

JOURNAL OF THE SENATE

Fifty-fourth Legislative Assembly

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Bismarck, January 26, 1995

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

The prayer was offered by Rev. Duane A. Hanson, Peace Lutheran Church, Hazen.

The roll was called and all members were present except Senators Scherber, Tallackson, and Wogsland.

A quorum was declared by the President.

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

MADAM PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HCMR 7501.

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

MR. SPEAKER: The President has signed: HCMR 7501.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2018, SB 2021, SB 2032, SB 2087, SB 2124, SB 2230, SB 2240.

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 1042, HB 1052, HB 1070, HB 1078, HB 1081, HB 1086, HB 1105, HB 1114, HB 1118, HB 1124, HB 1148, HB 1180, HB 1181, HB 1183, HB 1223, HB 1244, HB 1256, HB 1262, HB 1263, HB 1304, HB 1315, HCR 3001, HCR 3006.

CONSIDERATION OF AMENDMENTS

SB 2215: SEN. LEE (Political Subdivisions Committee) MOVED that the amendments on SJ pages 222-223 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2253: SEN. WATNE (Political Subdivisions Committee) MOVED that the amendments on SJ page 223 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SB 2278: SEN. TRAYNOR (Judiciary Committee) MOVED that the amendments on SJ page 223 be adopted and then be placed on the Eleventh order with **DO PASS**, which motion prevailed.

MOTION

SEN. B. STENEHJEM MOVED that SB 2285, which is on the Sixth order, be rereferred to the **Human Services Committee**, which motion prevailed. Pursuant to Sen. B. Stenehjem's motion, SB 2285 was rereferred.

MOTION

SEN. GOETZ MOVED that SB 2506 be returned to the Senate floor from the **Human Services Committee** and be rereferred to the **Appropriations Committee**, which motion prevailed. Pursuant to Sen. Goetz's motion, SB 2506 was rereferred.

MOTION

SEN. GOETZ MOVED that SB 2527 be returned to the Senate floor from the **Government and Veterans Affairs Committee** and be rereferred to the **Judiciary Committee**, which motion prevailed. Pursuant to Sen. Goetz's motion, SB 2527 was rereferred.

MOTION

SEN. GOETZ MOVED that SCR 4018 be returned to the Senate floor from the Natural Resources Committee and be rereferred to the Joint Constitutional Revision Committee, which motion prevailed. Pursuant to Sen. Goetz's motion, SCR 4018 was rereferred.

SECOND READING OF SENATE BILL

SB 2086: A BILL for an Act to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to outdoor advertising signs; 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, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nothing; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

Engrossed SB 2086 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2127: A BILL for an Act to amend and reenact sections 15-01-02.1, 15-04-04, 15-04-10, 15-04-11, 15-04-13, 15-08-25, and subsections 2 and 4 of section 53-08-01 of the North Dakota Century Code, relating to surface leasing of state school lands and the definition of land for recreational use purposes; to repeal sections 15-04-03, 15-04-16, 15-04-17, and 15-06-20 of the North Dakota Century Code, relating to surface leasing of state school lands and the sale of coal lands; 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, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nothing; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

Engrossed SB 2127 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2167: A BILL for an Act to amend and reenact subsection 2 of section 54-05.1-02, sections 54-05.1-03, and 54-05.1-07 of the North Dakota

Century Code, relating to legislative lobbying; 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, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzenk; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

Engrossed SB 2167 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF SENATE BILL

SB 2062: A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota Century Code, relating to additional payments for accredited middle school programs; to amend and reenact subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to exemption of the superintendent of public instruction from the Administrative Agencies Practices Act; and to provide an appropriation.

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 15 YEAS, 31 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: DeMers; Heinrich; Heitkamp; Kelsh; Krauter; LaFountain; Lindaas; Lips; Mathern; Mushik; Nelson, C.; O'Connell; Redlin; Robinson; Yockim

NAYS: Andrist; Bowman; Christmann; Freborg; Goetz; Grindberg; Holmberg; Kinnoin; Krebsbach; Kringstad; Langley; Lee; Mutch; Naaden; Nalewaja; Nelson, G.; Nething; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzenk; Watne

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

SB 2062 lost.

