

HOUSE CONCURRENT RESOLUTIONS

CHAPTER 573

HOUSE CONCURRENT RESOLUTION NO. 3001

(Legislative Council)
(Budget Committee on Long-Term Care)

PHYSICIAN PSYCHIATRIC AND GEROPSYCHIATRIC TRAINING STUDY

A concurrent resolution directing the Legislative Council to study the expansion of psychiatric and geropsychiatric training for primary care physicians at the University of North Dakota School of Medicine and Health Sciences.

WHEREAS, North Dakota's rural counties have generally maintained federal health professional shortage area designation for psychiatric services; and

WHEREAS, recent national studies indicate that a significant portion of mental health care for residents of rural areas may be rendered by primary care providers; and

WHEREAS, mental health services in rural areas are far less accessible than is considered desirable; and

WHEREAS, it is important to enhance the knowledge of networking and consulting opportunities, as well as to support the enhancement of service delivery; and

WHEREAS, there is a need to enhance the mental health service capacity of primary care providers, nurse practitioners, and physician assistants in the rural areas; and

WHEREAS, the University of North Dakota School of Medicine and Health Sciences is the only physician training facility in the state of North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the expansion of psychiatric and geropsychiatric training for primary care physicians at the University of North Dakota School of Medicine and Health Sciences; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 574**HOUSE CONCURRENT RESOLUTION NO. 3002**

(Legislative Council)
(Budget Committee on Long-Term Care)

AMERICAN INDIAN LONG-TERM CARE STUDY

A concurrent resolution directing the Legislative Council to study American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems.

WHEREAS, the 1995-96 Task Force on Long-Term Care Planning reported that in the area of long-term care service inventory, distribution, and alternatives, long-term care services within North Dakota American Indian service areas and reservations vary widely, ranging from a nursing facility that is not owned or operated by a tribe to unlicensed facilities and home-based care provided under several entitlement programs; and

WHEREAS, coordination and application of various American Indian long-term care programs and service components are directed by tribal policy and organizational structure; and

WHEREAS, various noninstitutional care components appear to be available on reservations, but service arrangement and delivery may not be adequately coordinated and case management services for elderly reservation residents, if available, could result in a significant increase in the effectiveness of service delivery for that population; and

WHEREAS, during the 1997-98 interim, the Department of Human Services and the Department of Health formed a Task Force on Long-Term Care Planning to study American Indian long-term care and case management needs, access to services, and the functional relationship between state service units and American Indian reservation service systems; and

WHEREAS, the Task Force on Long-Term Care Planning was unable to establish a subcommittee, composed of representatives from each North Dakota American Indian reservation, to carry out these provisions during the 1997-98 interim; and

WHEREAS, the Task Force on Long-Term Care Planning has determined that a separate working group needs to be established on each reservation in order to successfully carry out these provisions;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 18, 1999

CHAPTER 575

HOUSE CONCURRENT RESOLUTION NO. 3003

(Legislative Council)
(Budget Committee on Long-Term Care)

SENIOR CITIZEN MILL LEVY MATCH PROGRAM STUDY

A concurrent resolution directing the Legislative Council to study the mill levy match program for senior citizens to determine if the program could be expanded to enhance home and community-based service availability.

WHEREAS, the 1971 Legislative Assembly established the mill levy match program for senior citizens and the 1991 Legislative Assembly amended the program and restricted the types of expenses for which those mill levy funds can be used to a variety of services designed to assist senior citizens in maintaining independence, including home-delivered meals, transportation, outreach assistance, congregate dining, and health-related services; and

WHEREAS, the 1997 Legislative Assembly appropriated \$1,050,000 for the mill levy match program for senior citizens for the 1997-99 biennium, an increase of \$150,000 over the 1995-97 appropriation of \$900,000; and

WHEREAS, the majority of funds from the mill levy match program for senior citizens is distributed by city or county commissioners to agencies that contract with the Department of Human Services to provide services under the Older Americans Act; and

WHEREAS, many elderly residents of rural communities throughout the state rely on these service providers as one of the few alternatives to institutional care; and

WHEREAS, funds from the mill levy match program for senior citizens are also used to leverage a variety of federal funds that provide for an assortment of in-home services for the frail and elderly; and

WHEREAS, the use of funds from the mill levy match program for senior citizens to serve an at-risk population in the least restrictive environment makes the program an integral part of the continuum of long-term care services; and

WHEREAS, the Task Force on Long-Term Care Planning views the mill levy match program for senior citizens as an important component in the overall provision of long-term care services to the senior citizens of North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the mill levy match program for senior citizens to determine if the program could be expanded to enhance home and community-based service availability; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 18, 1999

CHAPTER 576

HOUSE CONCURRENT RESOLUTION NO. 3004

(Legislative Council)
(Budget Committee on Long-Term Care)

SWING-BED PROCESS STUDY

A concurrent resolution directing the Legislative Council to study the swing-bed process.

WHEREAS, the June 1996 Task Force on Long-Term Care Planning report indicated that swing-bed care, as a form of long-term care, is relatively unregulated when compared to nursing facilities; and

WHEREAS, the June 1996 Task Force on Long-Term Care Planning report indicated that little data is available about individuals served in a swing-bed setting; and

WHEREAS, the June 1996 Task Force on Long-Term Care Planning report indicated that it appears that some swing-bed facilities were beginning to use swing beds for permanent placements rather than just short-term stays, thereby circumventing controls over the expansion of long-term care beds; and

WHEREAS, census data indicates that swing-bed hospitals are admitting residents for long periods of time and that a total of 22 percent of admissions were for more than six months and 47 residents were in swing beds for more than a year; and

WHEREAS, there is concern that long-term placement of residents in swing beds is going beyond the original concept of swing beds and that some hospitals have gone beyond the original intent and are providing ongoing long-term care services to their residents; and

WHEREAS, swing-bed services are not required to be at the same level as long-term care facility services and there continues to be a lack of any standardized measurement process available to determine the quality of care being provided in swing-bed facilities; and

WHEREAS, there are 1,594 potential swing beds in North Dakota; and

WHEREAS, the Task Force on Long-Term Care Planning expressed concern about the impact the number of available swing beds could have on the overall goal of providing long-term care services in the least restrictive, most cost-effective manner;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the swing-bed process to determine if changes are necessary in the current requirements for providing services to swing-bed residents, including the need for a standard assessment process and

whether any limits such as length of stay or number of available swing beds should be implemented; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 577**HOUSE CONCURRENT RESOLUTION NO. 3005**

(Legislative Council)
(Child Support Committee)

**DOMESTIC RELATIONS PRO SE REPRESENTATION
STUDY**

A concurrent resolution directing the Legislative Council to study the feasibility and desirability of facilitating pro se representation in domestic relations matters.

WHEREAS, more than one-half of all actions filed in district courts involve domestic relations cases, including child support order modification proceedings and visitation enforcement proceedings; and

WHEREAS, legal expenses associated with even the most basic of child support modification proceedings and visitation enforcement proceedings make these proceedings cost-prohibitive for most people; and

WHEREAS, many low-income persons must rely on legal aid offices, child support enforcement units, or attorneys willing to do pro bono domestic relations cases for legal services; and

WHEREAS, legal aid offices, child support enforcement units, and pro bono attorneys have limited resources to assist persons in domestic relations matters; and

WHEREAS, there is a presumption that application of the child support guidelines results in the proper amount of child support, and it is usually in a child's best interests to have a relationship with both parents; and

WHEREAS, lack of ability to pay for legal services may result in persons failing to seek modification of child support orders and enforcement of visitation;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of facilitating pro se representation in domestic relations matters; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 578**HOUSE CONCURRENT RESOLUTION NO. 3006**

(Legislative Council)
(Child Support Committee)

FAMILY LAW MEDIATION APPROVAL

A concurrent resolution expressing legislative approval of the actions taken by the State Bar Association of North Dakota Joint Task Force on Family Law to facilitate and promote mediation as a method of addressing family law matters.

WHEREAS, the Joint Task Force on Family Law was established in January 1995 and has a mission that includes reviewing dispute resolution alternatives to determine potential application in the family law system, including divorce; and

WHEREAS, the traditional legal system is adversarial in nature and is usually counterproductive in fostering communication, cooperation, and a working relationship between parents, skills that may be integral to successful postdivorce childrearing; and

WHEREAS, mediation is based on communication and mutual agreement, which may be productive in teaching problem-solving skills that may decrease postdivorce litigation; and

WHEREAS, the Joint Task Force on Family Law has invested a large amount of time and expended a great amount of energy in drafting and promoting suggested local rules of court that mandate mediation orientation in most divorce cases filed in district court; and

WHEREAS, mandatory mediation orientation should assist in improving the availability of mediators in the rural communities and the western region of the state; and

WHEREAS, in response to the work of the Joint Task Force on Family Law, several judicial districts have agreed to adopt local court rules that mandate mediation orientation in most divorce cases;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly approves of the actions taken by the State Bar Association of North Dakota Joint Task Force on Family Law to facilitate and promote mediation as a method of addressing family law matters; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Chief Justice of the North Dakota Supreme Court, the Board of Governors of the State Bar Association of North Dakota, and to each member of the Joint Task Force on Family Law.

Filed March 8, 1999

CHAPTER 579**HOUSE CONCURRENT RESOLUTION NO. 3007**
(Legislative Council)
(Education Services Committee)**TITLE 15 CONTINUED STUDY**

A concurrent resolution directing the Legislative Council to continue its study of those provisions of Title 15 of the North Dakota Century Code which relate to elementary and secondary education.

