

STATE OF NORTH DAKOTA

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# JOURNAL OF THE HOUSE

of the

## TWENTY-FIRST SESSION

of the

LEGISLATIVE ASSEMBLY.

Begun and held at the Capitol at Bismarck, January 8th to  
March 8th, 1929, inclusive

EDWIN TRAYNOR  
Speaker of the House

C. R. VERRY  
Chief Clerk



# OFFICERS AND EMPLOYEES

of the  
HOUSE OF REPRESENTATIVES OF NORTH DAKOTA  
for the  
TWENTY-FIRST LEGISLATIVE ASSEMBLY  
1929

## OFFICERS AND EMPLOYEES

Title	Name	Address
Speaker	Edwin Traynor	Starkweather
Chief Clerk	C. R. Verry	Minot
First Ass't Chief Clerk	L. R. Nostdal	Rugby
Second Ass't Chief Clerk	G. H. Movius	Lidgerwood
Sergeant-at-Arms	T. J. Kelsch	Fullerton
Chief Enrolling and En- grossing Clerk	Ethel H. Cooley	Grand Forks
Ass't Enrolling and En- grossing Clerk	Robena Moses	Bismarck
Bill Clerk	Mary A. Williams	Washburn
Bill Room Clerk	John B. Tucker	Devils Lake
Doorkeeper and Ass't Sergeant-at-Arms	K. G. Gronhovd	Nekoma
Gallery Doorkeeper	Dan Heidt	Dickinson
Chief Mailing Clerk	C. A. Rust	Bismarck
Ass't Mailing Clerk	W. S. Young	Surrey
Ass't Mailing Clerk	Christ Geiszler	Gackle
Proof Reader	Matt Johnson	Bottineau
Telephone Messenger	N. T. Hedalen	Fordville
Postmaster	E. J. Knutson	Bucyrus
Bill Messenger and Clerk	Peter Rudser	Bismarck
Janitor	Peter Schantz	Bismarck
Janitor	Jacob Schaaf	Solen
Desk Reporter	Barbara Freeman	Grand Forks
Stenographer	Blyth Webb	Bismarck
Stenographer	Katherine Bodenstab	Bismarck
Stenographer	Myrtle Hight	Dickinson
Stenographer	Margaret Sheehan	Bismarck
Stenographer	Leonora Hilde	Fargo
Stenographer	Alice B. Tauer	Bismarck
Page and Messenger	Wesley Flett	Larimore
Page and Messenger	Ralph Shearn	Bismarck
Page and Messenger	Ralph Shipley	Bismarck
Page and Messenger	John Ulsrud	Bismarck
Committee Room Attendant and Messenger	J. H. Stewart	Fargo
Clerk of Appropriations Committee	John G. Halcrow	Bowesmont
Clerk of State Affairs Committee	Clara A. Kane	Fargo
Clerk of Judiciary Com- mittee	George N. Keniston	Bismarck
Clergymen	Members of Bismarck Minsteral Ass'n.	

# HOUSE MEMBERS

Dist.	COUNTY	NAME	ADDRESS
1.	Pembina	John Halerow	Bowesmont
		G. W. Hoffman	Backoo
		John K. Olafson	Gardar
2.	Pt. Ward	J. H. Burkhart	Berthold
		Knute Boe	Adams
3.	Pt. Walsh	Aron Levin	Park River
		Andrew Johnston	Forest River
4.	Pt. Walsh	David Steedsman	Kempton
6.	Pt. Grand Forks	C. Vernon Freeman	Grand Forks
7.	Pt. Grand Forks	E. E. Veitch	Emerado
8.	Traill	Philip Bohnsack	Hillsboro
		Karl H. Brunsdale	Mayville
		Carl E. Johnson	Hatton
		H. F. Horner	Fargo
9.	Pt. Cass	J. A. Jardine	Fargo
		L. L. Twichell	Fargo
		W. J. Bell	Casselton
10.	Pt. Cass	John G. Plath	Davenport
		Wm. L. Plath	Woods
11.	Pt. Cass	F. Paul Smith	Amenia
		J. D. Holthusen	Tyler
12.	Pt. Richland	Geo. Worner	Great Bend
		O. C. Anderson	Rutland
13.	Sargent	A. N. Lavik	Milnor
		A. E. Carter	Venlo
14.	Ransom	Fred E. Mau	Enderlin
		Ben Northridge	Valley City
15.	Pt. Barnes	E. E. Iverson	Binford
		I. W. Standley	Hope
		C. F. Carlson	Hope
16.	Steele & Griggs	R. E. Hamilton	Dahlen
		John D. Johnson	Aneta
		Hugh McDowell	Langdon
17.	Nelson	A. N. Flom	Nekoma
		Joseph McGauvran	Osnabrock
		James McManus	St. John
18.	Cavalier	Carl Anfinson	Mylo
		Minnie D. Craig	Esmond
		M. A. Erickson	Minnewaukan
19.	Rolette	F. E. Henderson	Lawton
		W. A. Hausmann	Churchs Ferry
		Edwin Traynor	Starkweather
20.	Benson	R. R. Gibbens	Cando
		W. J. Gilchrist	Cando
21.	Ramsey	Frank M. Brown	Montpelier
		Fred G. Kneeland	Jamestown
		Arthur J. Rulon	Jamestown
22.	Towner	E. A. Watt	Woodworth
		C. H. Opdahl	Marion
		L. H. Steen	Kulm
23.	Dickey	H. E. Wedel	Ellendale
		J. H. Frojen	Glover
24.	Emmons & Kidder	O. E. Erickson	Tappen
		A. S. Kraft	Strasburg
		Anton Larson	Temvik
		Carl Larvick	Temvik