SECOND READING OF SENATE BILL

SB 2082: A BILL for an Act to create and enact a new section to chapter 40-57.1 of the North Dakota Century Code, relating to assignment of value for foundation aid purposes to new industry property subject to payments in lieu of taxes; and to provide an effective date.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach;

Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

SB 2082 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2179: A BILL for an Act to amend and reenact section 1 of chapter 367 of the 1963 Session Laws, relating to the deed to property formerly owned by the state at Bathgate, North Dakota; and to provide for issuance of a new deed for the property.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

SB 2179 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2237: A BILL for an Act to amend and reenact subdivision c of subsection 3 of section 14-02.4-02 of the North Dakota Century Code, relating to when conduct or communication is included within the definition of discriminatory practice.

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

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Heitkamp; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Langley; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Thane; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Scherber; Tallackson; Wogsland

SB 2237 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2273: A BILL for an Act to amend and reenact section 15-34.1-01 of the North Dakota Century Code, relating to compulsory school attendance.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 1 YEA, 42 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Streibel

NAYS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Heitkamp; Langley; Scherber; Tallackson; Thane; Wogsland

SB 2273 lost.

SECOND READING OF SENATE BILL

SB 2291: A BILL for an Act to amend and reenact section 43-41-05 of the North Dakota Century Code, relating to requirements necessary to practice social work.

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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Heitkamp; Langley; Scherber; Tallackson; Thane; Wogsland

SB 2291 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2316: A BILL for an Act to amend and reenact sections 14-05-23, 14-06-02, subsection 1 of section 27-10-01.1, and subsection 1 of section 27-10-01.4 of the North Dakota Century Code, relating to interim orders in domestic relations proceedings; and to provide an effective date.

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, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Andrist; Bowman; Christmann; DeMers; Freborg; Goetz; Grindberg; Heinrich; Holmberg; Kelsh; Kinnoin; Krauter; Krebsbach; Kringstad; LaFountain; Lee; Lindaas; Lips; Mathern; Mushik; Mutch; Naaden; Nalewaja; Nelson, C.; Nelson, G.; Nething; O'Connell; Redlin; Robinson; Sand; Schobinger; Solberg; St. Aubyn; Stenehjem, B.; Stenehjem, W.; Streibel; Tennefos; Tomac; Traynor; Urlacher; Wanzek; Watne; Yockim

ABSENT AND NOT VOTING: Heitkamp; Langley; Scherber; Tallackson; Thane; Wogsland

SB 2316 passed and the title was agreed to.

MOTION

SEN. MALEWAJA MOVED that SB 2467 be returned to the Senate floor from the Appropriations Committee for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. MALEWAJA REQUESTED the unanimous consent of the Senate to withdraw SB 2467. There being no objection, it was so ordered by the President.

MOTION

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

MOTION

SEN. GOETZ MOVED that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 12:30 p.m., Friday, January 27, 1995, which motion prevailed.

REPORT OF STANDING COMMITTEE

SB 2050: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2050 was placed on the Sixth order on the calendar.

Page 1, line 8, remove "remedial, maintenance, and gifted"

Page 1, line 18, remove "remedial,"

Page 1, line 19, remove "maintenance, and gifted"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2053: Education Committee (Sen. Freborg, Chairman) recommends DO NOT PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2053 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2054: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2054 was placed on the Sixth order on the calendar.

Page 1, line 13, after "before" insert "July fifteenth, August first,", remove the overstrike over "~~September first~~" and insert immediately thereafter an underscored comma, and remove the overstrike over "~~and~~"

Page 1, line 14, remove the overstrike over "~~October first~~" and remove "July fifteenth"

Page 1, line 15, overstrike "the"

Page 1, line 16, after the second "first" insert "those", remove the overstrike over "~~payments~~", and remove "July fifteenth payment"

Page 1, line 20, remove the overstrike over "~~On or before November~~"

Page 1, remove the overstrike over lines 21 and 22

Page 2, line 1, remove the overstrike over "the" and insert immediately thereafter "above", remove the overstrike over "payments", and remove the overstrike over "~~to constitute~~"

Page 2, line 2, after "~~forty~~" insert "fifty", remove the overstrike over "~~percent of the sum found to be due under~~", and remove the overstrike over "~~this~~"

Page 2, line 3, remove the overstrike over "~~chapter-~~" and remove "August, September, October, November,"

Page 2, line 5, replace "one-ninth" with "one-fifth"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2084: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2084 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2182: Education Committee (Sen. Freborg, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2182 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2267: Judiciary Committee (Sen. W. Stenehjem, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2267 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2275: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2275 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2289: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2289 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2295: Political Subdivisions Committee (Sen. Urlacher, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2295 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2303: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2303 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2318: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO NOT PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2318 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2321: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2321 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2322: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2322 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2336: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2336 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2337: Judiciary Committee (Sen. W. Stenehjem, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2337 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2338: Judiciary Committee (Sen. W. Stenehjem, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2338 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2346: Judiciary Committee (Sen. W. Stenehjem, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2346 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2376: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2376 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2404: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2404 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2409: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO NOT PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2409 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SB 2431: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2431 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

SCR 4020: Finance and Taxation Committee (Sen. Tennefos, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4020 was placed on the Tenth order on the calendar.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Wogsland, G. Nelson and Reps. Dorso, Oban introduced:

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.

