



DAKOTA'S LEGISLATURE.

The Press and Dakotian's Report of the Proceedings of the Council and House of Representatives.

Fourteenth Session—28th Day.

Council.

Monday, February 7.—The council met at 10 a. m., and was called to order by the president.

Prayer by the chaplain.
Roll call—members all present except Mr. Walsh, of Union.

Minutes read and approved.
Mr. Scooby was called to the chair.

MESSAGE FROM THE HOUSE.

A message from the house announced the passage by that body of council bills 22 and 24, and the rejection of council bill 38, to amend section 7, chapter 39 of the political code; also the passage of house file 35, 66 and 82.

COMMITTEE REPORTS.

Mr. Jolley, from the committee on enrolled and engrossed bills, reported that council bill 6, relating to an increase of compensation to the judge of the first district, passed over the governor's veto, had been placed on file in the office of the secretary of the territory.

Mr. Day, from the committee on counties, reported with amendments council bill 35, amending the act creating a board of education for the city of Yankton, and recommending its passage.

Mr. Gamble, from the judiciary committee, reported the following bills:

House files 34, 46, 52 and 57, recommending their passage, with certain amendments.

Council bill 60, to amend section 2 of chapter 26 of the session laws of 1879; and,

Council bill 50, in relation to attorney fees in justices' courts.

Mr. Jolley, from the committee on enrolled and engrossed bills, reported certain bills correctly enrolled.

Mr. Day, from the special committee, composed of the members from Bon Homme, Clay, Union and Lincoln counties, reported house file 49, relating to short hand reporters in those counties, recommending its passage.

Mr. Gamble presented a majority report in favor of the passage of council bill 47, relating to fees of district attorney in the first district.

Mr. Wilson moved that the report be adopted, which motion was lost.

The bill was then recommitted to the judiciary committee.

Mr. Wilson, from the committee on elections, reported with amendments council bill 26, providing for the canvass of votes cast for county officers.

CONCURRED IN.

On motion of Mr. Jolley, the council concurred in house amendments to council 22.

INTRODUCTION OF BILLS.

By Mr. Wallace—For an act restoring the boundaries of Mercer county.

Also, to authorize school district No. 1, of Morton county, to issue bonds for the purpose of building a school house.

By Mr. Jolley—For an act requiring parties to obtain a license before marrying.

Also, providing for the service of process and papers on railroad companies.

By Mr. Day—For an act exempting breaking upon government lands from taxation.

By Mr. Gamble—For an act to amend section 1445 of article seven, chapter two of title ten, of the civil code.

Also, to amend section 89 of the justices' code.

By Mr. President—For an act to incorporate the city of Grand Forks.

All of which bills were read a first time.

COUNCIL BILLS.

The following council bills were read a second time and referred as follows:

No. 54, to incorporate the city of Springfield; laid on table to come up in order for third reading.

No. 65, to provide for the election of county commissioners; to the judiciary committee.

No. 68, to amend section 7, chapter 39 of the political code; laid on the table for third reading.

The following council bills were read a third time and passed.

No. 55, to amend the act establishing a board of education for the city of Yankton.

No. 59, in relation to attorneys' fees in justices' courts.

No. 60, to amend sec. 2, chapter 36, of the laws of 1879. Ayes 10, noes 1—Mr. Day voting in the negative. [The bill makes saloon licenses expire on the first of April.]

No. 62, to amend section 332 of the code of civil procedure—Messrs. Day and Wiggin voting in the negative.

No. 26, providing for the canvass of votes for county officers.

HOUSE FILES.

No. 38, read a second time and referred to committee on finance and expenditures.

No. 47, read a second time and referred to judiciary committee.

House files 27, 32, 46 and 49 were read a third time and passed.

POSTPONED.

Council, bill 36, to amend section 1804 of the civil code, made a special order for to-day, was postponed until to-morrow.

INTRODUCTION OF A BILL.