WHEREAS, many of the laws relating to the provision of elementary and secondary education in this state have been adopted over the years without regard to their interrelationship; and

WHEREAS, many of the laws relating to the provision of elementary and secondary education in this state set forth neither clear objectives nor directives for their administration; and

WHEREAS, many of the laws relating to the provision of elementary and secondary education in this state are duplicative, inconsistent, or illogically arranged; and

WHEREAS, the Legislative Council, through the Education Services Committee, conducted a study during the 1997-98 interim which resulted in recommendations for the revision of a substantial portion of Title 15;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council continue its study of those provisions of Title 15 of the North Dakota Century Code which relate to elementary and secondary education; and

BE IT FURTHER RESOLVED, that the purpose of the study is to recommend changes to laws that are found to be irrelevant, duplicative, inconsistent, illogically arranged, or unclear in their intent and direction; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 580**HOUSE CONCURRENT RESOLUTION NO. 3009**

(Representative Belter)

CARGILL-CONTINENTAL MERGER REVIEW URGED

A concurrent resolution urging Congress to carefully review the planned merger between Cargill, Incorporated, and Continental Grain Company and take any action appropriate to minimize potentially adverse effects on farmers, ranchers, and consumers that could result from such increased concentration in the agricultural sector.

WHEREAS, on November 10, 1998, Cargill, Incorporated, announced its intention to purchase the worldwide grain operations of rival Continental Grain Company; and

WHEREAS, Cargill, Incorporated, is the nation's largest private company, with revenues during this past fiscal year in excess of \$51.4 billion; and

WHEREAS, Continental Grain Company is one of the nation's largest private companies, with revenues during this past fiscal year in excess of \$16 billion; and

WHEREAS, a merger of these two companies would result in a single entity controlling over 40 percent of all United States corn exports, 33 percent of all soybean exports, and at least 20 percent of all wheat exports; and

WHEREAS, a merger of these two companies could have far-reaching implications for agricultural producers and consumers, especially so if the merger stifles or drives out competition in smaller local markets and key distribution points;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to carefully review the planned merger between Cargill, Incorporated, and Continental Grain Company and take any action appropriate to minimize potentially adverse effects on farmers, ranchers, and consumers that could result from such increased concentration in the agricultural sector; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairman of the Senate Agriculture Committee, the chairman of the House Agriculture Committee, and to each member of the North Dakota Congressional Delegation.

Filed April 2, 1999

CHAPTER 581**HOUSE CONCURRENT RESOLUTION NO. 3010**

(Representatives Hanson, Fairfield, Kroeber, Pollert)
(Senators Nething, Wanzek)

LOUIS L'AMOUR STAMP APPROVAL URGED

A concurrent resolution urging the Citizens Stamp Advisory Committee to approve for release a stamp honoring Louis L'Amour.

WHEREAS, Louis L'Amour was born in Jamestown, North Dakota, March 22, 1908; and

WHEREAS, prior to his death in 1988, Louis L'Amour published more than 400 short stories and 100 novels, wrote 65 television scripts, and sold over 45 stories to the motion picture industry, including "Hondo" starring John Wayne; and

WHEREAS, the public has purchased over 260 million Louis L'Amour books making him the fastest selling novelist in America; and

WHEREAS, Louis L'Amour was awarded North Dakota's Theodore Roosevelt Rough Rider Award, the highest recognition a present or former North Dakotan may receive from the State, for achieving national recognition for a genuine achievement of lasting significance which reflects credit and honor upon North Dakota and its citizens;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Citizens Stamp Advisory Committee to approve for release a stamp honoring Louis L'Amour; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a copy of this resolution to each member of the Citizens Stamp Advisory Committee and to each member of the North Dakota Congressional Delegation.

Filed March 5, 1999

CHAPTER 582**HOUSE CONCURRENT RESOLUTION NO. 3011**

(Representative Sveen)

STATE AGENCY TRANSFER TO RURAL AREAS STUDY

A concurrent resolution directing the Legislative Council to study state agency office space needs to determine the feasibility and desirability of transferring state agencies or state employees to rural areas.

WHEREAS, the state of North Dakota rents office space in Bismarck for several of its agencies and institutions; and

WHEREAS, the state should periodically evaluate office space needs and the cost of renting office space; and

WHEREAS, technological advances allow employees to conduct their work from offices outside the capitol building, including offices in rural areas where building rents may be less expensive; and

WHEREAS, by transferring state offices to rural areas where there exists an available work force and a lower cost of living, the state could revitalize the economies and tax bases of rural communities while bringing government closer to the people; and

WHEREAS, by transferring state offices to rural areas on an incremental basis, the state could lessen any negative impact on state employees working in Bismarck;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study state agency office space needs to determine the feasibility and desirability of transferring state agencies or state employees to rural areas; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 15, 1999

CHAPTER 583

HOUSE CONCURRENT RESOLUTION NO. 3012

(Representatives R. Kelsch, Carlisle, Boehm, Hanson, Sandvig)
(Senator Naaden)

LEGISLATIVE EMPLOYEE COMPENSATION

A concurrent resolution designating House and Senate employment positions and fixing compensation.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That for the Fifty-sixth Legislative Assembly, the following positions are designated as employee positions of the House and Senate and are to be paid the wages indicated:

	HOUSE	
Chief Clerk		\$102.00
Assistant chief clerk		86.00
Desk reporter		96.00
Sergeant-at-arms		80.00
Bill clerk		80.00
Secretary to majority leader		94.00
Staff assistant to majority leader		80.00
Secretary to minority leader		94.00
Staff assistant to minority leader		80.00
Secretary to Speaker		80.00
Chief committee clerk		94.00
Appropriations Committee clerk		94.00
Assistant Appropriations Committee clerk		90.00
Committee clerk for three-day committee		90.00
Committee clerk for two-day committee		84.00
Assistant committee clerk		74.00
Deputy sergeant-at-arms		66.00
Chief page and bill book clerk		72.00
Calendar clerk		80.00
Telephone attendant		64.00
Legislative assistant		62.00
	SENATE	
Secretary of the Senate		\$102.00
Assistant secretary of the Senate		86.00
Desk reporter		96.00
Bill clerk		80.00
Sergeant-at-arms		80.00
Secretary to majority leader		94.00
Staff assistant to majority leader		80.00
Secretary to minority leader		94.00
Staff assistant to minority leader		80.00
Chief committee clerk		94.00
Appropriations Committee clerk		94.00

Assistant Appropriations Committee clerk	90.00
Committee clerk for three-day committee	90.00
Committee clerk for two-day committee	84.00
Assistant committee clerk	74.00
Payroll clerk	76.00
Deputy sergeant-at-arms	66.00
Chief page and bill book clerk	73.00
Calendar clerk	80.00
Chief telephone attendant	76.00
Telephone attendant	64.00
Legislative assistant	62.00

BE IT FURTHER RESOLVED, that each employee of the Fifty-sixth Legislative Assembly is entitled to an additional \$1 per day for each previous regular session of the Legislative Assembly during which that employee was paid for at least 45 days, as either an employee of the House or the Senate, and to receive this additional compensation, which may not exceed \$10 per day, that employee must certify to the Legislative Council the year of each regular session during which that employee was employed as required by this resolution; and

BE IT FURTHER RESOLVED, that each majority leader and each minority leader is entitled to two staff assistants, but each majority or minority leader may hire fewer or more assistants so long as the total daily compensation for the assistants hired does not exceed the total daily amount authorized for those positions by this resolution; and

BE IT FURTHER RESOLVED, that the report of the Employment Committee of the respective house identify the number of employees in each position by listing every employee and the position for which employed; and

BE IT FURTHER RESOLVED, that with the approval of the Employment Committee of the respective house, a position may be converted to a part-time position, with the daily compensation converted to a per hour rate of pay; and

BE IT FURTHER RESOLVED, that if any employee resigns, is discharged, or for other reasons terminates employment, the compensation provided by this resolution for that employee ceases effective the last day of employment.

Filed January 18, 1999

CHAPTER 584**HOUSE CONCURRENT RESOLUTION NO. 3013**

(Representatives Winrich, Svedjan, Eckre)
(Senators Fischer, Thompson)

RED RIVER BASIN WATER MANAGEMENT STUDY

A concurrent resolution directing the Legislative Council to study basinwide water management of the Red River Basin.

WHEREAS, the effective management of the state's water resources is essential to the health, prosperity, and general welfare of the people of North Dakota; and

WHEREAS, most of the Red River Basin's existing water resource districts are based upon political boundaries and not hydrologic boundaries; and

WHEREAS, rivers, streams, and watersheds in the Red River Basin do not correspond with existing political boundaries; and

WHEREAS, the flood of 1997 caused a great deal of damage in communities throughout the Red River Basin; and

WHEREAS, several proposals for basinwide water management that hold the promise of reducing damage from future floods are being developed; and

WHEREAS, reduction in flood levels would significantly increase the safety and security of conventional flood protection systems, such as dikes, that are being developed in the Red River Basin;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study basinwide water management of the Red River Basin; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh legislative assembly.

Filed March 31, 1999

CHAPTER 585**HOUSE CONCURRENT RESOLUTION NO. 3014**

(Representatives Brandenburg, D. Johnson, Pollert, Weisz)
(Senators G. Nelson, Wanzek)

AGRICULTURAL PESTICIDE STUDY

A concurrent resolution directing the Legislative Council to study the disparity in prices and the inconsistency in the registration of agricultural pesticides.

WHEREAS, the agricultural sector is highly dependent on the availability of agricultural pesticides; and

WHEREAS, Canadian and United States governmental entities are involved in the approval and registration of agricultural pesticides; and

WHEREAS, chemicals approved by the Canadian government might not be approved by the United States government; and

WHEREAS, chemicals approved by the Canadian government and not approved by the United States government are used on food products that enter the stream of commerce in the United States; and

WHEREAS, chemicals approved by the United States and Canada are available to Canadian producers at a price much more favorable than that enjoyed by United States producers;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the disparity in prices and inconsistency in the registration of agricultural pesticides; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 586**HOUSE CONCURRENT RESOLUTION NO. 3016**

(Representatives S. Kelsh, Jensen)
(Senators Fischer, Lee, T. Mathern)

GUARDIANSHIP SERVICES STUDY

A concurrent resolution directing the Legislative Council to study the qualifications, standards, and the monitoring requirements for guardianship services for incapacitated persons.