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

Sens. Wogsland, Langley, Streibel, Traynor and Rep. Laughlin introduced:

SCR 4034: A concurrent resolution urging the Governor to declare an emergency concerning the impending flood disaster in the Devils Lake basin and urging the Governor to mobilize the National Guard to combat the flood emergency developing in the Devils Lake basin.

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

Sens. Grindberg, Lindaas introduced:

SCR 4035: A concurrent resolution encouraging the State Board of Public Accountancy to establish provisions for the licensing of paraprofessional accountants.

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

Sens. Redlin, Goetz introduced:

SCR 4036: A concurrent resolution urging Congress to provide funds to the appropriate agency for construction of a scenic road connecting the three units of the Theodore Roosevelt National Park in the North Dakota badlands.

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

Sens. Mutch, Naaden, Wanzek and Reps. Brown, Skarphol, Wald introduced:

SCR 4037: A concurrent resolution urging the President and Congress of the United States to cease appropriating funds for military activity in support of any world organization unless the military activity is specifically authorized by Congress, to cease engaging in any military activity under the authority of the United Nations or any other world body, and to cease assisting in the formation of any form of global government or economic or political merger of the United States into a world body or government.

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

Sens. Andrist, Kinnoin, Krauter and Reps. Aarsvold, Kretschmar, Maragos introduced:

SCR 4038: A concurrent resolution to create and enact a new section to article IV of the Constitution of North Dakota, relating to a fiscal note requirement for legislative bills having a negative fiscal impact upon cities, counties, or school districts.

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

Sens. Mushik, Krauter and Reps. Jacobs, Kerzman introduced:

SCR 4039: A concurrent resolution designating Larry Woiwode as Poet Laureate of North Dakota.

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

Sens. Tomac, Freborg, Mushik, Yockim and Reps. Coats, Freier introduced:

SCR 4040: A concurrent resolution urging the United States Army Corps of Engineers to include provisions for the protection of recreation, municipal, industrial, irrigation, and other interests on the Missouri River in North Dakota in developing a revised master manual for the future operation of the Pick-Sloan project.

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

Sens. Tomac, Freborg, Mushik, Yockim and Reps. Coats, Freier introduced:

SCR 4041: A concurrent resolution urging the Congress of the United States and the United States Army Corps of Engineers to assume responsibility for Missouri River bank erosion downstream from all Pick-Sloan project dams, including the Garrison Dam to Oahe Reservoir reach in North Dakota, and to continue a program of annually appropriating funds for the maintenance and construction of bank protection projects.

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

Sen. Krebsbach introduced:

SCR 4042: A concurrent resolution for the amendment of section 25 of article XI of the Constitution of North Dakota, relating to the conduct of a lottery.

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

Sens. Tennefos, G. Nelson, Redlin and Reps. Dorso, Gorman introduced:

SCR 4043: A concurrent resolution urging the North Dakota Congressional Delegation to address problems and concerns related to the scope and expansion of Indian casino gaming.

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

Sens. Tallackson, Robinson and Reps. Hagle, Gerntholz, Martin introduced:

SCR 4044: A concurrent resolution urging the President and the Congress to reject any proposal to sell any of the power marketing administrations or otherwise dispose of their assets.

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

FIRST READING OF HOUSE BILLS

HB 1042: A BILL for an Act to amend and reenact subsection 2 of section 15-27.2-01 and subsection 3 of section 15-27.4-02 of the North Dakota Century Code, relating to residency requirements in school district annexations and dissolutions.

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

HB 1052: A BILL for an Act to amend and reenact section 53-06.1-11 of the North Dakota Century Code, relating to the expense limitation for games of chance; and to declare an emergency.

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

HB 1070: A BILL for an Act to create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to the fee for a nonresident reciprocal trapping license; and to amend and reenact subsection 2 of section 20.1-03-07 and section 20.1-03-10 of the North Dakota Century Code, relating to nonresident reciprocal trapping licenses.

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

HB 1078: A BILL for an Act to create and enact a new subsection to section 54-17-07.2 and a new section to chapter 54-17 of the North Dakota Century Code, relating to housing finance program definitions and pledges; to amend and reenact subsection 1 of section 54-17-07.3 and section 54-17-07.4, relating to home mortgage finance programs and housing revenue bonds; and to provide for retroactive application.