Mr. Wilson, by unanimous consent, introduced a bill for an act providing for the purchase of one thousand copies of a compiled edition of the revised codes of Dakota territory, which was read a first time.

MESSAGE FROM THE HOUSE.

A message from the house announced the passage of house file 59, to incorporate the city of Deadwood, and 63, to create the county of Griggs, and requested the concurrence of the council therein.

ADJOURNMENT.

On motion of Mr. Jolley the council adjourned.

House.

Monday, Feb. 7.—The house convened at ten a. m. and was opened with prayer by the chaplain.

Mr. Speaker in the chair and all the members present, excepting Van Osdel. The journal of the preceding session was read and approved.

COUNCIL MESSAGE.

A message was received from the council, announcing the passage by that body of council bills eighteen, substitute, and fifty-seven. Also house file five.

Also that the council had receded from its amendments to the joint resolution providing for printing the reports of territorial officers.

Also that the council had concurred in house amendments to council bill twenty-one. The bill amended provides for a levy of not more than six mills tax by county commissioners.

COMMITTEE REPORTS.

Mr. Kennedy, from the committee on engrossment, reported as correctly engrossed house file sixty-three, creating the county of Griggs, and house file fourteen, providing for a registry of voters. The committee asked leave to make correction in house file forty-one, authorizing the commissioners of Barnes county to issue bonds.

Mr. Inman, from the committee on insurance, banks and banking, reported back council bill fifty-one and house files fifty-five and seventy-seven with a recommendation that they pass. Council bill fifty-one exempts the Black Hills counties from the provisions of the interest law. House file seventy-seven repeals the act relating to corporations and persons engaged in the banking business.

Mr. Cross, from the committee on charitable and penal institutions, reported back house file sixty-four with amendments and a recommendation that it pass. The bill provides for furnishing and maintaining a hospital for the insane.

Also house file fifty-two, providing for a building committee and the better management of the hospital for the insane, with amendments, and a recommendation that it pass.

Mr. Warner, from the committee on education, reported back house file thirty-seven with amendments and recommended its passage. The bill provides for a territorial board of health and regulates the practice of medicine.

Mr. Boyles, from the committee on judiciary, reported back council bill thirteen with amendments and recommended its passage. It provides rules for the execution of trusts under the act of congress for the relief of inhabitants of cities and towns upon the public lands.

Also house file six, with a recommendation that it be indefinitely postponed. It is of the same nature as council bill thirteen.

Mr. Kennedy from the committee on engrossment reported house file forty-one as correctly engrossed. It authorizes Barnes county to issue bonds.

RECONSIDERED.

Mr. Thorne moved that the vote by which the house concurred in the council amendment to house file thirty-one, relating to instruction in foreign languages in the public schools, be reconsidered and it was so ordered, after a discussion, which developed a desire upon the part of the Scandinavian members to have their language included in the provisions of the law.

On motion of Mr. LaMoore the house refused to concur in the council amendment.

NOTICES OF BILLS.

By Mr. Wells—To incorporate the village of Jamestown.

By Mr. LaMoore—To incorporate the city of Pembina.

By Mr. Warner—To locate, establish and endow a territorial normal school.

By Mr. Speaker—(Mr. Rohr in the chair) to provide boards of education for Deadwood and Bismarck, and to continue the boards of education in Yankton, Fargo and Vermillion, and for the management of the public schools therein.

By Mr. Baynes—To define the boundaries of several counties.

By Mr. Baynes—To locate, establish and endow a territorial normal school.

By Mr. Baynes—To provide for the publication of the acts of the 14th legislative session in the newspapers of the territory.

By Mr. Nomland—To legalize the acts of the county assessor of Traill county.

INTRODUCTION OF BILLS.

By Mr. Thielman—House file eighty-three—to define the boundaries of McCook county.

By Mr. Donaldson—House file eighty-four—to legalize certain acts of W. T. Burman as county commissioner of Grant county.