WHEREAS, the Guardianship Association of North Dakota has been formed; and

WHEREAS, a 1996 study of guardianship needs conducted by the Bush Foundation and the Aging Services Division of the North Dakota Department of Human Services determined that a large number of incapacitated persons in the state are in need of guardianship services; and

WHEREAS, there is an insufficient number of qualified and available guardians in the state to handle the complex needs of incapacitated persons; and

WHEREAS, many family members of incapacitated persons are unable to be guardians due to distance and other factors; and

WHEREAS, demographic projections for North Dakota indicate significant increases in the number of elderly persons who will be in need of a range of services;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the qualifications, standards, and the monitoring requirements for guardianship services for incapacitated persons; and

BE IT FURTHER RESOLVED, that the study include an examination of other states' qualifications, standards, and monitoring requirements for guardianship services; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 587**HOUSE CONCURRENT RESOLUTION NO. 3019**

(Representatives Monson, R. Kelsch, Lemieux, Nicholas, Nowatzki)

OILSEED COUNCIL MEMBERSHIP STUDY

A concurrent resolution directing the Legislative Council to study the composition of the Oilseed Council and the impact, at the state and federal levels, of any changes in membership of the council.

WHEREAS, the production, development, marketing, and promotion of sunflowers, safflowers, rapeseed or canola, crambe, and flax is important to the general welfare of the people of this state; and

WHEREAS, it is in the public interest that better methods of production, processing, and marketing of sunflowers, safflowers, rapeseed or canola, crambe, and flax and that advertising and promoting of sunflower, safflower, rapeseed or canola, crambe, and flax be fostered, encouraged, developed, and improved; and

WHEREAS, the Oilseed Council consists of one participating sunflower grower elected from each of seven districts, one participating safflower grower appointed by the Governor, one participating crambe grower appointed by the Governor, one participating rapeseed or canola grower appointed by the Governor, one participating flax grower appointed by the Governor, and one member appointed by the director of the Agricultural Experiment Station; and

WHEREAS, the composition of the council should ensure that members are in a position to fully represent the depth and breadth of the oilseed industry in this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the composition of the Oilseed Council and the impact, at the state and federal levels, of any potential changes in membership of the council; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 588**HOUSE CONCURRENT RESOLUTION NO. 3021**

(Representatives Froelich, D. Johnson, Meyer, Renner)
(Senator Solberg)

**FISH AND WILDLIFE SERVICE NOT TO LIST PRAIRIE
DOG AS THREATENED OR ENDANGERED URGED**

A concurrent resolution urging the United States Fish and Wildlife Service not to list the blacktailed prairie dog, *Cynomys ludovicianus*, as a threatened or endangered species under the Endangered Species Act.

WHEREAS, the National Wildlife Federation has petitioned the United States Fish and Wildlife Service to list the blacktailed prairie dog as a threatened species; and

WHEREAS, large concentrations of prairie dog populations cause widespread crop destruction and effectively compete with livestock for the same grazing areas; and

WHEREAS, the entrance holes to prairie dog burrows are a hazard to livestock;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the United States Fish and Wildlife Service not to list the blacktailed prairie dog, *Cynomys ludovicianus*, as a threatened or endangered species under the Endangered Species Act; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the regional director of the United States Fish and Wildlife Service, the director of the Fish and Wildlife Service, the Secretary of the Interior, and to each member of the North Dakota Congressional Delegation.

Filed March 18, 1999

CHAPTER 589**HOUSE CONCURRENT RESOLUTION NO. 3027**

(Representatives Maragos, Glassheim, R. Kelsch)
(Senator W. Stenehjem)

HERITAGE TOURISM STUDY

A concurrent resolution directing the Legislative Council to study heritage tourism and the relationships among the State Historical Society, Parks and Recreation Department, Tourism Department, Department of Economic Development and Finance, and private sector promoters and developers of heritage tourism in the state.

WHEREAS, an objective and professional review of North Dakota's tourism industry and potential conducted by the International Resort and Tourism Advisors in 1989 concluded that cultural and heritage tourism provided the best avenues for growth in the state's tourism sector; and

WHEREAS, the 1989 study launched a 10-year plan to build the state's heritage tourism infrastructure; and

WHEREAS, 10 years have elapsed since the study, and the importance of heritage tourism to the state continues to grow; and

WHEREAS, several state agencies and private sector organizations within the state cooperate and are dedicated to the development of heritage tourism in the state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study heritage tourism and the relationships among the State Historical Society, Parks and Recreation Department, Tourism Department, Department of Economic Development and Finance, and private sector promoters and developers of heritage tourism in the state; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 25, 1999

CHAPTER 590**HOUSE CONCURRENT RESOLUTION NO. 3029**

(Representatives Nelson, Warner, D. Johnson)
(Senator Naaden)

**CROP PROTECTION PRODUCT HARMONIZATION
URGED**

A concurrent resolution urging Congress to aggressively pursue legislation that will permit substantially similar crop protection products registered in Canada to be purchased and used by farmers in the United States; to direct the administrator of the Environmental Protection Agency to work toward the harmonization of crop protection product legislation, and in the event substantial progress is not made, to disallow the importation of any commodity into this country if the commodity contains any crop protection product not approved for use in this country; and to require that the manufacturers of crop protection products publicly justify any price discrepancies between similar products sold in Canada and in the United States.

WHEREAS, farmers in this state use crop protection products in a safe and responsible manner; and

WHEREAS, crop protection products are a necessary component of an integrated pest management system, especially with respect to minor crops; and

WHEREAS, the availability of crop protection products helps to diversify the agricultural economic base; and

WHEREAS, agricultural products are imported into the United States after having been exposed to crop protection products that have not been approved by the administrator of the Environmental Protection Agency; and

WHEREAS, agricultural products imported into the United States after having been exposed to agricultural pesticides that have not been approved by the administrator of the Environmental Protection Agency may have chemical residues that could pose a threat to the public health; and

WHEREAS, the United States and Canada do not recognize each other's scientific data generated for use in the labeling of crop protection products; and

WHEREAS, the North American Free Trade Agreement allows large amounts of agricultural commodities to cross the border between the United States and Canada; and

WHEREAS, the percentage of agricultural commodities entering the United States through North Dakota is particularly high compared to those entering through other states; and

WHEREAS, many of the agricultural commodities entering the United States through North Dakota are produced with crop protection products that are not

available to producers in this state or which are available at substantially higher prices than those charged in Canada; and

WHEREAS, farmers and ranchers in this state suffer economically when they must compete with Canadian producers; and

WHEREAS, the cost of production for Canadian producers is significantly less, due in part to the availability of crop protection products at prices substantially lower than those charged producers in this state; and

WHEREAS, the North American Free Trade Agreement set as a goal the complete harmonization of crop protection product registrations between the countries participating in the agreement; and

WHEREAS, the goal of harmonization has been ignored by the administrator of the Environmental Protection Agency and the Congress of the United States through its passage of the Food Quality Protection Act; and

WHEREAS, United States Senators Dorgan and Conrad have introduced legislation that would permit the registration and use in this state of Canadian crop protection products;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to aggressively pursue legislation that will permit substantially similar crop protection products registered in Canada to be purchased and used by farmers in the United States; to direct the administrator of the Environmental Protection Agency to work toward the harmonization of crop protection product legislation, and in the event substantial progress is not made, to disallow the importation of any commodity into this country if the commodity contains any crop protection product not approved for use in this country; and to require that the manufacturers of crop protection products publicly justify any price discrepancies between similar products sold in Canada and in the United States; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed March 31, 1999

CHAPTER 591

HOUSE CONCURRENT RESOLUTION NO. 3030

(Representatives Nelson, D. Johnson, Pollert)
(Senator Klein)

CROP PROTECTION PRODUCT AVAILABILITY URGED

A concurrent resolution urging Congress to ensure the availability of as many crop protection products as possible, including post-harvest crop protectants, to use actual scientific data to determine the safety of crop protection products, to accept scientific data generated by the North Dakota State University Main Research Center and by the research extension centers regarding the safety of crop protection products, to establish uniform policies governing the implementation of the 1996 Food Quality Protection Act, and to ensure that implementation of the 1996 Food Quality Protection Act does not negatively impact agricultural production nor the availability and affordability of food.

WHEREAS, farmers in this state use crop protection products in a safe and responsible manner; and

WHEREAS, the loss of many crop protection products will jeopardize the very foundation of the safe and abundant food supply for all consumers; and

WHEREAS, the elimination of such crop protection products will have devastating effects on the economy of our state and jeopardize the livelihood of many farmers in this state; and

WHEREAS, the 1996 Food Quality Protection Act substantially changes the way crop protection products are evaluated to scientifically determine their health effects; and

WHEREAS, the administrator of the Environmental Protection Agency is making decisions regarding which crop protection products will be made available and which will not; and

WHEREAS, it appears that the administrator of the Environmental Protection Agency is making overly conservative decisions based on insufficient information, instead of attempting to obtain sufficient scientific data; and

WHEREAS, the method by which the administrator of the Environmental Protection Agency is implementing the 1996 Food Quality Protection Act may cause farmers to lose access to valuable crop protection products and consequently jeopardize farm production; and

WHEREAS, if farmers are not able to choose from a wide array of crop protection products, farmers will lose the ability to practice proper conservation tillage and integrated pest management, thereby causing environmental impacts, and foreign producers will enjoy a competitive edge; and

WHEREAS, the absence of reliable information regarding crop protection products results in fewer options for farmers who grow minor crops, significantly

disrupts successful integrated pest management programs, and jeopardizes the availability and affordability of agricultural products;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to ensure the availability of as many crop protection products as possible, including post-harvest crop protectants, to use actual scientific data to determine the safety of crop protection products, to accept scientific data generated by the North Dakota State University Main Research Center and by the research extension centers regarding the safety of crop protection products, to establish uniform policies governing the implementation of the 1996 Food Quality Protection Act, and to ensure that implementation of the 1996 Food Quality Protection Act does not negatively impact agricultural production nor the availability and affordability of food; and

BE IT FURTHER RESOLVED, that the Secretary of the State forward copies of this resolution to the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed April 6, 1999

CHAPTER 592**HOUSE CONCURRENT RESOLUTION NO. 3031**

(Representatives Froelich, Meyer)

LIVESTOCK INSURANCE INITIATIVES URGED

A concurrent resolution urging Congress to encourage the formation of new legislative or administrative initiatives to extend insurance options, similar to crop insurance options, to livestock producers.