Dist.	COUNTY	NAME	ADDRESS
27.	Burleigh	Gordon Cox	Bismarck
		M. J. Olson, Jr.	Driscoll
		J. M. Thompson	Wilton
28.	Bottineau	Wm. A. Thatcher	Bottineau
		Wm. M. Martin	Maxbass
		Fred J. Shurr	Lansford
		C. O. Svingen	Bottineau
29.	Pt. Ward	J. H. Burns	Surrey
		R. A. Johnson	Makoti
		Mabel C. Lindgren	Minot
		Einar Muus	Minot
30.	Morton	E. R. Helbling	St. Anthony
		William Hermes	Glen Ullin
31.	Stark	H. M. Pfenning	Mandan
		John Dolwig	Gladstone
32.	Eddy & Foster	C. C. Turner	Dickinson
		E. P. Bishop	Belfield
		W. W. Treffry	New Rockford
33.	Wells	Elling M. Indergaard	Barlow
		Geo. Aljets	Carrington
		Robert C. Montgomery	Harvey
34.	Pt. McHenry	J. E. Westford	Upham
35.	Sheridan	H. G. Kapfer	Anamoose
36.	McIntosh & Logan	Jacob Bittner	Lehr
		C. A. Miller	Gackle
		John J. Wentz	Napoleon
37.	Pt. Richland	M. H. Lynch	Lidgerwood
		C. H. Morgan	Walcott
38.	Pt. Barnes	C. J. Hanson	Litchville
39.	Billings, Bowman, Golden Valley & Slope.	W. S. Place	Ranger
		Ira J. Wilson	New England
		W. E. Dyer	Marmarth
		R. A. Owings	Lignite
40.	Burke & Divide	Einar Twete	Wildrose
		Albert VanBerkom	Powers Lake
		Robert Young	Epping
		Lavina Amsberry	Wheelock
41.	Williams & McKenzie	Olaf Dilland	Tioga
		A. W. McColl	Cartwright
		C. Sax	Banks
42.	Pierce	J. T. Fettig	Orrin
		D. L. Peters	Wolford
43.	Renville	C. D. Dickerson	Norma
44.	Mountrail	Herman Butt	Parshall
		R. E. Swendseid	Stanley
45.	Pt. McHenry	H. M. Henrickson	Simcoe
46.	McLean	William Wagner	Turtle Lake
		Oscar Oberg	Washburn
		Lewis E. Lembcke	Ryder
47.	Grant	Peter Keierleber	Carson
		Geo. J. Schultz	Elgin
48.	Mercer, Oliver & Dunn.	Gottlieb Isaak	Dodge
		Richard Bubel	Center
		C. N. Lee	Dodge
49.	Adams, Hettinger & Sioux	O. J. Olson	New England
		J. H. McCay	Selfridge
		J. O. Wigen	Hettinger

# SENATE MEMBERS

Dist.	COUNTY	NAME	ADDRESS
1.	Pembina	William Renwick	Bathgate
2.	Pt. Ward	John E. Fleckten	Niobe
3.	Pt. Walsh	Geo. H. Hoople	Hoople
4.	Pt. Walsh	P. J. Murphy	Grafton
5.	Pt. Grand Forks	J. E. Eastgate	Larimore
6.	Pt. Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. Grand Forks	J. R. Poupore	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Pt. Cass	Arthur W. Fowler	Fargo
10.	Pt. Cass	John Van Arnam	Kindred
11.	Pt. Cass	Wm. Watt	Leonard
12.	Pt. Richland	Joseph G. Forbes	Wahpeton
13.	Sargent	R. G. McCrory	Cogswell
14.	Ransom	W. G. Crocker	Lisbon
15.	Pt. Barnes	Frank E. Ployhar	Valley City
16.	Steele & Griggs	P. O. Sathre	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Joseph Renauld	Thorne
20.	Benson	C. W. Fine	Shenoyenne
21.	Ramsey	F. H. Hyland	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	Alfred Steel	Jamestown
24.	La Moure	W. D. Lynch	La Moure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons & Kidder	E. H. Brant	Linton
27.	Burleigh	Lynn Sperry	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. Ward	Walter Bond	Minot
30.	Morton	W. E. Martin	Huff
31.	Stark	J. P. Cain	Dickinson
32.	Eddy & Foster	O. H. Olson	New Rockford
33.	Wells	W. E. Matthaei	Fessenden
34.	Pt. McHenry	D. H. Hamilton	Eckman
35.	Sheridan	B. Unruh	Goodrich
36.	McIntosh & Logan	P. T. Kretschmar	Venturia
37.	Pt. Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Pt. Barnes	C. J. Olson	Valley City
39.	Billings, Bowman, Golden Valley & Slope	Gust Wog	Belfield
40.	Burke & Divide	C. E. Erickson	Crosby
41.	Williams & McKenzie	J. K. Brostuen	Alexander
42.	Pierce	O. T. Tofsrud	Rugby
43.	Renville	G. Patterson	Donnybrook
44.	Mountrail	R. W. Patten	Plaza
45.	Pt. McHenry	Ole Etestad	Balfour
46.	McLean	A. A. Peck	Underwood
47.	Grant	Wm. Kamrath	Leith
48.	Mercer, Oliver & Dunn	F. P. Conrath	Beulah
49.	Adams, Hettinger & Sioux	Herman Thorson	Hettinger

# MEMBERS OF HOUSE, 1929

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
33	Aljets, George	Carrington	Farming	Married	Kansas .....	1927-1929	1882
41	Amsberry, Lavina	Wheelock	Farming	Married	Iowa .....	1929	1879
19	Anfinson, Carl	Mylo	Farming	Married	Iowa .....	1929	1876
						1923-1925	
13	Anderson, O. C.	Rutland	Farming	Married	Norway .....	1927-1929	1869
9	Bell, W. J.	Casselton	Merchant	Married	Canada .....	1927-1929	1867
31	Bishop, E. P.	Belfield	Merchant	Married	Iowa .....	1929	1881
36	Bittner, Jacob	Lehr	Farming	Married	Russia .....	1929	1878
3	Boe, Knute	Adams	Farming	Married	Norway .....	1929	1869
8	Bohnsack, Philip	Hillsboro	Farming	Widower	Wisconsin .....	1927-1929	1864
23	Brown, Frank	Montpelier	Farming	Married	New York .....	1927-1929	1862
8	Brunsdale, Karl H.	Portland	Farming	Single	North Dakota .....	1929	1896
						1925-1927	
48	Bubel, Richard	Center	Farming	Married	Germany .....	1929	1873
						1919-1921	
						1923-1925	
2	Burkhart, J. H.	Berthold	Farming	Married	Missouri .....	1927-1929	1872
						1921-1923	
						1925-1927	
29	Burns, J. H.	Surrey	Blacksmith	Married	Indiana .....	1929	1874
						1925-1927	
44	Butt, Herman	Parshall	Farming	Married	Iowa .....	1929	1878
16	Carlson, C. F.	Hope	Merchant	Married	Minnesota .....	1927-1929	1885

## MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
14	Carter, A. E.	Venlo	Grain Merchant	Married	England .....	1929	1891
27	Cox, Gordon	Bismarck	Lawyer	Married	North Dakota .....	1927-1929 1923-1925	1897
20	Craig, Minnie D.	Esmond	Banker	Married	Maine .....	1927-1929	1883
43	Dickerson, C. D.	Norma	Grain Merchant	Married	Indiana .....	1928-1929	1892
41	Dilland, Olaf	Tioga	Farming	Widower	Norway .....	1929	1878
31	Dolwig, John	Gladstone	Banker	Married	Hungary .....	1929	1878
39	Dyer, W. E.	Marmarth	Railroad Conductor	Widower	Indiana .....	1929	1881
26	Erickson, O. E.	Tappen	Farming	Married		1923-1925	
					Wisconsin .....	1927-1929	1884
20	Erickson, M. A.	Minnewaukan	Farming	Married	North Dakota .....	1929	1888
42	Fettig, J. T.	Orrin	Merchant	Married	Russia .....	1927-1929 1921-1923 1925-1927	1878
18	Flom, A. N.	Nekoma	Farming	Married	Minnesota .....	1929	1864
						1925-1927	
6	Freeman, C. Vernon	Grand Forks	Salesman	Married	North Dakota .....	1929	1890
26	Frojen, J. H.	Glover	Blacksmith	Married	Norway .....	1927-1929	1862
22	Gibbens, R. R.	Cando	Farming	Married	North Dakota .....	1929	1892
22	Gilchrist, W. J.	Cando	Farming	Married	Canada .....	1927-1929 1921-1923 1925-1927	1868
1	Halcrow, John	Bowesmont	Farming	Married	Scotland .....	1929	1872
17	Hamilton, R. E.	Dahlen	Farming	Married	Canada .....	1929	1876
38	Hanson, C. J.	Litchville	Implement Dealer	Married	Norway .....	1929	1870

MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
21	Hausmann, W. A.	Churchs Ferry	Farming	Married	Iowa .....	1929 1923-1925	1869
30	Helbling, E. R.	St. Anthony	Farming	Married	Russia .....	1927-1929	1868
21	Henderson, F. E.	Lawton	Banker	Married	Indiana .....	1929	1893
45	Hendrickson, H. M.	Sincoe	Farming	Single	Norway .....	1929	1877
30	Hermes, William	Glen Ullin	Farming	Married	Germany .....	1929 1927-1928	1863
1	Hoffman, G. W.	Backoo	Farming	Widower	Illinois .....	1929	1856
12	Holthusen, J. D.	Tyler	Farming	Married	North Dakota .....	1927-1929	1881
9	Horner, H. F.	Fargo	Lawyer	Married	Wisconsin .....	1929	1891
32	Indergaard, Elling M.	Barlow	Farming	Single	North Dakota .....	1929	1895
48	Isaak, Gottlieb	Dodge	Farming	Married	South Dakota .....	1929 1923-1925	1883
16	Iverson, E. E.	Binford	Farming	Single	Minnesota .....	1927-1929 1921-1923	1865
9	Jardine, J. A.	Fargo	Contractor	Married	North Dakota .....	1927-1929	1880
17	Johnson, John G.	Aneta	Grain	Married	Norway .....	1929 1921-1923 1925-1927	1878
8	Johnson, Carl E.	Hatton	Farming	Married	North Dakota .....	1929	1886
29	Johnson, R. A.	Makoti	Banker		Minnesota .....	1927-1929	1871
4	Johnson, Andrew	Forest River	Farming	Married	Canada .....	1927-1929	1865
35	Kapfer, H. G.	Anamoose	Farming	Married	Germany .....	1927-1929 1925-1927	1873
47	Keierleber, Peter	Carson	Farming	Married	Russia .....	1929	1877
23	Kneeland, Fred G.	Jamestown	Lawyer	Married	Maine .....	1909-1929	1874



MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
26	Kraft, A. S.	Strasburg	Farming	Married	North Dakota .....	1929	1894
26	Larson, Anton	Temvik	Farming	Married	Norway .....	1929	1873
26	Larvick, Carl	Temvik	Farming	Married	Minnesota .....	1927-1929	1882
13	Lavik, A. N.	Milnor	Farming	Single	North Dakota .....	1927-1929	1895
48	Lee, C. N.	Dodge	Farming	Widower	Norway .....	1927-1929	1881
46	Lembcke, Lewis E.	Ryder	Farming	Married	Wisconsin .....	1929	1888
						1921-1923	
						1925-1927	
3	Levin, Aron	Park River	Farming	Married	Sweden .....	1929	1860
29	Lindgren, Mabel C.	Minot	Insurance Salesman	Married	Minnesota .....	1929	1891
						1923-1927	
37	Lynch, M. H.	Lidgerwood	Merchant	Married	North Dakota .....	1929	1892
41	McCall, A. W.	Cartwright	Farming	Single	Canada .....	1929	1876
						1923-1925	
49	McCay, J. H.	Selfridge	Farming	Married	Illinois .....	1927-1929	1870
						1921-1923	
						1925-1927	
18	McDowell, Hugh	Langdon	Farming	Married	Canada .....	1929	1869
						1919-1921	
						1923-1925	
18	McGauvran, Joseph	Osnabrook	Farming	Married	Canada .....	1927-1929	1863
						1917-1919	
						1921-1923	
						1925-1927	
19	McManus, James	St. John	Farming	Married	Ireland .....	1929	1868
28	Martin, William M.	Maxbass	Farming	Married	Indiana .....	1929	1879

MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
14	Mau, Fred E.	Enderlin	Merchant	Married	Minnesota .....	1929 1925-1927	1888
36	Miller, C. A.	Gackle	Farming	Married	Wisconsin .....	1929 1925-1927	1885
33	Montgomery, Robert C.	Harvey	Farming	Married	Canada .....	1929	1872
37	Morgan, C. H.	Walcott	Farming	Married	Illinois .....	1929 1923-1925	1872
29	Muus, Einar	Minot	Lumber Merchant	Married	Norway .....	1927-1929	1881
15	Northridge, Ben	Valley City	Farming&Auctioneer	Married	Ireland .....	1929 1921-1923 1925-1927	1874
46	Oberg, Oscar	Washburn	Farming	Single	Sweden .....	1929 1921-1923 1925-1927	1882
1	Olafson, John K.	Gardar	Farming	Married	Wisconsin .....	1929	1873
27	Olson, M. J.	Driscoll	Farming	Married	Minnesota .....	1929	1888
49	Olson, O. J.	New England	Farming	Married	Minnesota .....	1929	1874
24	Opdahl, C. H.	Marion	Farming	Married	Minnesota .....	1927-1929	1886
40	Owings, R. A.	Lignite	Farming	Married	Maine .....	1927-1929 1921-1923 1925-1927	1881
42	Peters, D. L.	Wolford	Farming	Married	Virginia .....	1929	1870
39	Place, W. S.	Ranger	Farming	Married	Pennsylvania .....	1929 1921-1923 1925-1927	1867
10	Plath, John G.	Davenport	Farming	Married	Wisconsin .....	1929	1871

MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED IN HOUSE	DATE BORN
10	Plath, W. L.	Woods	Farming	Married	Wisconsin .....	1929	1864
30	Pfenning, H. M.	Mandan	Auditor	Married	Illinois .....	1929	1869
						1925-1927	
23	Rulon, Arthur J.	Jamestown	Banker	Married	North Dakota .....	1929	1889
41	Sax, C.	Banks	Merchant	Married	Minnesota .....	1929	1872
47	Schultz, Geo. J.	Elgin	Farming	Married	Missouri .....	1929	1865
						1923-1925	
28	Shurr, Fred J.	Lansford	Farming	Married	Minnesota .....	1927-1929	1873
11	Smith F. Paul	Amenia	Farming	Married	South Dakota .....	1929	1888
						1925-1927	
16	Standley, I. W.	Hope	Farming & Auctioneer	Married	Missouri .....	1929	1867
5	Steedsman, David	Kempton	Farming	Married	Canada .....	1927-1929	1869
24	Steen, L. H.	Kulm	Farming	Widower	Norway .....	1923-1929	1875
						1925-1927	
28	Svingen, C. O.	Bottineau	Farmer	Single	North Dakota .....	1929	1889
44	Swendseld, R. E.	Stanley	Lawyer	Married	Minnesota .....	1927-1929	1881
						1925-1927	
28	Thatcher, Wm. A.	Bottineau	Merchant	Married	Michigan .....	1929	1874
						1925-1927	
27	Thompson, J. M.	Wilton	Farming	Married	Iowa .....	1929	1864
						1927-1928	
32	Treffry, W. W.	New Rockford	Farming	Married	Michigan .....	1929	1877
						1913-1915	
						1917-1918	
31	Turner, C. C.	Dickinson	Farming	Married	Wisconsin .....	1929	1877

MEMBERS OF HOUSE 1929 (Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED OR SINGLE	WHERE BORN	SERVED	DATE BORN
						IN HOUSE	
40	Twete, Einar	Wildrose	Farming	Married	Norway .....	1929	1885
						1913-1915	
						1919-1921	
						1923-1925	
9	Twichell, L. L.	Fargo	Lawyer	Single	Minnesota .....	1927-1929	1872
40	Van Berkom, Albert	Powers Lake	Farming	Married	Minnesota .....	1927-1929	1876
						1923-1925	
7	Veitch, E. E.	Emerado	Farming	Widower	New York .....	1927-1929	1866
46	Wagner, William	Turtle Lake	Farming	Married	Russia .....	1929	1873
23	Watt, E. A.	Woodworth	Farming	Married	Michigan .....	1929	1874
25	Wedel, H. E.	Ellendale	Farming	Married	Wisconsin .....	1927-1929	1868
36	Wentz, John J.	Napoleon	Merchant	Married	North Dakota .....	1929	1889
34	Westford, J. E.	Upham	Farming	Married	Iceland .....	1927-1929	1874
49	Wigen, J. O.	Hettinger	Banker	Married	Minnesota .....	1929	1883
39	Wilson, Ira J.	New England	Farming	Married	Iowa .....	1927-1929	1862
						1925-1927	
12	Worner, George	Great Bend	Merchant	Married	Pennsylvania .....	1929	1855
41	Young, Robert	Epping	Farming	Married	Maryland .....	1929	1874
						1923-1925	
21	(Mr. Speaker) Traynor, Edwin	Starkweather	Farming	Married	North Dakota .....	1927-1929	1885

# ERRATA

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Page 622, line 8, correct spelling of word "bill."

Page 708, line 4, from bottom of page, change "McCoy" to "McCay."

Page 1013, above line 5 from bottom of page insert "A. J. Rulon, chairman."

Page 1312, should show "House Bill" in place of "Senate Bill."

Page 1458 should show "House Bill" No. 145 in place of "Senate Bill."

Page 1387 should show "House Bill" No. 231 sent to Governor.

# Journal of the House



Twenty-first Legislative Assembly

## FIRST DAY

House of Representatives,  
Bismarck, North Dakota,  
January 8, 1929.

At the hour of twelve o'clock, meridian, the eighth day of January, 1929, being the day and hour designated by law for the convening of the Legislative Assembly of the State of North Dakota, the members-elect of the House of Representatives of the Twenty-first Session of the Legislative Assembly assembled in the House Chamber at the Capitol at Bismarck, North Dakota, and were called to order by C. R. Verry, Chief Clerk of the House of Representatives of the Twentieth Legislative Assembly of the State of North Dakota.

The session was opened with prayer by Rev. Paul Wright of the First Presbyterian Church of Bismarck.

The following communication being the qualified list of members as certified to by the Secretary of State was read.

Bismarck, North Dakota,  
January 8, 1929.

Clerk of the House of Representatives,  
Twenty-first Legislative Assembly,  
Bismarck, North Dakota.

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly qualified as members of the House of Representatives of the Twenty-first Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1.	Pembina	John Halcrow	Bowesmont
		G. W. Hoffman	Backoo
		John K. Olafson	Gardar
2.	Pt. of Ward	J. H. Burkhart	Berthold
		Knute Boe	Adams
3.	Pt. of Walsh	Aron Levin	Park River

Dist.	County	Name	Address
4.	Pt. of Walsh.....	Andrew Johnson .....	Forest River
5.	Pt. of Grand Forks	David Steedsman .....	Kempton
6.	Pt. of Grand Forks	C. Vernon Freeman .....	Grand Forks
7.	Pt. of Grand Forks	E. E. Veitch .....	Emerado
8.	Trail .....	Philip Bohnsack .....	Hillsboro
		Karl H. Brunsdale .....	Mayville
		Carl E. Johnson .....	Hatton
9.	Pt. of Cass .....	H. F. Horner .....	Fargo
		J. A. Jardine .....	Fargo
		L. L. Twichell .....	Fargo
10.	Pt. of Cass .....	W. J. Bell .....	Casselton
		John G. Plath .....	Davenport
11.	Pt. of Cass .....	Wm. L. Plath .....	Woods
		F. Paul Smith .....	Amenia
12.	Pt. of Richland ....	J. D. Holthusen .....	Tyler
		Geo. Worner .....	Great Bend
13.	Sargent .....	O. C. Anderson .....	Rutland
		A. N. Lavik .....	Milnor
14.	Ransom .....	A. E. Carter .....	Venlo
		Fred E. Mau .....	Enderlin
15.	Pt. of Barnes.....	Ben Northridge .....	Valley City
16.	Steele and Griggs..	E. E. Iverson .....	Binford
		I. W. Standley .....	Hope
		C. F. Carlson .....	Hope
17.	Nelson .....	R. E. Hamilton .....	Dahlen
		John D. Johnson .....	Aneta
18.	Cavalier .....	Hugh McDowell .....	Langdon
		A. N. Flom .....	Nekoma
		Joseph McGauvran .....	Osnabrock
19.	Rolette .....	James McManus .....	St. John
		Carl Anfinson .....	Mylo
20.	Benson .....	Minnie D. Craig .....	Esmond
		M. A. Erickson .....	Minnewaukan
21.	Ramsey .....	F. E. Henderson .....	Lawton
		W. A. Hausmann .....	Churchs Ferry
		Edwin Traynor .....	Starkweather
22.	Towner .....	R. R. Gibbens .....	Cando
		W. J. Gilchrist .....	Cando
23.	Stutsman .....	Frank M. Brown .....	Montpelier
		Fred G. Kneeland .....	Jamestown
		Arthur J. Rulon .....	Jamestown
		E. A. Watt .....	Woodworth
24.	LaMoure .....	C. H. Opdahl .....	Marion
		L. H. Steen .....	Kulm
25.	Dickey .....	H. E. Wedel .....	Ellendale
		J. H. Frojen .....	Glover
26.	Emmons & Kidder	O. E. Erickson .....	Tappen
		A. S. Kraft .....	Strasburg
		Anton Larson .....	Temvik
		Carl Larvick .....	Temvik
27.	Burleigh .....	Gordon Cox .....	Bismarck
		M. J. Olson, Jr. ....	Driscoll
		J. M. Thompson .....	Wilton
28.	Bottineau .....	Wm. A. Thatcher .....	Bottineau
		Wm. M. Martin .....	Maxbass
		Fred J. Shurr .....	Lansford
		C. O. Svingen .....	Bottineau