By Mr. Donaldson—House file eighty-five—to consolidate the plats of Big Stone City, Inkpa City and Geneva, and legalize the same under the name of Big Stone City.

By Mr. Kennedy—House file eighty-six—to vacate the town of Madison, Lake County.

By Mr. Miller—House file eighty-seven—to incorporate the village of Tower City.

By Mr. Baynes—House file eighty-eight—to amend sections eight and twenty-nine of the public school law.

COUNCIL BILLS.

The following council bills had their first reading:

Number eighteen—Making provision for schooling children in unorganized districts.

Number fifty—A memorial to congress.

Number fifty-seven—Amending the act providing a board of education for the city of Fargo.

The following council bills had their second reading, and were referred to the committee on judiciary:

Number thirty-three—Amending chap-

ter twenty-eight of the political code and forty-nine of the laws of 1879.

Number forty-four, providing for the collection of costs in certain criminal cases.

Number forty-five, amending section one of chapter twenty-two of the political code.

Number forty-six, amending section fourteen of chapter twenty-one of the political code.

Number forty-nine, amending section forty-nine of chapter twenty-eight of the political code.

Number fifty-three, amending section 565 of the civil code.

Number fifty-six, amending section sixty-four, chapter twenty-four of the political code.

Number fifty-eight, to repeal section fourteen, chapter thirty-nine of the political code.

HOUSE BILLS.

The following house bills had their second reading and were referred as indicated:

Number sixty-one, to incorporate the village of Egan, Moody county, to the committee on corporations.

Number eighty, to define the boundaries of the county seat of Richland county, to the committee on counties and townships.

House file fourteen, for the registry of voters and to prevent fraudulent voting, came up for its third reading, but was finally committed to a special committee, consisting of Messrs. Wells, Boyles, French, and VanOsdel, with instructions to provide a substitute for the amendments offered.

House file sixty-three, to create the county of Griggs and define its boundaries, was passed by unanimous vote.

House file fifty-nine, incorporating the city of Deadwood, was passed by unanimous vote.

COMMITTEE OF THE WHOLE.

On motion of Mr. Wells, the house, at 10:40 a. m. went into committee of the whole, on the general order, Mr. Wells in the chair.

THE COMMITTEE ROSE

at 11:45 a. m. and made the following report to the house which was received and adopted:

That council bill thirteen, for the execution of trusts arising from the passage of a congressional act for the relief of the inhabitants of cities and towns on public lands be passed as amended.

That council bill thirty-one, providing a fund for the construction of a penitentiary at Sioux Falls, pass as amended.

That council bill thirty-four, amending the act incorporating the city of Elk Point, pass.

That council bill forty, amending the public school law, pass as amended.

That house file fifty-two, providing for the building of a hospital for the insane and the government thereof, pass as amended.

That house file thirty-seven, providing for a board of health in the territory of Dakota and regulating the practice of medicine in the territory do not pass.

That council bill forty-one, amending the act providing a board of education for the village of Sioux Falls, pass.

That council bill fifty-one, exempting the Black Hills counties from the provisions of the interest law, pass.

That house file six be indefinitely postponed.

That house file fifty-five, providing for the issue of bonds for the completion of a jail in Minnehaha county, pass.

That house file sixty-four, for furnishing and maintaining the hospital for the insane, pass.

That house file seventy-seven, for the repeal of the act concerning corporations and persons engaged in the banking business, pass.

BILL SIGNED.

Council bill seventeen, having been reported correctly enrolled, was signed by the speaker. It provides for funding the indebtedness of Bon Homme county.

A BILL PASSED.

On motion of Mr. Thorne, council bill thirty-one, providing for the construction of a penitentiary at Sioux Falls, reported favorably from the committee of the whole, was put upon its final passage, and passed by unanimous vote.

ADJOURNMENT.

On motion of Mr. McBratney, the house, at 11:50 a. m., adjourned until ten o'clock Tuesday morning.