WHEREAS, devastating weather conditions have caused livestock producers to experience shrinking profit margins; and

WHEREAS, marketing livestock in an ever-increasing monopolistic environment has caused livestock producers to experience shrinking profit margins; and

WHEREAS, many livestock producers in this state are being driven out of business by anticompetitive forces that control the markets and acts of God that severely restrict their income; and

WHEREAS, farmers have for many years viewed crop insurance as a last remaining safety net that can be tailored to fit their own risk management needs; and

WHEREAS, livestock producers need a revenue insurance safety net that they can tailor to fit their own risk management needs;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to encourage the formation of new legislative or administrative initiatives to extend insurance options, similar to crop insurance options, to livestock producers; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed March 31, 1999

CHAPTER 593**HOUSE CONCURRENT RESOLUTION NO. 3033**

(Representatives Solberg, Drovdal, Kerzman, Meyer, Stefonowicz)
(Senator Lyson)

MARKETING LOAN CAP INCREASE URGED

A concurrent resolution urging Congress to raise the cap on marketing loans available to farmers and to adopt a cost of production index adjustment mechanism.

WHEREAS, farm families and rural communities are suffering an economic downturn similar to the farm crisis of the 1980s; and

WHEREAS, farmers in this state and elsewhere have had to contend with prolonged periods of disastrous weather and crop disease; and

WHEREAS, the 1996 farm bill replaced the previous system of farm income protection with a set of fixed, but declining, payments unrelated to commodity prices and capped commodity marketing loan rates; and

WHEREAS, providing for a cap on commodity marketing loan rates which would reflect cost of production would provide immediate assistance to farm families;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to raise the cap on marketing loans available to farmers and to adopt a cost of production index adjustment mechanism; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairman of the Senate Agriculture Committee, the chairman of the House Agriculture Committee, and to each member of the North Dakota Congressional Delegation.

Filed March 31, 1999

CHAPTER 594

HOUSE CONCURRENT RESOLUTION NO. 3035

(Representatives Lemieux, Meyer)

PESTICIDE HARMONIZATION URGED

A concurrent resolution urging the Environmental Protection Agency and the Congress of the United States to increase resources for and efforts of the U.S.-Canada Technical Working Group to harmonize pesticide regulations between the two countries, to commit more resources and efforts toward establishing tolerances for pesticides registered for use in Canada but not in the United States, and to accept registration data currently accepted by Canadian officials in support of Canadian pesticide registrations.

WHEREAS, it is the intent of the Legislative Assembly that North Dakota become the trusted provider of the highest-quality food in the world with prosperous family farms, thriving rural communities, and world-class stewardship of resources. It is further the intent of the Legislative Assembly to significantly increase net farm income, improve the quality of rural life, and increase North Dakota's rural population; and

WHEREAS, the Legislative Assembly seeks to achieve these goals by making North Dakota agriculture products synonymous with high quality, dominating the premium markets; increasing value-added agricultural processing; diversifying and increasing the value of agricultural production; increasing farm and nonfarm cooperation that supports thriving rural communities and enhances our natural resources; and creating a political, regulatory, economic, trade, financial, and natural resource environment in which North Dakota producers can compete in the global marketplace; and

WHEREAS, North Dakota farmers are forced to compete with farmers from other countries, especially Canada, who are able to use pesticide products that are not registered for use in the United States; and

WHEREAS, Canadian pesticides are often available at substantially reduced prices in formulations that are almost identical to those available to North Dakota producers but are not registered for use in the United States. As a result, North Dakota farmers are unable to realize similar savings and are at a competitive disadvantage; and

WHEREAS, the Environmental Protection Agency needs to put more resources into the harmonization of the registration of crop protection chemicals with Canada; and

WHEREAS, use of Canadian registration data by the Environmental Protection Agency could accelerate its registration process for appropriate crop protection chemicals;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Environmental Protection Agency and the Congress of the United States to increase resources for and efforts of the U.S.-Canada Technical Working Group to harmonize pesticide regulations between the two countries, to commit more resources and efforts toward establishing tolerances for pesticides registered for use in Canada but not in the United States, and to accept registration data currently accepted by Canadian officials in support of Canadian pesticide registrations; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Director of the Environmental Protection Agency, to the chairmen of the House and Senate Committees on Agriculture, and to each member of the North Dakota Congressional Delegation.

Filed March 31, 1999

CHAPTER 595**HOUSE CONCURRENT RESOLUTION NO. 3037**

(Representatives Warner, Nelson)
(Senator Heitkamp)

NAFTA AND GATT REVIEW URGED

A concurrent resolution urging Congress to review the North American Free Trade Agreement and the General Agreement on Tariffs and Trade and amend those portions of the agreements that treat North Dakota agricultural producers inequitably or repeal the agreements in their entirety.

WHEREAS, the North American Free Trade Agreement and the General Agreement on Tariffs and Trade have created international trade zones for agricultural products; and

WHEREAS, the North American Free Trade Agreement and the General Agreement on Tariffs and Trade were to have opened up expanded trade opportunities and vast new markets for our agricultural products; and

WHEREAS, neither the North American Free Trade Agreement nor the General Agreement on Tariffs and Trade have been able to stop the flood of agricultural products from other countries into the United States; and

WHEREAS, despite the existence of the North American Free Trade Agreement and the General Agreement on Tariffs and Trade, North Dakota agricultural producers are experiencing income reductions and economic downturns similar to the farm crisis of the early 1980s;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to review the North American Free Trade Agreement and the General Agreement on Tariffs and Trade and amend those portions of the agreements that treat North Dakota agricultural producers inequitably or repeal the agreements in their entirety; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed April 2, 1999

CHAPTER 596**HOUSE CONCURRENT RESOLUTION NO. 3038**

(Representatives Monson, D. Johnson, Nowatzki)
(Senator Heitkamp)

**INDUSTRIAL HEMP PRODUCTION AUTHORIZATION
URGED**

A concurrent resolution urging Congress to acknowledge the difference between the marijuana plant and the agricultural crop known as industrial hemp; to acknowledge that allowing and encouraging farmers to produce industrial hemp will improve the balance of trade by promoting domestic sources of industrial hemp; and to assist United States producers by clearly authorizing the commercial production of industrial hemp and by being the leading advocate for the industrial hemp industry.

WHEREAS, industrial hemp refers to varieties of the cannabis plant which have a low content of tetrahydrocannabinol (THC) and that are cultivated for fiber and oil; and

WHEREAS, industrial hemp should not be confused with varieties of cannabis which have a high content of tetrahydrocannabinol (THC) and which are commonly referred to as marijuana; and

WHEREAS, the commercial production and cultivation of industrial hemp is now permitted in Canada, under licenses and authorizations issued by Health Canada; and

WHEREAS, Health Canada controls, through rules, all activities relating to the importation, exportation, possession, production, sale, provision, transport, sending, delivering and offering for sale of industrial hemp; and

WHEREAS, industrial hemp is grown legally throughout Europe and Asia; and

WHEREAS, many farmers facing uncertain times in the agricultural marketplace view the reintroduction of industrial hemp as another potential alternative crop that will have long-term economic benefits to the farmers who produce the hemp and the persons who utilize hemp in the production of textiles, paper products, concrete reinforcement, automobile parts, plastics, cosmetics, organic foods and natural body products; and

WHEREAS, Congress never originally intended to prohibit the production of industrial hemp when restricting the production, possession, and use of marijuana;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to acknowledge the difference between the marijuana plant and the agricultural crop known as industrial hemp; to acknowledge that allowing and

encouraging farmers to produce industrial hemp will improve the balance of trade by promoting domestic sources of industrial hemp; and to assist United States producers by clearly authorizing the commercial production of industrial hemp and by being the leading advocate for the industrial hemp industry; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed March 23, 1999

CHAPTER 597**HOUSE CONCURRENT RESOLUTION NO. 3039**

(Representatives Berg, Kempenich, Lemieux)

EMPLOYMENT SECURITY SYSTEM FUNDING URGED

A concurrent resolution urging Congress to enact legislation to return adequate funds to states to fund the employment security system and give a fair return to employers for the taxes employers pay under the Federal Unemployment Tax Act.

WHEREAS, employers pay a federal employment security tax under the Federal Unemployment Tax Act [68A Stat. 439; 26 U.S.C. 3301 et seq.] as a payroll tax that produces revenue dedicated solely to use in the federal-state employment security system; and

WHEREAS, employers' payroll taxes pay for administering the employment security system, providing veterans' reemployment assistance, and producing labor market information to assist in matching workers' skills with the employment needs of employers; and

WHEREAS, congressional appropriations have remained flat in Wagner-Peyser funding, despite adequate availability of funds from dedicated employer taxes because the Federal Unemployment Tax Act accounts are used for federal budget deficit reduction; and

WHEREAS, congressional appropriations have not kept pace with fixed costs of operating the employment security system, creating problems similar to the problems the gas tax creates for transportation; and

WHEREAS, states cannot support an infrastructure to administer the employment security system, provide veterans' reemployment assistance, and produce labor market information, without adequate, predictable resources; and

WHEREAS, delivering services with inadequate federal funding is a major challenge facing the State of North Dakota and Job Service North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to enact legislation to return adequate funds to states to fund the employment security system and give a fair return to employers for the taxes employers pay under the Federal Unemployment Tax Act; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the Speaker and Clerk of the United States House of Representatives, to the President Pro Tempore and Secretary of the United States Senate, to the news media of North Dakota, and to each member of the North Dakota Congressional Delegation.

Filed March 18, 1999

CHAPTER 598**HOUSE CONCURRENT RESOLUTION NO. 3040**

(Representatives Wald, Belter, Grosz)
(Senators Kinnoin, Solberg, Wardner)

INCOME TAX FAIRNESS URGED

A concurrent resolution urging Congress to make the federal income tax fairer, simpler, flatter, lower, and subject to fewer exceptions and special interest provisions.