Dist.	County	Name	Address
29.	Pt. of Ward	J. H. Burns	Surrey
		R. A. Johnson	Makoti
		Mabel C. Lindgren	Minot
		Einar Muus	Minot
30.	Morton	E. R. Helbling	St. Anthony
		William Hermes	Glen Ullin
		H. M. Pfenning	Mandan
31.	Stark	John Dolwig	Gladstone
		C. C. Turner	Dickinson
		E. P. Bishop	Belfield
32.	Eddy & Foster	W. W. Treffry	New Rockford
		Elling M. Indergaard	Barlow
33.	Wells	Geo. Aljets	Carrington
		Robert C. Montgomery	Harvey
34.	Pt. of McHenry	J. E. Westford	Upham
35.	Sheridan	H. G. Kapfer	Anamoose
36.	McIntosh & Logan	Jacob Bittner	Lehr
		C. A. Miller	Gackle
		John J. Wentz	Napoleon
37.	Pt. of Richland	M. H. Lynch	Lidgerwood
		C. H. Morgan	Walcott
38.	Pt. of Barnes	C. J. Hanson	Litchville
39.	Billings, Bowman, Golden Valley & Slope	W. S. Place	Ranger
		Ira J. Wilson	New England
		W. E. Dyer	Marmarth
40.	Burke & Divide	R. A. Owings	Lignite
		Einar Twete	Wildrose
		Albert Van Berkom	Powers Lake
41.	Williams & Mc- Kenzie	Robert Young	Epping
		Lavina Amsberry	Wheelock
		Olaf Dilland	Tioga
		A. W. McColl	Cartwright
		C. Sax	Banks
42.	Pierce	J. T. Fettig	Orrin
		D. L. Peters	Wolford
43.	Renville	C. D. Dickerson	Norma
44.	Mountrail	Herman Butt	Parshall
		R. E. Swenseid	Stanley
45.	Pt. of McHenry	H. M. Henrickson	Simcoe
46.	McLean	William Wagner	Turtle Lake
		Oscar Oberg	Washburn
		Lewis E. Lembeke	Ryder
47.	Grant	Peter Keierleber	Carson
		Geo. J. Schultz	Elgin
48.	Mercer, Oliver & Dunn	Gottlieb Isaak	Dodge
		Richard Bubel	Center
		C. N. Lee	Dodge
49.	Adams, Hettinger, & Sioux	O. J. Olson	New England
		J. H. McCay	Selfridge
		J. O. Wigen	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 8th day of January, 1929.

ROBERT BYRNE,  
Secretary of State.



## ROLL CALL

The roll was called, and there were 111 members present and 2 absent.

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembeke	Traynor
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McDowell	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Young

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So a quorum was declared present.

The Chief Clerk appointed a committee of two, consisting of Mr. Halcrow and Mr. Levin to escort Justice Neussle of the Supreme Court to the rostrum, where he was introduced to the members. Justice Neussle gave a short talk on the responsibilities of the members of the legislature, after which he administered the oath of office to the members present.

The Chief Clerk announced that the next order of business would be the nomination for the office of Speaker for this session, and that nominations were in order.

Representative Freeman of Grand Forks county presented the name of Representative Edwin Traynor of Ramsey county for the office of Speaker, with the following remarks:

I wish to nominate a member of this body for Speaker for the ensuing session. There are a number of members of this House who are worthy of that honor. I have in mind one member who is now about to enter upon his fourth term of service in this body; a man who is a farmer in North Dakota, whose interests are in North Dakota, who is a graduate of one of our educational institutions, a man who has served upon many important committees in this house during the last session, who has held responsible chairmanships, and I can say this to those who are for the first time sitting as members of this house, that the gentlemen I have in mind is of the highest type of North Dakota's citizenship; that against his personal character no man can raise a finger of scorn or suspicion; that as a legislator he has shown ability and that if he is elected to preside over this house for the ensuing session that he will be as fair and impartial in his decisions and in the conduct of the duties of his office as it is possible to be. I am entirely confident that if he is elected as Speaker of this House that he will discharge the duties and responsibilities of his position with credit to himself, with credit to the district that he represents, and with credit to this assembly. It gives me great pleasure to present in nomination the name of Edwin Traynor of Ramsey County for Speaker of this House.

Mrs. Craig of Benson county presented the name of Representative Burkhart of Ward County for the office of Speaker with the following remarks:

I wish to place in nomination the name of a member familiar to all old members, a man of legislative experience, a man of unquestioned honesty and ability, who has proven through many sessions to be free from partiality and revenge, a man of even temper and excellent habits, a gentleman whom I feel would make an excellent Speaker for the Twenty-first Legislative Assembly. I place in nomination the name of Mr. Burkhart of Ward County.

Mr. Verry: Mr. Traynor and Mr. Burkhart have been nominated for Speaker.

The following spoke in endorsement of the candidates:

Mr. Lynch: I wish to second the nomination of Mr. Traynor.

Mr. Erickson: I want to second the nomination of Mr. Burkhart for Speaker. The old members know Mr. Burkhart and I assure the new members that they will make no mistake if they select Mr. Burkhart for the Speaker of the Twenty-first

Legislative Assembly. He is a man of even temper, a man that can go down and come up again smiling, and I am pleased to second the nomination of Mr. Burkhart.

Mr. Halcrow: It gives me pleasure at this time to second the nomination of Mr. Traynor of Starkweather, Ramsey County, for the office of Speaker of this House. I am sure he will discharge the duties of that office with credit to himself and to the entire membership of this House.

Mr. Thatcher: I wish to second the motion of Mr. Burkhart. He is one of the oldest members of the House. We have no member in the House that will be more fair, more honest and more capable than Mr. Burkhart in that position. He is a man of as high moral character as we have in the House who will preside over this House in justice at all times. I second the nomination of Mr. Burkhart.

Mr. McGauvran: I wish to second the nomination of Mr. Traynor of Ramsey County for the office of Speaker, as a representative of Cavalier County. The fact that he is so close to Cavalier County proves that there can't be anything wrong with him.

Mr. Thompson: In behalf of the legislative members from Burleigh County I want to second the nomination of Mr. Traynor of Ramsey County for Speaker of the Twenty-first Legislative assembly.