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

HB 1081: A BILL for an Act to amend and reenact section 43-29-07 of the North Dakota Century Code, relating to veterinary license examination fees.

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

HB 1086: A BILL for an Act to amend and reenact sections 64-02-09, 64-02-10, 64-02-13, and 64-02-14 of the North Dakota Century Code, relating to standards of weights and measures and fees for testing weighing and measuring devices.

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

HB 1105: A BILL for an Act to create and enact sections 20.1-03-32, 20.1-03-33, and 20.1-03-34 of the North Dakota Century Code, relating to establishing a computer hunting and fishing license system.

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

HB 1114: A BILL for an Act to amend and reenact section 12 of chapter 594 of the 1993 Session Laws, relating to the effective date of the assumption of the section 404 program of the Clean Water Act by the state.

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

HB 1118: A BILL for an Act to amend and reenact subsection 3 of section 38-19-02 and section 38-19-04 of the North Dakota Century Code, relating to reporting requirements for installers of residential geothermal systems.

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

HB 1124: A BILL for an Act to amend and reenact section 4-24-10 of the North Dakota Century Code, relating to agricultural commodity group reports. Was read the first time and referred to the **Agriculture Committee**.

HB 1148: A BILL for an Act to amend and reenact sections 19-20.1-02, 19-20.1-03, 19-20.1-03.4, 19-20.1-06, and 19-20.1-13 of the North Dakota Century Code, relating to definitions applicable to the registration and licensing of fertilizers, fertilizer registration schedules, guaranteed analysis of fertilizer, fertilizer inspection fees and tonnage reports, and phosphates; and to provide a penalty. Was read the first time and referred to the **Agriculture Committee**.

HB 1180: A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 53-06.1-03 of the North Dakota Century Code, relating to the issuance of local permits by a governing body to conduct raffles, sports pools, or bingo. Was read the first time and referred to the **Judiciary Committee**.

HB 1181: A BILL for an Act to amend and reenact section 20.1-01-31 of the North Dakota Century Code, relating to interference with rights of trappers. Was read the first time and referred to the **Natural Resources Committee**.

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. Was read the first time and referred to the **Human Services Committee**.

HB 1223: A BILL for an Act to amend and reenact section 12.1-32-06.1 of the North Dakota Century Code, relating to an additional period of probation that may be imposed for certain types of offenses. Was read the first time and referred to the **Judiciary Committee**.

HB 1244: A BILL for an Act to create and enact a new section to chapter 29-05 and a new section to chapter 29-29 of the North Dakota Century Code, relating to the release of information contained in arrest and search warrants. Was read the first time and referred to the **Judiciary Committee**.

HB 1256: A BILL for an Act to amend and reenact sections 43-20-03, 43-20-07, 43-20-12, 43-20-12.1, subsection 6 of section 43-28-01, subsections 1 and 3 of section 43-28-04, section 43-28-05, subsection 5 of section 43-28-06, sections 43-28-11, 43-28-12.2, subsections 1 and 2 of section 43-28-15, sections 43-28-19, and 43-28-23 of the North Dakota Century Code, relating to dental hygienists and the practice of dentistry. Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1262: A BILL for an Act to create and enact a new section to chapter 11-15 and a new section to chapter 12-60 of the North Dakota Century Code, relating to duties of sheriffs and the bureau of criminal investigation with respect to protection and restraining orders. Was read the first time and referred to the **Judiciary Committee**.

HB 1263: A BILL for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to real estate mortgages. Was read the first time and referred to the **Industry, Business and Labor Committee**.

HB 1304: A BILL for an Act to create and enact a new section to chapter 47-05 of the North Dakota Century Code, relating to easements for forest purposes. Was read the first time and referred to the **Political Subdivisions Committee**.

HB 1315: A BILL for an Act to amend and reenact section 51-12-09 of the North Dakota Century Code, relating to representation as to worth or value as false advertising.
Was read the first time and referred to the **Industry, Business and Labor Committee.**

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3001: A concurrent resolution urging the Federal Grain Inspection Service to disseminate useful information about technological and regulatory changes affecting the grading of wheat and to encourage the use of first official grades at destination ports.
Was read the first time and referred to the **Agriculture Committee.**

HCR 3006: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of utilizing institutions of higher education to provide educational options and opportunities for North Dakota high school students.
Was read the first time and referred to the **Education Committee.**

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

William C. Parker, Secretary