WHEREAS, the federal income tax is the primary exposure of most citizens to the federal government, and instead of fostering respect for the Congress and the federal government, the income tax is a source of derision for those entities; and

WHEREAS, the common perceptions are that the federal income tax is an example of government gone astray and that the existing Internal Revenue Code is the product of manipulation of Congress by special interest groups; and

WHEREAS, due to the complexity of laws, regulations, and rulings on income taxes, the average taxpayer has little hope of being proficient in preparing his or her own federal income tax return; and

WHEREAS, no other Act of Congress would do more to enhance public perception of Congress and the federal government than to make the federal income tax fairer, simpler, flatter, lower, and subject to fewer exceptions and special interest provisions;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to make the federal income tax fairer, simpler, flatter, lower, and subject to fewer exceptions and special interest provisions; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the chairman of the United States House of Representatives Ways and Means Committee, the chairman of the United States Senate Finance Committee, and each member of the North Dakota Congressional Delegation.

Filed March 18, 1999

CHAPTER 599**HOUSE CONCURRENT RESOLUTION NO. 3041**

(Representative Grosz)
(Senator Traynor)

GASOLINE SULFUR LEVEL REDUCTION URGED

A concurrent resolution urging the Environmental Protection Agency to reduce gasoline sulfur levels to provide the flexibility of a regional approach that will maximize air quality benefits and to propose regulations reducing vehicle emissions in recognition that fuels and vehicles work in tandem and neither fuels nor vehicles can be addressed in isolation.

WHEREAS, the Environmental Protection Agency believes that sulfur reductions are necessary to maximize emissions reductions from motor vehicles; and

WHEREAS, the Environmental Protection Agency plans to propose very stringent gasoline sulfur regulations and more stringent vehicle tailpipe emission standards; and

WHEREAS, some states' air pollution problems are far greater than others and require greater reduction of sulfur and other states, especially those states in the western portion of the nation, have minimal air pollution problems that require less of a reduction of sulfur; and

WHEREAS, because California gasoline was developed to address air quality problems unique to California and air quality problems in other states are not as severe as those in California, the air quality problems in other states do not necessitate the same solutions; and

WHEREAS, limitation of consumer mobility and freedom may result from reducing sulfur in gasoline because higher manufacturing costs may be passed on to consumers; and

WHEREAS, although new investments in clean air are needed, consumers should not have to pay more than necessary for gasoline to achieve the goal of clean air; and

WHEREAS, fuels and vehicles work together as a system and the right combination of fuel and vehicle controls will result in cleaner air and a cost-effective solution; and

WHEREAS, the American Petroleum Institute and the National Petrochemical Refiners Association have proposed a program for reducing gasoline sulfur levels which will reduce nitrogen oxides emissions by more than 75,000 tons annually and will cut gasoline sulfur levels by at least 50 percent;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Environmental Protection Agency to reduce gasoline sulfur levels to provide the flexibility of a regional approach that will maximize air quality benefits; to propose regulations that reflect the American Petroleum Institute and National Petrochemical Refiners Association gasoline sulfur reduction proposal, which calls for 150 parts per million average sulfur levels in 28 primary eastern states and East Texas, and 300 parts per million average sulfur levels in the remaining states, with the exception of California, which has a program specific to California; to propose regulations that are cost-effective in order to limit the burden on consumers; and to propose regulations that reduce vehicle emissions that recognize that fuels and vehicles work in tandem and that neither fuels nor vehicles can be addressed in isolation, therefore, the Environmental Protection Agency must strike a balance in regulating vehicles and fuels; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Regional Administrator of Region VIII of the Environmental Protection Agency, the Administrator of the Environmental Protection Agency, the State Health Officer, the Governor, and each member of the North Dakota Congressional Delegation.

Filed March 11, 1999

CHAPTER 600**HOUSE CONCURRENT RESOLUTION NO. 3043**

(Representatives Price, Rose)
(Senator Lee)

END-OF-LIFE DECISIONMAKING STUDY

A concurrent resolution directing the Legislative Council to study the clarity and continuity of end-of-life decisionmaking issues and related laws.

WHEREAS, a broad variety of state laws address end-of-life issues, including informed consent for health care, guardianship, organ donation, living will, durable power of attorney for health care, durable power of attorney, and power of attorney; and

WHEREAS, state law addressing these issues was enacted over the course of several years, resulting in the lack of continuity and dispersal throughout the North Dakota Century Code; and

WHEREAS, many North Dakotans fail to adequately plan for issues that arise at the end of life because of the complexity of relevant laws; and

WHEREAS, the National Conference of Commissioners on Uniform State Laws recognized the value of clarity and continuity in making health care decisions and therefore recommended the Uniform Health Care Decision Act to the states for enactment; and

WHEREAS, at least 16 states have studied the advantages and disadvantages of enacting comprehensive advanced health care directive statutes, concluding a comprehensive statutory scheme is a reasonable solution; and

WHEREAS, the Robert Wood Johnson Foundation provided a grant to the North Dakota End of Life Task Force, which is in part studying end-of-life decisionmaking issues;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the clarity and continuity of end-of-life decisionmaking issues and related laws; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 601**HOUSE CONCURRENT RESOLUTION NO. 3045**

(Representatives Mueller, Pollert, Renner)
(Senators O'Connell, Urlacher, Wanzek)

GRAIN CREDIT-SALE CONTRACT STUDY

A concurrent resolution directing the Legislative Council to study grain credit-sale contracts to determine the need to provide protection for farmers against grain warehouse and grain buyer insolvency.

WHEREAS, state law does not require bond coverage to protect farmers in grain warehouse and grain buyer insolvency proceedings if the grain was sold via credit-sale; and

WHEREAS, the use of various forms of credit-sale contracts has risen dramatically in recent years; and

WHEREAS, this situation has greatly increased the risk exposure of farmers;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study grain credit-sale contracts to determine the need to provide protection for farmers against grain warehouse and grain buyer insolvency; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 602**HOUSE CONCURRENT RESOLUTION NO. 3046**

(Representatives Stefonowicz, Nelson, Schmidt, Severson, Solberg)
(Senator Solberg)

HEALTH CARE DELIVERY STUDY

A concurrent resolution directing the Legislative Council study the challenges facing the delivery of health care in this state, including the concerns relating to reimbursement of hospitals for medical services, technological innovation, and possible regionalization of services.

WHEREAS, the delivery of health care is necessary for the health, safety, and welfare of all residents of this state; and

WHEREAS, changing demographics indicate the average age of a rural resident of this state is aging and the rural population is decreasing; and

WHEREAS, managed care is changing the manner of providing health care services in rural portions of this state; and

WHEREAS, shifting populations may cause regionalization of provisions of hospital services; and

WHEREAS, technological innovations such as telemedicine will affect the delivery of rural health care; and

WHEREAS, hospitals in this state are reimbursed for medical services by a variety of sources, including individuals, private insurers, Medicaid, Medicare, Indian Health Services, TRICARE, and Civilian Health and Medical Program of the Veterans Administration; and

WHEREAS, rural hospitals are facing financial hardship in part because of low reimbursement rates for medical services; and

WHEREAS, changes in the Medicare reimbursement rate schedule, a benchmark for health care insurers in setting reimbursement rate schedules, may negatively impact rural hospital reimbursement rates for medical services;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the challenges facing the delivery of health care in this state, including the concerns relating to reimbursement of hospitals for medical services, technological innovations, and possible regionalization of services; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 603**HOUSE CONCURRENT RESOLUTION NO. 3047**

(Representatives Mueller, Metcalf, Hanson)
(Senators Holmberg, Robinson, B. Stenehjem)

**NORTH AMERICAN WILDLIFE ENFORCEMENT
MUSEUM SUPPORT**

A concurrent resolution expressing the support for the privately funded construction and operation of the North American wildlife enforcement memorial museum and educational center at the International Peace Garden.

WHEREAS, the North American Wildlife Enforcement Officers Association has undertaken to build the North American wildlife enforcement memorial museum and educational center at the International Peace Garden on the border of the United States and Canada in this state; and

WHEREAS, the museum will be operated and maintained through private funding; and

WHEREAS, the North Dakota Game Warden Association and the North American Wildlife Enforcement Officers Association supports and has been working tirelessly in this effort; and

WHEREAS, a goal of the North American wildlife enforcement memorial museum and educational center is to preserve the rich history of the work of wildlife enforcement officers and to protect and preserve our wildlife and outdoor heritage; and

WHEREAS, the museum will be used to educate the public of the historical and present-day roles of wildlife law enforcement and natural resources conservation officers by collecting, preserving, and exhibiting examples of enforcement tools, implements, art specimens, historical data, and devices used in the illegal destruction of our natural resources; and

WHEREAS, the museum will contain a "Hall of Honors" for all wildlife officers in the United States and Canada who lost their life while on duty;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly expresses its support for the privately funded construction and operation of the North American wildlife enforcement memorial museum and educational center at the International Peace Garden;

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Governor, Premier of Manitoba, Director of the Game and Fish Department, the North Dakota Game Warden Association, the North American Wildlife Enforcement Officers Association, the Superintendent of the International Peace Garden, the President of the International Peace Garden Board of Directors, and each member of the International Peace Garden Board of Directors.

Filed March 23, 1999

CHAPTER 604**HOUSE CONCURRENT RESOLUTION NO. 3049**

(Representatives Dorso, Monson, Boucher)
(Senators G. Nelson, St. Aubyn, T. Mathern)

LIGNITE INDUSTRY TAXATION INCENTIVE STUDY

A concurrent resolution directing the Legislative Council to study taxation and regulatory incentives for the lignite industry in order to improve its competitive position in the energy marketplace and to identify federal and international impediments to development of the lignite industry and potential state actions to address such impediments.