Mr. Burns: I wish to second the nomination of Mr. Traynor for Speaker of the House on behalf of the Ward County delegation.

Mr. Swendseid: Mr. Chief Clerk, I have no hesitancy in seconding the nomination made by Mrs. Craig for our good friend Burkhart. In my acquaintance in working with Mr. Burkhart in the last session of the legislature I have learned to know him as a man of sterling character, a man whose integrity cannot be impeached, and I have learned to know him as a man who has no fear or favor for friend or foe. He possesses the necessary attributes of Speaker. I therefore take great pleasure in seconding the nomination made by Mrs. Craig in nominating Mr. Burkhart as Speaker of this assembly.

Mr. Peters: In behalf of Pierce County I wish to second the nomination of Mr. Traynor for Speaker.

Mr. Plath: In behalf of the Tenth district of the Cass County delegation I wish to second the nomination of Edwin Traynor for Speaker of the House.

Mr. Bell: In behalf of the Tenth district, Cass County, I also wish to second the nomination of Edwin Traynor for Speaker of the House.

Mr. Lee: On behalf of the Forty-eighth district I wish to second the nomination of Mr. Burkhart as Speaker of the

House. Mr. Burkhart has had a wide experience in the legislature here and is a man we all know has the qualifications to fill the position of Speaker in good shape. You can serve North Dakota in no better way than to secure as Speaker of this House John Burkhart.

Mr. Veitch: In behalf of the Fifth, Sixth and Seventh districts of Cass County it gives me great pleasure to second the nomination of Edwin Traynor as Speaker of the House.

Mr. Jardine: In behalf of the Ninth legislative district I wish to second the nomination of Mr. Traynor as Speaker of the House.

Mr. Worner: I am glad that I can stand up for my good friend Edwin Traynor and second his nomination as Speaker of the House.

Mr. Wedell: For the Twenty-fifth district I wish to second the nomination of Mr. Edwin Traynor for Speaker of the House.

Mr. Rulon: It gives me great pleasure to second the nomination of Edwin Traynor for Speaker of the House on behalf of the Stutsman County delegation.

Mr. Verry: If there are no other nominations I will declare the nominations closed and proceed with the election of a Speaker. The two that have been nominated are Mr. Traynor of Ramsey County and Mr. Burkhart of Ward County.

### ROLL CALL

The question being on the election of Speaker, the roll was called, and there were 64 votes for Traynor, 45 for Burkhart, absent and not voting, 2; passed, 2.

Those voting for Mr. Traynor were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Holthusen	Peters
Boe	Horner	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Ward	Standley
Cox	Kneeland	Steedsman
Dolwig	Larvick	Thompson
Fettig	Lynch	Turner
Flom	McDowell	Twichell
Freeman	McGauvran	Veitch
Frojen	Mau	Wedel

Messrs.	Messrs.	Messrs.
Gibbens	Miller	Watt
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wigen
Helbling	Northridge	Wilson
Henderson	Olafson	Worner

Those voting for Mr. Burkhart were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Owings
Amsberry	Isaak	Place
Anderson	Iverson	Sax
Anfinson	Kapfer	Schultz
Bubel	Keierleber	Shurr
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Treffry
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Van Berkom
Erickson, Kidder	McColl	Wagner
Gilchrist	McCay	Young
Hanson	Martin	
Henrickson	Opdahl	

Passed:

Messrs.	Messrs.
Burkhart	Traynor

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So Representative Traynor was declared elected Speaker of the House.

The Chief Clerk appointed Representatives Peters and Lindgren as a committee to escort Speaker-elect Traynor to the rostrum, where Justice Nuessle of the Supreme Court administered the oath of office.

Speaker Traynor made a short speech of acceptance in the following words:

Fellow Members of the House of Representatives of the Twenty-first Legislative Assembly: I appreciate indeed the high honor that you have bestowed upon me. I appreciate it not only as an honor but as a manifestation of your confidence. During the next sixty days it shall be my highest ambition to be worthy of that confidence and to be fair and im-

partial and give everyone his rights. I shall endeavor to do that not only in order that your action in making me your presiding officer today may be justified, but also that the business of this House may be transacted as efficiently and expeditiously as possible, and that the interests of the people of North Dakota whose servants we are, in the last analysis, may be best served. And to that end I ask the cooperation of each and every one.

(Applause.)

The Speaker announced that the next order of business would be the election of the Chief Clerk.

Representative Burns presented the name of C. R. Verry of Minot to succeed himself as Chief Clerk.

ROLL CALL

The question being on the election of C. R. Verry, Chief Clerk, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Ansberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCcoll	Van Berkorn
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Wedel	Martin	Gibbens

Messrs.	Messrs.	Messrs.
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So C. R. Verry was declared elected Chief Clerk.

The Speaker administered the oath of office to Mr. Verry.

At this time the Speaker administered the oath of office to Representative E. A. Watt.

Representative Freeman nominated Mr. L. R. Nostdal for the position of Assistant Chief Clerk.

#### ROLL CALL

The question being on the election of L. R. Nostdal, Assistant Chief Clerk, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry

Messrs.	Messrs.	Messrs.
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So L. R. Nostdal was declared elected Assistant Chief Clerk.

Representative Johnson of Trail nominated Mr. D. H. Movius of Richland County as Second Assistant Chief Clerk.

### ROLL CALL

The question being on the election of D. T. Movius, Second Assistant Chief Clerk, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Trail	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid



Messrs.	Messrs.	Messrs.
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkorn
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Heibling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So D. T. Movius was declared elected Second Assistant Chief Clerk.

Representative Cox nominated Mr. T. J. Kelsch of Dickey County for the position of Sergeant at Arms.

#### ROLL CALL

The question being on the election of T. J. Kelsch, Sergeant at Arms, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Amsberry	Hermes	Opdahl
Anderson	Hoffman	Owings
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bishop	Indergaard	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen

Messrs.	Messrs.	Messrs.
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Olafson	Mr. Speaker
Henderson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jardine	McManus	Oberg

So T. J. Kelsch was declared elected Sergeant at Arms.

Representative McGauvran nominated Ethel Cooley for the position of Enrolling and Engrossing Clerk.

### ROLL CALL

The question being on the election of Ethel Cooley as Enrolling and Engrossing Clerk, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCcoll	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So Ethel Cooley was declared elected Enrolling and En-grossing Clerk.

Representative McGauvran nominated Mr. K. J. Gronhovd as Door Keeper and Assistant Sergeant-at-Arms.

#### ROLL CALL

The question being on the election of K. J. Gronhovd as Door Keeper and Assistant Sergeant-at-Arms, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dillard	Lee	Thompson
Dolwig	Lembeke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So K. J. Gronhovd was declared elected Doorkeeper and Assistant Sergeant-at-Arms.

