperate with the Department of Human Services in welfare reform and requires the department to report to the Budget Section any denial from the federal government for waivers regarding welfare reform.

REPORT OF STANDING COMMITTEE

SB 2044, as reengrossed: Appropriations Committee (Rep. Dalrymple, Chairman) recommends DO PASS (18 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING). Reengrossed SB 2044 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2066, as engrossed: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) A MAJORITY of your committee (Reps. Wardner, Stenehjem, Christopherson, Clark, Kelsch, Klein, Kliniske, Rydell, Sabby, Schmidt, Svedjan, Thoreson) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS.

Page 2, line 7, replace "\$12,000" with "\$49,900"

Page 2, line 8, replace "legislative assembly" with "international trade coordinating council"

Re-number accordingly

REPORT OF STANDING COMMITTEE

SB 2066, as engrossed: Government and Veterans Affairs Committee (Rep. Wardner, Chairman) A MINORITY of your committee (Reps. Christenson, Sandvig) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS.

Page 1, line 1, remove the semicolon

Page 1, line 2, remove "and to provide an appropriation"

Page 1, line 14, replace "may" with "shall"

Page 2, remove lines 5 through 10

Re-number accordingly

The reports of the majority and the minority were placed on the Seventh order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

SB 2270: Agriculture Committee (Rep. Nicholas, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2270 was placed on the Sixth order on the calendar.

Page 1, line 4, after "43-29-09" insert "and subsection 8 of section 43-29-13"

Page 1, line 6, after "examiners" insert "and persons not considered to be engaging in the practice of veterinary medicine"

Page 3, after line 18, insert:

"SECTION 3. AMENDMENT. Subsection 8 of section 43-29-13 of the North Dakota Century Code is amended and reenacted as follows:

8. Those who render auxiliary or supporting assistance under the responsible supervision of a North Dakota licensed veterinarian, such as veterinary aids, nurses, laboratory technicians, ~~veterinary technicians~~, interns, or other employees of such licensed practitioners."

Page 3, line 22, replace "be" with "have an examination date offered"

Page 3, line 23, remove "examined"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2335, as reengrossed: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS and BE REREFERRED to the Appropriations Committee (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Reengrossed SB 2335 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2344, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman) recommends DO PASS (19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed SB 2344 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2416, as engrossed: Appropriations Committee (Rep. Dalrymple, Chairman) recommends DO PASS (15 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2416 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2460, as engrossed: Human Services Committee (Rep. Svedjan, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2460 was placed on the Fourteenth order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4026: Agriculture Committee (Rep. Nicholas, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SCR 4026 was placed on the Sixth order on the calendar.

Page 1, line 22, remove ", including the possibility of"

Page 1, line 23, remove "divestiture of the state's interest in the enterprise"

Renumber accordingly

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The President has signed and your signature is respectfully

requested on: SB 2137, SB 2229, SB 2234, SB 2316, SB 2341, SB 2347, SB 2357, SB 2373, SB 2379, SB 2381, SB 2397, SB 2411, SB 2415.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for his approval at the hour of 3:40 p.m., March 13, 1995: HB 1046, HB 1069, HB 1103, HB 1244, HB 1275.

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

ROY GILBREATH, Chief Clerk