WHEREAS, North Dakota's lignite industry mines approximately thirty million tons of lignite annually, contributing to our state's and nation's energy independence by generating electricity for more than two million people in the northern Great Plains region and by producing synthetic natural gas from coal that heats 300,000 homes and businesses in eastern states, which is equivalent to over 20,000 barrels of oil per day; and

WHEREAS, North Dakota's lignite industry generates over 20,000 direct and indirect jobs for North Dakota, over one billion dollars in annual business volume, and over sixty-five million dollars in annual tax revenue; and

WHEREAS, the Legislative Assembly has previously determined that it is an essential governmental function and public purpose to assist with the development and wise use of North Dakota's vast lignite resources by supporting a lignite research, development, and marketing program; and

WHEREAS, the Gascoyne mine has closed due to the loss of its contract in favor of out-of-state subbituminous coal; and

WHEREAS, subbituminous coal has been utilized in two North Dakota coal generating facilities; and

WHEREAS, with deregulation and restructuring within the electrical industry, there are increasing competitive pressures on the lignite industry; and

WHEREAS, government taxation and regulatory costs constitute up to thirty percent of the cost of North Dakota lignite; and

WHEREAS, new proposed environmental requirements on both the federal and international level threaten the future of the lignite industry; and

WHEREAS, North Dakotans desire to maintain their state's status as a clean air state and as a state with an equitable tax structure;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of providing taxation incentives and eliminating unnecessary regulatory burdens in order to make the lignite industry more competitive in order to protect and enhance the jobs and economic activity associated with the development of the state's abundant lignite resource, while at the same time maintaining a clean and healthy environment for all of our state's citizens; and

That the Legislative Council study the coal severance tax and energy conversion tax structure and identify proposals that would make the lignite industry more competitive; and

That the Legislative Council identify federal and international impediments that threaten development of the state's lignite industry and make recommendations on any state actions that could assist in addressing federal and international restrictions that adversely impact future development of the state's abundant lignite resource; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 605**HOUSE CONCURRENT RESOLUTION NO. 3050**

(Representatives Lundgren, Haas, R. Kelsch)
(Senators Holmberg, Kelsh)

GIFTED STUDENT STUDY

A concurrent resolution directing the Legislative Council to study methods of identifying and providing appropriate services to gifted students.

WHEREAS, a gifted student is one who shows the potential for performing at a remarkably high level of accomplishment when compared with others of the student's age, experience, and environment; and

WHEREAS, a gifted student exhibits high performance capability in intellectual, creative, and artistic areas, possesses an unusual leadership capacity, and excels in specific academic fields; and

WHEREAS, a gifted student requires services and activities not ordinarily provided within the regular education program; and

WHEREAS, a gifted student requires services that must include an educational challenge in academic content, appropriate enrichment opportunities, and instruction in thinking skills at a level that meets the student's educational need; and

WHEREAS, meeting the needs of gifted students will create an environment in which all students benefit from appropriate educational challenges;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study methods of identifying and providing appropriate services to gifted students; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 606**HOUSE CONCURRENT RESOLUTION NO. 3051**

(Representatives Bernstein, Boehm, Schmidt)
(Senators Robinson, Solberg, Wanzek)

MILK MARKETING BOARD STUDY

A concurrent resolution directing the Legislative Council to study the role and mission of the Milk Marketing Board.

WHEREAS, the Milk Marketing Board was established in 1967 to eliminate unfair trade practices in the milk industry; and

WHEREAS, the board is authorized to regulate the production, transportation, processing, storage, distribution, and sale of milk; and

WHEREAS, there may be new methods to promote, foster, and encourage the production and maintenance of an adequate and healthful supply of milk and milk products; and

WHEREAS, after 32 years of milk industry regulation, the Legislative Assembly should determine whether there is a need for continued governmental regulation of the production, transportation, processing, storage, distribution, and sale of milk and milk products, and if that need is found to exist, to determine whether the Milk Marketing Board is the appropriate vehicle to provide such regulation;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the role and mission of the Milk Marketing Board; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 607**HOUSE CONCURRENT RESOLUTION NO. 3052**

(Representatives Metcalf, Bernstein, Severson, Weisz)
(Senators Bowman, Thompson)

**TRANSPORTATION INFRASTRUCTURE EFFECT ON
AGRICULTURAL COMMODITIES PRICE STUDY**

A concurrent resolution directing the Legislative Council to study how the transportation infrastructure and services delivery system in this state affect the price for agricultural commodities grown or raised in this state.

WHEREAS, this state is centrally located in the United States and contains the geographical center of North America; and

WHEREAS, agriculture is integral to the economy of this state and the successful marketing of agricultural products depends upon the access to and cost of transportation for agricultural commodities; and

WHEREAS, most of the agricultural commodities grown or raised in this state are exported for consumption outside this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study how the transportation infrastructure and services delivery system in this state affect the price for agricultural commodities grown or raised in this state; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 608**HOUSE CONCURRENT RESOLUTION NO. 3053**

(Representatives Jensen, Price, Wentz)
(Senator Thane)

**MENTAL HEALTH AND SUBSTANCE ABUSE PARITY
STUDY**

A concurrent resolution directing the Legislative Council to study the feasibility and impact of mental health and substance abuse parity in the state of North Dakota.

WHEREAS, it is recognized that mental and addictive disorders are among the most prevalent and most often neglected health problems in our nation; and

WHEREAS, it is recognized that appropriate mental health services and substance abuse treatment improve lives and increase productivity; and

WHEREAS, health plans offered by employers typically provide less coverage for mental health and substance abuse treatment than for general medical and surgical services; and

WHEREAS, "full parity" means that insurance benefits for any group of mental health and substance abuse diagnoses are the same as insurance benefits for medical or surgical diagnoses with respect to cost sharing, service limits, and annual or lifetime spending limits; and

WHEREAS, the National Mental Health Parity Act of 1996 was passed by Congress, signed by President Clinton, and implemented on January 1, 1998, and nineteen states, including Minnesota and South Dakota, have mental health legislation in place and another thirteen states have legislation pending; and

WHEREAS, the aforementioned thirty-two states have accumulated data concerning the impact of mental health parity in their state, studies have also been conducted by Coopers and Lybrand, Milliman and Robertson, Inc., Price Waterhouse, the Congressional budget office, and the substance abuse and mental health services administration; and

WHEREAS, a study by the substance abuse and mental health services administration found that mental health parity has had a small effect on health plan premiums, causing increases of between 0.4 percent and 3.6 percent;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and impact of mental health and substance abuse parity in the state of North Dakota; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 609**HOUSE CONCURRENT RESOLUTION NO. 3054**

(Representatives Delmore, Hawken, Lemieux, R. Kelsch)
(Senators Cook, O'Connell)

SCHOOL ACCREDITATION STANDARDS STUDY

A concurrent resolution directing the Legislative Council to study accreditation standards for elementary and secondary schools, including optional accreditation standards, the fiscal impact of accreditation standards, and the waiver of accreditation standards based on student performance.

WHEREAS, the current standards for the accreditation of elementary and secondary schools in this state were issued by the Superintendent of Public Instruction in 1991; and

WHEREAS, in order to comply with certain provisions of the current standards for the accreditation of elementary and secondary schools in this state, school boards often have to expend funds that could be put to greater benefit for other purposes; and

WHEREAS, the expenditure requirements directly or indirectly imposed by certain provisions of the current state standards for the accreditation of elementary and secondary schools prevent school boards from accomplishing goals based on the priorities of their school districts; and

WHEREAS, the current state standards for the accreditation of elementary and secondary schools do not include any mechanisms for measuring the effect of the standards on academic achievement or performance; and

WHEREAS, a review of optional accreditation standards, such as those by the North Central Association Commission on Schools, may result in improving accreditation standards in this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study accreditation standards for elementary and secondary schools, including optional accreditation standards, the fiscal impact of accreditation standards, and the waiver of accreditation standards based on student performance; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 610**HOUSE CONCURRENT RESOLUTION NO. 3055**

(Representatives Drovdal, Kempenich, Meyer)

LANDOWNER DEPREDATION AND DAMAGE STUDY

A concurrent resolution directing the Legislative Council to study the extent of and remedies for damage caused to landowners from depredation by big game animals, waterfowl, and turkeys and damage caused to property by hunters.

WHEREAS, there were 864 deer depredation sites during the winter of 1996-97 and there have already been 49 deer depredation sites during the winter of 1998-99; and

WHEREAS, there was at least \$30,200 in damage caused to landowners by waterfowl in 1994, \$46,570 in 1995, \$33,169 in 1996, \$43,465 in 1997, and \$39,675 in 1998, not including damage caused by wild turkeys; and

WHEREAS, between June 30, 1997, and July 1, 1998, there were 1,596 game and fish violations, including 194 big game violations, of which 44 were for hunting off an established trail or hunting on posted land without permission;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the extent of and remedies for damage caused to landowners from depredation by big game animals, waterfowl, and turkeys and damage caused to property by hunters; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 18, 1999

CHAPTER 611**HOUSE CONCURRENT RESOLUTION NO. 3056**

(Representatives Thorpe, Timm)

(Senator Watne)

(Approved by the Delayed Bills Committee)

KIMBERLY PETTERSEN CONGRATULATED

A concurrent resolution congratulating Ms. Kimberly Pettersen on being named the state's top high school student volunteer in The Prudential Spirit of Community Awards.

WHEREAS, Ms. Kimberly Pettersen of Minot, North Dakota, has achieved national recognition for exemplary volunteer service by receiving a 1999 Prudential Spirit of Community Award; and

WHEREAS, this national award honors young volunteers across the country for the extraordinary commitment they make to serving their communities; and

WHEREAS, Ms. Kimberly Pettersen received this award by giving generously of her time and energy in promoting a smoke-free environment for her community and her state; and

WHEREAS, the strength of our communities and the vitality of American society depend upon the selfless dedication of young people like Ms. Kimberly Pettersen;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly extends to Ms. Kimberly Pettersen its heartiest congratulations for being named the state's top high school student volunteer in The Prudential Spirit of Community Awards; and

BE IT FURTHER RESOLVED, that the Secretary of State present an enrolled copy of this resolution to Ms. Kimberly Pettersen.

Filed March 15, 1999

CHAPTER 612**HOUSE CONCURRENT RESOLUTION NO. 3057**

(Representatives Meyer, Kerzman)
(Senator Krauter)

**OVERISSUED FOOD STAMP BENEFIT COLLECTION
REEVALUATION URGED**

A concurrent resolution urging Congress and the Secretary of Agriculture to reevaluate the feasibility, desirability, and cost effectiveness of requiring states to collect certain outstanding claims of overissued food stamp benefits.