Representative Miller nominated Robina Moses for Assistant Enrolling and Engrossing Clerk.

#### ROLL CALL

The question being on the election of Robina Moses as Assistant Enrolling and Engrossing Clerk, the roll was called, and there were ayes, 111; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Piath, John, Cass

Messrs.	Messrs.	Messrs.
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardino	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So Robina Moses was declared elected Assistant Enrolling and Engrossing Clerk.

Representative Turner nominated Dan Heidt of Stark county for Gallery Doorkeeper.

#### ROLL CALL

The question being on the election of Dan Heidt as Gallery Doorkeeper, the roll was called, and there were ayes, 111; nays 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings

Messrs.	Messrs.	Messrs.
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So Dan Heidt was declared elected Gallery Doorkeeper.

Representative Burns nominated Mrs. W. K. Williams of McLean county for Bill Clerk.

### ROLL CALL

The question being on the election of Mrs. W. K. Williams for Bill Clerk, the roll was called, and there were ayes 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohsack	Jardine	Pfening
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keelerleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dilland	Lee	Treffry
Dolwig	Lembcke	Turner
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkorn
Fettig	McColl	Veitch
Flom	McCay	Wagner
Freeman	McGauvran	Watt
Frojen	McDowell	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McManus	Oberg	Thatcher

So Mrs. W. K. Williams was declared elected Bill Clerk.

Representative Freeman nominated John Tucker for the position of Bill Room Clerk.

#### ROLL CALL

The question being on the election of John Tucker as Bill Room Clerk, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger

Messrs.

Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Bubel  
Burkhart  
Burns  
Butt  
Carlson  
Carter  
Cox  
Craig  
Dickerson  
Dillard  
Dolwig  
Dyer  
Erickson, Benson  
Erickson, Kidder  
Fettig  
Flom  
Freeman  
Frojen  
Gibbens  
Gilchrist  
Halcrow  
Hamilton  
Hanson  
Hausmann  
Helbling  
Henderson

Messrs.

Hoffman  
Holthusen  
Horner  
Indergaard  
Isaak  
Iverson  
Jardine  
Johnston  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Kapfer  
Keierleber  
Kneeland  
Kraft  
Larson  
Larvick  
Lavik  
Lee  
Lembcke  
Levin  
Lindgren  
Lynch  
McColl  
McCay  
McGauvran  
McDowell  
Martin  
Mau  
Miller  
Montgomery  
Morgan  
Muus  
Northridge  
Olafson

Messrs.

Opdahl  
Owings  
Peters  
Place  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Standley  
Steedsman  
Steen  
Svingen  
Swendseid  
Thompson  
Treffry  
Turner  
Twete  
Twichell  
Van Berkom  
Veitch  
Wagner  
Watt  
Wedel  
Wentz  
Westford  
Wigen  
Wilson  
Worner  
Young  
Mr. Speaker

Absent and not voting:

Messrs.

McManus

Messrs.

Oberg

Messrs.

Thatcher

So John Tucker was declared elected Bill Room Clerk.

Representative Cox nominated C. A. Rust, W. S. Young, and Christ Geizsler as Chief Mailing Clerk and assistant Mailing Clerks.

ROLL CALL

The question being on the election of C. A. Rust, Chief Mailing Clerk, W. S. Young and Christ Geizsler, Assistant Mailing Clerks, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.

Aljets  
Amsberry

Messrs.

Henrickson  
Hermes

Messrs.

Olson, Burleigh  
Olson, Hettinger



Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So C. A. Rust was declared elected Chief Mailing Clerk, and W. S. Young and Christ Geizsler Assistant Mailing Clerks.

A committee composed of three members of the Senate reported that the Senate was organized and ready for business.

Representative Twichell moved that the Speaker appoint a committee of three members to notify the Senate that the House was now convened and organized, which motion prevailed and the following committee was appointed: Representatives Twichell, Craig and Turner.

Representative Cox nominated Mr. E. J. Knutson of Adams county as Postmaster.

## ROLL CALL

The question being on the election of E. J. Knutson of Adams county as Postmaster, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Fettig	Lynch	Twete
Flom	McCull	Van Berkorn
Freeman	McCay	Veitch
Frojen	McGauvran	Wagner
Gibbens	McDowell	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Craig	McManus	Twichell
Erickson, Kidder	Oberg	

So E. J. Knutson was declared elected Postmaster.

Representative Cox nominated Blythe Webb, Katherine Bodenstab, Fanny Larson, Myrtle Hight and Margaret Sheehan as House Stenographers.

### ROLL CALL

The question being on the election of Blythe Webb, Katherine Bodenstab, Fanny Larson, Myrtle Hight and Margaret Sheehan as Stenographers, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Owings
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bishop	Isaak	Plath, Wm., Cass
Bittner	Iverson	Pfennig
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Traill	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Kapfer	Smith
Burkhart	Keierleber	Standley
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Svingen
Carter	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lee	Thompson
Dickerson	Lembcke	Treffry
Dilland	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Benson	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Olafson	Mr. Speaker
Henderson	Olson, Burleigh	
Henrickson	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	McManus
Jardine	Oberg

So Blythe Webb, Katherin Bodenstab, Fanny Larson, Myrtle Hight and Margaret Sheehan were declared elected Stenographers.

Representative Miller nominated Ralph Shipley, Wesley Flitt, Ralph Shearn and John Ulsrud as Pages and Messengers.

Representative Worner nominated Al. Worner for the position of Page and Messenger.

Representative Johnson of Traill moved that four pages only be elected.

Representative Van Berkorn nominated Iver Enger as Page and Messenger.

Representative Cox moved that the nominations be closed, which motion prevailed.

Representative Johnson of Traill moved that the House vote on the first four names presented by the employment committee.

Representative Worner moved that the House vote on all names presented and the four receiving the highest vote be declared elected.

Mr. Johnson withdrew his motion.

The question being on Mr. Worner's motion that the House vote on all names presented and the four highest be declared elected, the question was put and the motion was declared lost.

Mr. Cox moved that the roll be called on each page individually in the order in which they were nominated.

Mr. Cox moved as a substitute motion that all nominations be withdrawn and the matter be referred to the committee on employment.

Mr. Twichell moved that we have a permanent employment committee and moved that the Chair name a committee of three as a permanent employment committee, to see in the first place that the help are here, and second to fill any vacancies that may occur and third to fire any of them that can't or don't handle their job, one member of the committee to be of the minority.

Mr. Cox withdrew his motion.

The question being on Mr. Twichell's motion, the question was put and the motion prevailed.

Mr. Cox renewed his motion that the question of pages be withdrawn and the matter referred to the employment committee. Which motion prevailed.

Representative Johnson nominated Mr. Nels Hedalen of Walsh county for the position of Telephone Messenger.

### ROLL CALL

The question being on the election of Nels T. Hedalen for Telephone Messenger, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Olafson	Young
Henderson	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
McManus	Oberg

So Nels T. Hedalen was declared elected Telephone Messenger.

