### **JOURNAL OF THE SENATE**

# Fifty-ninth Legislative Assembly

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Bismarck, January 14, 2005

The Senate convened at 8:00 a.m., with President Dalrymple presiding.

The prayer was offered by Senator Dever.

The roll was called and all members were present except Senators Andrist, Stenehjem, and Warner.

A guorum was declared by the President.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM R. HORTON, SECRETARY) MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2048, SB 2083, SB 2120, SB 2123.

**MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK) MR. PRESIDENT:** The House has passed and your favorable consideration is requested on: HB 1040, HB 1042, HB 1062, HB 1077, HB 1079, HB 1080, HB 1083, HB 1105, HB 1106, HB 1111, HB 1114, HB 1127, HB 1130, HB 1140, HB 1142, HB 1151, HB 1160, HB 1212.

MESSAGE TO THE SENATE FROM THE HOUSE (BRADLEY C. FAY, CHIEF CLERK) MR. PRESIDENT: The House has passed unchanged: SCR 4006, SCR 4007, SCR 4008.

### **MOTION**

**SEN. CHRISTMANN MOVED** that the absent members from the eighth and ninth legislative days be excused, which motion prevailed.

## **MOTION**

**SEN. CHRISTMANN MOVED** that the Senate be on the Fifth, Ninth, and Thirteenth orders of business and at the conclusion of those orders, the Senate stand adjourned until 1:00 p.m., Monday, January 17, 2005, which motion prevailed.

# REPORT OF STANDING COMMITTEE

SB 2043: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2043 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

SB 2049: Transportation Committee (Sen. Trenbeath, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2049 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2072: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2072 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

- SB 2078: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2078 was placed on the Sixth order on the calendar.
- Page 1, line 22, remove the overstrike over "Must have maintained at least a", after "3.0" insert "2.5", and remove the overstrike over "grade point average, based on a"
- Page 1, remove the overstrike over line 23
- Page 2, line 1, remove the overstrike over "d."
- Page 2, line 3, remove the overstrike over "e-" and remove "d."
- Page 2, line 5, remove the overstrike over "f." and remove "e."

Page 2, line 7, remove the overstrike over "g-" and remove "f."

Renumber accordingly

#### REPORT OF STANDING COMMITTEE

SB 2089: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2089 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2092: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2092 was placed on the Eleventh order on the calendar.

## REPORT OF STANDING COMMITTEE

SB 2095: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2095 was placed on the Eleventh order on the calendar.

## **REPORT OF STANDING COMMITTEE**

SB 2098: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2098 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

SB 2110: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2110 was placed on the Eleventh order on the calendar.

### REPORT OF STANDING COMMITTEE

- SB 2138: Agriculture Committee (Sen. Flakoll, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2138 was placed on the Sixth order on the calendar.
- Page 1, line 14, replace "or their" with "the president of the North Dakota stockmen's association"
- Page 1, line 15, remove "designees"
- Page 1, line 16, after "acquisition" insert ", or their designees"

Renumber accordingly

## REPORT OF STANDING COMMITTEE

SB 2156: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2156 was placed on the Eleventh order on the calendar.

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

William R. Horton, Secretary