WHEREAS, the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 requires states to collect all outstanding claims of overissued food stamp benefits dating back to 1988; and

WHEREAS, the outstanding amount of overissued benefits in North Dakota is approximately 1.2 million dollars for the 10-year period; and

WHEREAS, the Act requires the collection be made by reducing the food stamp allotment to a household, withholding amounts from unemployment compensation, recovering from federal pay or a federal tax refund, or any other means; and

WHEREAS, section 844 of the Act provides that the state agency is not required to collect the overissuances if it can demonstrate that the collection is not cost effective; and

WHEREAS, the overissuances of food stamp benefits were the result of agency error and not recipient fraud; and

WHEREAS, many of the 3,500 persons who have been contacted by the Department of Human Services for repayment of overissued food stamp benefits are elderly and living on very low incomes; and

WHEREAS, the collection of the overissued amount from low-income persons will increase the affected persons' need for other forms of public assistance;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States and the Secretary of Agriculture to reevaluate the feasibility, desirability, and cost effectiveness of requiring states to collect certain outstanding claims of overissued food stamp benefits; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the President of the United States, the Secretary of Agriculture, the chairmen of the Senate and House Agriculture Committees, and to each member of the North Dakota Congressional Delegation.

Filed April 2, 1999

CHAPTER 613**HOUSE CONCURRENT RESOLUTION NO. 3058**

(Representatives Warner, Belter, Koppang, Nicholas)

CHEMICAL APPLICATION INDUSTRY STUDY

A concurrent resolution directing the Legislative Council to study the chemical application industry and develop a method for assessing or determining damage due to misapplication and for resolution of disputes through mediation.

WHEREAS, the spraying of chemical pesticides is an important part of the agricultural commodity production process and is an important part of an integrated pest management process; and

WHEREAS, if chemical pesticides are misapplied, the risk or damage to people, animals, crops, and the environment can rise to significant proportions; and

WHEREAS, the advancement of technology surrounding the development of new chemical pesticides will increase their usage and consequently increase the risk or damage to people, animals, crops, and the environment; and

WHEREAS, issues of liability and recovery for misapplication if resolved through the courts rather than through trained mediators can require a tremendous commitment of time and resources; and

WHEREAS, agronomists, agricultural commodity groups, commercial chemical sprayers, and the insurance industry are parties that have an interest in resolving disputes arising from misapplication of chemical pesticides through developing a mediation process;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the chemical application industry and develop a method for assessing or determining damage due to misapplication and for resolution of disputes through mediation; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 614**HOUSE CONCURRENT RESOLUTION NO. 3061**

(Representative Boucher)

STATE AND LOCAL TAX STRUCTURE STUDY

A concurrent resolution directing the Legislative Council to study taxes imposed by state and local governments and the tax structure and balance among the various tax systems in North Dakota to provide a more equitable distribution of tax burdens.

WHEREAS, citizens have expressed concerns about the equitable distribution of the cost of government services and the proper balance among various tax types in North Dakota, including property taxes, corporate and individual income taxes, and sales taxes; and

WHEREAS, legislative responsibility for overseeing the state and local tax system requires thorough study of taxes imposed under authority of state law; and

WHEREAS, it is incumbent upon the Legislative Assembly to seek efficient and effective ways to equitably distribute the tax burden;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study taxes imposed by state and local governments and the tax structure and balance among the various tax systems in North Dakota to provide a more equitable distribution of tax burdens; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 615**HOUSE CONCURRENT RESOLUTION NO. 3062**

(Representative Boucher)

**JUVENILE JUSTICE ALTERNATIVE DISPOSITION
STUDY**

A concurrent resolution directing the Legislative Council to study alternative dispositions, including boot camps, for youth in the juvenile justice system.

WHEREAS, arrests of juveniles have increased 4.5 percent from 1995 to 1996, and arrests of juveniles have increased 45 percent from 1987 to 1996; and

WHEREAS, the majority of offenses have been historically for larceny or theft, liquor law violations, and for being a runaway; and

WHEREAS, youth who have committed nonviolent crimes have a good chance of rehabilitation; and

WHEREAS, there is a need due to the increased numbers of youth in the juvenile justice system for an intermediate dispositional alternative between community placement and long-term detention; and

WHEREAS, the short-term, intensive treatment of youth in boot camps has shown long-term positive change in youth's attitudes;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study dispositional alternatives, including boot camps, for youth in the juvenile system; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 18, 1999

CHAPTER 616**HOUSE CONCURRENT RESOLUTION NO. 3063**

(Representatives Meyer, Fairfield, Mueller)

CROP INSURANCE OPTIONS URGED

A concurrent resolution urging Congress to encourage the formation of new legislative or administrative initiatives that would provide farmers with crop insurance options that offer true revenue or income protection and which add hay or other grazable grasses to the scope of covered commodities, and to encourage the formation of new legislative or administrative initiatives that address the high cost of crop insurance coverage and specifically examine the percentage of farmers' premiums used to support the administration of crop insurance programs.

WHEREAS, farmers in this state and throughout the country have suffered devastating crop losses in recent years; and

WHEREAS, farm families and rural communities have, as a result of the crop losses, suffered an economic downturn similar to the farm crisis of the 1980s; and

WHEREAS, changes in national farm policy mean that farmers must assume more of their own farming risk; and

WHEREAS, shrinking profit margins and increasing risks are leading more farmers to recognize crop insurance as the last remaining safety net that can be tailored to fit their own risk management needs;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Fifty-sixth Legislative Assembly urges the Congress of the United States to encourage the formation of new legislative or administrative initiatives that would provide farmers with crop insurance options that offer true revenue or income protection and which add hay or other grazable grasses to the scope of covered commodities, and to encourage the formation of new legislative or administrative initiatives that address the high cost of crop insurance coverage and specifically examine the percentage of farmers' premiums used to support the administration of crop insurance programs; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the Secretary of Agriculture, the chairman of the Senate Agriculture Committee, the chairman of the House Agriculture Committee, and to each member of the North Dakota Congressional Delegation.

Filed April 2, 1999

CHAPTER 617**HOUSE CONCURRENT RESOLUTION NO. 3064**

(Representatives Metcalf, Belter, Gorder, Herbel)
(Senators Holmberg, Thane)

SCHOOL DISTRICT FUNDING STUDY

A concurrent resolution directing the Legislative Council to study enhanced funding for school districts for quality education and methods of reducing reliance on property taxes for school district funding.

WHEREAS, adequate funding to provide quality elementary and secondary education in this state is a critical concern of the legislative assembly and school districts; and

WHEREAS, there is concern about the high degree of reliance on property tax revenues for education funding and whether it would be more equitable to place more reliance on revenues drawn from other funding sources; and

WHEREAS, many complex issues must be examined to allow an informed decision on the appropriate mix of funding for quality education, mandates imposed on political subdivisions, reduction of property tax burdens, impact of property tax exemptions granted by local subdivisions, and methods of providing an adequate education system to support community growth and economic development;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study enhanced funding for school districts for quality education and methods of reducing reliance on property taxes for school district funding; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 618**HOUSE CONCURRENT RESOLUTION NO. 3067**

(Representatives DeKrey, Delmore)
(Senator W. Stenehjem)

CLERK OF COURT IMPLEMENTATION REVIEW

A concurrent resolution directing the Legislative Council to review and monitor the implementation of legislation enacted by the Fifty-sixth Legislative Assembly which provides for the delivery of clerk of district court services through state funding and alternative methods.

WHEREAS, the Fifty-sixth Legislative Assembly is considering legislation to provide for the delivery of clerk of district court services through alternative means, including state funding; and

WHEREAS, the legislation is intended to ensure the local availability and delivery of clerk of district court services while recognizing the state's responsibility to provide funding as part of the implementation of the unified judicial system contemplated under Article VI of the Constitution of North Dakota; and

WHEREAS, the legislation contemplates a delayed time of taking effect and for transition periods in implementing alternative means of providing clerk of district court services; and

WHEREAS, it is important that the implementation of this legislation be monitored to identify any changes that may be necessary and to ensure that clerk of district court services are provided in a manner that benefits the citizens of this state and the interests of the state judicial system;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council review and monitor the implementation of legislation enacted by the Fifty-sixth Legislative Assembly which provides for the delivery of clerk of district court services through state funding and alternative methods; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 619**HOUSE CONCURRENT RESOLUTION NO. 3068**

(Representatives DeKrey, Delmore, Gulleson)
(Senator W. Stenehjem)

JUDICIAL AND CLERK OF COURT FUNDING STUDY

A concurrent resolution directing the Legislative Council to study the feasibility and desirability of an equitable sharing, between the state and counties, of the costs of providing facilities for the delivery of state-funded judicial and clerk of court services.

WHEREAS, current statutes require the counties to provide adequate chamber, court, and law library quarters, and lights and fuel for state-funded district courts and to provide appropriate facilities for state-funded clerk of court service; and

WHEREAS, since July 1, 1995, the majority of revenue derived from court filing fees and traffic bond forfeitures has been transferred from the counties to the state general fund; and

WHEREAS, there is uncertainty concerning the adequacy of current court-related facilities and the extent to which existing facilities can or should be improved to ensure the delivery of efficient and effective judicial and clerk of court services to the citizens of this state; and

WHEREAS, state and local taxpayers would benefit from the development of a plan, in consultation with the Association of Counties, the Clerk of Court Association, the Association of County Commissioners, and the Supreme Court, which identifies facility requirements and addresses the equitable sharing of costs necessary to provide adequate facilities for the delivery of judicial and clerk of court services;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of an equitable sharing, between the state and the counties, of the costs of providing facilities for the delivery of state-funded judicial and clerk of court services; and

BE IT FURTHER RESOLVED, that the Legislative Council request and consider any plans developed by the Association of Counties, the Clerk of Court Association, the Association of County Commissioners, and the Supreme Court which address the adequacy of existing court-related facilities, any improvements considered necessary for the delivery of judicial and clerk of court services, and methods of equitably sharing the costs associated with such facilities; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 620**HOUSE CONCURRENT RESOLUTION NO. 3070**

(Representatives Grosz, Dorso)
(Senator G. Nelson)

HEALTH CARE STUDY

A concurrent resolution directing the Legislative Council to study health care in this state relative to access, quality, and cost to determine essential health care services, critical providers, access sites, and geographic, demographic, and economic issues relating to health care including health care insurance.

WHEREAS, the Health Council is responsible for planning and overseeing the State Department of Health and the future of health care in the state; and

WHEREAS, the Legislative Assembly is continually faced with funding issues relating to public employee health benefits and the appropriate care and funding for the Medicaid population and the public at large; and

WHEREAS, the health care delivery system in this state may include overlap and duplication in health care services; and

WHEREAS, continual increases in health care insurance premiums create an economic burden upon the citizens of this state; and

WHEREAS, the State Department of Health has the data management and research capabilities to support studies of health care;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study health care in this state relative to access, quality, and cost to determine essential health care services, critical providers, access sites, and geographic, demographic, and economic issues relating to health care including health care insurance; and

BE IT FURTHER RESOLVED, that the Health Council conduct public hearings throughout the state to elicit the public's perception and needs regarding what health care the public is willing to support and report their findings to the Legislative Council committee conducting the study; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 621**HOUSE CONCURRENT RESOLUTION NO. 3071**

(Representatives Nowatzki, Fairfield, Nicholas, Tollefson)
(Senators Thane, Tomac)

DAKOTA MAID LOGO LICENSING STUDY

A concurrent resolution directing the Legislative Council to study the feasibility and desirability of licensing or franchising the "Dakota Maid" logo and trade name of the North Dakota Mill and Elevator Association and promoting the logo on a nationwide basis.

WHEREAS, North Dakota grows hard red spring wheat that is internationally recognized for its properties in bread-making; and

WHEREAS, the "Dakota Maid" logo and trade name of the North Dakota Mill and Elevator Association is recognized in the flour and bread-making industry as synonymous with high quality; and

WHEREAS, it would be beneficial to North Dakota to have a mechanism by which farmers can market unique, high-quality wheat varieties and to have the Mill and Elevator Association expand its sales and profits; and

WHEREAS, any royalties collected from the use of the "Dakota Maid" logo could be returned to North Dakota farmers as a premium for producing specific cultivars of hard red spring wheat that possess the unique milling and baking characteristics which are synonymous with high quality and which are delivered to the North Dakota Mill and Elevator Association on an identity preserved basis;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of licensing or franchising the "Dakota Maid" logo and trade name of the North Dakota Mill and Elevator Association and promoting the logo on a nationwide basis; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999

CHAPTER 622**HOUSE CONCURRENT RESOLUTION NO. 3072**

(Representative L. Thoreson)

**PUBLIC SCHOOL DISCIPLINE ADMINISTRATION
STUDY**

A concurrent resolution directing the Legislative Council to study the state of the law in this state and other states dealing with the administration of discipline in public schools.

WHEREAS, the administration of discipline in public schools is necessary to create a favorable learning environment for students; and

WHEREAS, there has been an increase in public schools of unacceptable and disruptive behavior which is related to a lack of discipline and lack of respect of authority by students; and

WHEREAS, this unacceptable and disruptive behavior leads to a disruption of the educational environment and leads to an inordinate expenditure of human and monetary resources to deal with this behavior;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the state of the law in this state and other states dealing with the administration of discipline in public schools; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 623**HOUSE CONCURRENT RESOLUTION NO. 3073**

(Representatives Aarsvold, Maragos, Poolman)
(Senators DeMers, Schobinger)

FEDERAL RETIREE INCOME TAX DEDUCTION STUDY

A concurrent resolution directing the Legislative Council to study the feasibility and desirability of adjustments to income tax deductions for military and other federal retirees.

WHEREAS, the presence of military and other federal retirees in this state brings many benefits to the state, including a resource pool of skills acquired in a lifetime of public service, stimulation of the state economy, and an exemplary standard of achievement and conduct; and

WHEREAS, although the Legislative Assembly has recognized the benefit of having military and other federal retirees in residence in this state by enacting laws to provide income tax deductions for a portion of military and other federal retirement benefits, the value of these deductions has been eliminated for most taxpayers because they are available only on the long-form income tax return; and

WHEREAS, encouraging military and other federal retirees to remain residents of this state or to become residents of this state would enhance the state's economy and quality of life;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of adjustments to income tax deductions for military and other federal retirees; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 624**HOUSE CONCURRENT RESOLUTION NO. 3074**

(Representatives DeKrey, Grosz, Gulleson, Weisz)

**NONPROFIT ORGANIZATION PROPERTY
OWNERSHIP STUDY**

A concurrent resolution directing the Legislative Council to study the amount and value of property owned by nonprofit organizations and other tax-exempt entities, including ownership in trust for Indian tribes, in this state and the impact of that ownership on local communities and the economy of this state.

WHEREAS, nonprofit organizations are generally exempt from property taxation and it is necessary to study the effect of that exempt property and other exempt property on the economy and political subdivisions of this state; and

WHEREAS, it is necessary to analyze the effect of ownership of property by tax-exempt entities on communities in North Dakota; and

WHEREAS, it is necessary to establish a catalogue of the acreage and the value of property owned by tax-exempt entities in each county in the state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the amount and value of property owned by nonprofit organizations and other tax-exempt entities, including ownership in trust for Indian tribes, in this state and the impact of that ownership on local communities and the economy of this state; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 2, 1999

CHAPTER 625**HOUSE CONCURRENT RESOLUTION NO. 3075**

(Representatives Sandvig, Delmore, Ekstrom)
(Senators Heitkamp, Thane, Watne)

**DOMESTIC VIOLENCE VICTIM INSURANCE
DISCRIMINATION STUDY**

A concurrent resolution directing the Legislative Council to study insurance discrimination against victims of domestic violence.

WHEREAS, the Fifty-sixth Legislative Assembly adopted House Bill No. 1202 to address the fact that many insurance companies deny victims of domestic violence payment of property and casualty insurance claims arising out of domestic violence; and

WHEREAS, many insurance companies deny victims of domestic violence access to insurance by using domestic violence as an underwriting criterion; and

WHEREAS, victims of domestic violence will stop seeking appropriate and necessary medical treatment, counseling, legal intervention, and other forms of assistance if insurers use information in the victim's medical records to deny insurance; and

WHEREAS, victims of domestic violence will not disclose domestic violence as the cause of a victim's injuries, and health care providers may stop identifying and documenting domestic violence if this documentation puts patients at risk of losing insurance; and

WHEREAS, a legislative study of this issue, including a study of the effectiveness of House Bill No. 1202, may result in recommendations to eliminate insurance discrimination against victims of domestic violence or to reduce the possibility of victims not seeking appropriate and necessary treatment or recovery from insurance;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study insurance discrimination against victims of domestic violence; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed April 8, 1999

CHAPTER 626**HOUSE CONCURRENT RESOLUTION NO. 3077**
(Representative Nottestad)**RURAL ALTERNATIVE HIGH SCHOOLS STUDY**

A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing and funding alternative high schools in rural areas.

WHEREAS, the number of students who would benefit from attending an alternative high school is increasing; and

WHEREAS, the Legislative Assembly has provided for the establishment and funding of alternative high school programs in this state; and

WHEREAS, alternative high school programs tend to be located in the more urban, populated school districts; and

WHEREAS, students in the rural, less populated areas of the state should also have the same opportunities to attend an alternative high school;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the feasibility and desirability of establishing and funding alternative high schools in rural areas; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 627**HOUSE CONCURRENT RESOLUTION NO. 3078**

(Representatives Monson, Brandenburg, D. Johnson, R. Kelsch)

**EDUCATION SERVICES DELIVERY AND FUNDING
STUDY**

A concurrent resolution directing the Legislative Council to study the equitable delivery of education services to students in this state and methods of accurately calculating and disbursing state funding for education.

WHEREAS, the citizens of this state have long-valued their local systems of elementary and secondary education; and

WHEREAS, the citizens of this state have long-valued the unique features and specific strengths of all their school districts; and

WHEREAS, although some school districts have experienced recent population gains, many others are burdened with rapidly declining student populations; and

WHEREAS, the state has a constitutional duty to provide a uniform system of free public education to all students in the state; and

WHEREAS, a uniform system of free public education must be an equitable system of free public education in terms of both educational opportunity for students and fairness to taxpayers; and

WHEREAS, concerns about equity in education are elevated because of the increased demand for state financial support for school districts; and

WHEREAS, the need for increases in state financial support for education elevates concerns about the manner in which the foundation aid formula is applied and the accuracy of calculations involving state foundation aid payments to school districts;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the equitable delivery of education services to students in this state and methods of accurately calculating and disbursing state funding for education; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 23, 1999

CHAPTER 628**HOUSE CONCURRENT RESOLUTION NO. 3079**

(Representatives Stefonowicz, Fairfield, Meyer, Solberg, Thorpe)

**RURAL SUBDIVISION AND TOWNSHIP
RELATIONSHIP STUDY**

A concurrent resolution directing the Legislative Council to study the relationship of rural subdivisions and townships.

WHEREAS, the establishment and growth of rural subdivisions that are not incorporated as cities sometimes create conflicts with township governments and residents; and

WHEREAS, traditional control and services of township government are affected by the development of a rural subdivision within a township; and

WHEREAS, orderly development of rural subdivisions in a manner that is fair to other township residents is in the best interests of everyone;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the relationship of rural subdivisions and townships; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 18, 1999

CHAPTER 629**HOUSE CONCURRENT RESOLUTION NO. 3080**

(Representative Maragos)

AIR AND AMTRAK SERVICE STUDY

A concurrent resolution directing the Legislative Council to study the provision of air service and Amtrak service in this state.

WHEREAS, travel is required in today's business world to reach the major financial and business centers in this country; and

WHEREAS, a passenger railway service provides a scenic view of this state to tourists and a schedule that provides for a stop in this state for a few days would aid tourism; and

WHEREAS, this state has limited air service and is dependent upon a few airlines for air service; and

WHEREAS, air service was disrupted in 1998 by a strike by employees of the major airline that serves all of the major cities in this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the provision of air service and Amtrak service in this state; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-seventh Legislative Assembly.

Filed March 31, 1999