At this time the Speaker administered the oath of office to Representative McManus of Rolette county.

Representative McGauvran nominated Barbara Freeman for the position of Desk Reporter of the House.

### HOUSE ROLL CALL

The question being on the election of Barbara Freeman as Desk Reporter, the roll was called, and there were ayes, 111, nays 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McCull	Twichell
Erickson, Kidder	McCay	Van Berkom
Fettig	McGauvran	Veitch
Flom	McDowell	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	
Hermes		

Absent and not voting:

Messrs.	Messrs.
Oberg	Freeman

So Barbara Freeman was declared elected Desk Stenographer.

Representative Miller nominated Mr. Matt Johnson of Bot-tineau for the position of Proof Reader.

### ROLL CALL

The question being on the election of Matt Johnson as Proof Reader, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	Mau	Twichell
Flom	McColl	Van Berkom
Freeman	McCay	Veitch
Frojen	McGauvran	Wagner
Gibbens	McDowell	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner

Messrs. Henderson Henrickson	Messrs. Northridge Olafson	Messrs. Young Mr. Speaker
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Absent and not voting:

Messrs. Aljets	Messrs. Oberg
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So Matt Johnson was declared elected Proof Reader.

Representative Turner nominated Peter Schantz of Burleigh and Jacob Schaff for the position of janitors.

### HOUSE ROLL CALL

The question being on the election of Peter Schantz and Jacob Schaff as Janitors, the roll was called, and there were ayes, 107; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs. Amsberry Anderson Anfinson Bell Bishop Bittner Boe Bohnsack Brown Brunsdale Bubel Burkhart Burns Butt Carlson Carter Cox Craig Dickerson Dilland Dolwig Dyer Erickson, Benson Fettig Flom Freeman Frojen Gibbens Gilchrist Halerow Hamilton Hanson Hausmann	Messrs. Hermes Hoffman Holthusen Horner Indergaard Isaak Iverson Jardine Johnston Johnson, Nelson Johnson, Traill Johnson, Ward Kapfer Keierleber Kneeland Kraft Larson Larvick Lavik Lembcke Levin Lindgren Lynch McColl McCay McGauvran McDowell Martin Mau Miller Montgomery Morgan Muus	Messrs. Olson, Hettinger Opdahl Peters Place Plath, John, Cass Plath, Wm., Cass Pfenning Rulon Sax Schultz Shurr Smith Standley Steedsman Steen Svingen Swendseid Thatcher Thompson Treffry Turner Twete Twichell Van Berkom Veitch Wagner Watt Wedel Wentz Westford Wigen Wilson Worner
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Messrs.	Messrs.	Messrs.
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lee	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Oberg

So Peter Schantz and Jacob Schaff were declared elected Janitors.

Representative Cox nominated Leona Hilde for the position of House Stenographer to fill vacancy created by withdrawal of Fanny Larson.

#### ROLL CALL

The question being on the election of Leona Hilde as Stenographer, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.  
Oberg

So Leona Hilde was declared elected Stenographer.

At this time the Speaker appointed the following permanent employment committee: Representatives Freeman, Cox and Opdahl.

Representative Burns nominated Peter Rudser of Divide county as Bill Messenger.

#### ROLL CALL

The question being on the election of Peter Rudser as Bill Messenger, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman

Messrs.	Messrs.	Messrs.
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCull	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Oberg	Swendseid

So Peter Rudser was declared elected Bill Messenger.

Representative Johnson of Traill nominated J. H. Stewart of Cass county for the position of Committee Room Attendant.

### ROLL CALL

The question being on the election of J. H. Stewart of Cass county as Committee Room Attendant, the roll was called, and there were ayes, 110; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowell	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Oberg

So J. H. Stewart was declared elected Committee Room Attendant.

At this time the Speaker administered the oath of office to the following employes: T. J. Kelsh, Sergeant-at-Arms; Matt Johnson, Proof Reader; Peter Rudser, Bill Messenger; Ethel Cooley, Chief Enrolling and Engrossing Clerk; Robina H. Moses, Enrolling and Engrossing Clerk; Barbara Freeman, Desk Stenographer; Mary A. Williams, Bill Clerk; Katherine Bodestab, Stenographer; Blythe B. Webb, Stenographer; John P. Tucker, Bill Room Clerk; C. A. Rust, Mailing Clerk; W. S. Young, Mailing Clerk; N. T. Hedalen, Telephone Messenger; Christ Geizsler, Assistant Mailing Clerk; Peter Schantz, Janitor; Jacob Schaff, Janitor; Margaret Sheehan, Stenographer.

Representative Freeman moved that the members of the Bismarck Ministerial Association act as Chaplains in the House during the Session.

#### ROLL CALL

The question being on the election of the Chaplains, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfening
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.  
Oberg

So the members of the Bismarck Ministerial Association were declared elected Chaplains.

Mr. Twichell moved that the House adopt the rules of the Twentieth Legislative Assembly as the temporary rules of the Twenty-first Legislative Assembly, which motion prevailed.

Representative Lynch moved that a temporary committee on Revision and Correction of the Journal be appointed until

the permanent committee is named; the mover not to be a member of the committee.

Which motion prevailed, and the Speaker appointed as such committee Representatives Wilson, Butt and Montgomery.

Representative Freeman moved that the Speaker appoint a committee of three to act as a Committee on Mileage and Per Diem. Which motion prevailed and the Speaker appointed as such committee Representatives Fetting, Svingen and Burns.

Representative Cox moved that the Speaker appoint a committee of three to confer with the Board of Administration with reference to committee rooms and supplies for House members. Which motion prevailed and the Speaker appointed as such committee Representatives Cox, McManus and Olafson.

Representative Oberg was sworn in as a House Member.

Representative Bell moved that the Board of Administration be authorized to furnish supplies for the legislative session and charge the same to legislative expense.

#### ROLL CALL

The question being on the motion by Representative Bell, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

#### Messrs.

Aljets  
Amsberry  
Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Bubel  
Burkhart  
Burns  
Butt  
Carlson  
Carter  
Cox  
Craig  
Dickerson  
Dilland  
Dolwig

#### Messrs.

Hermes  
Hoffman  
Holthusen  
Horner  
Indergaard  
Isaak  
Iverson  
Jardine  
Johnston  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Kapfer  
Keicrleber  
Kneeland  
Kraft  
Larson  
Larvick  
Lavik  
Lee  
Lembcke  
Levin

#### Messrs.

Olson, Hettinger  
Opdahl  
Owings  
Peters  
Place  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Standley  
Steedsman  
Steen  
Svingen  
Swendseid  
Thatcher  
Thompson  
Treffry  
Turner

Messrs.	Messrs.	Messrs.
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.  
McManus

So the motion prevailed.

Representative Freeman moved that the Speaker be authorized to notify the Governor that the House is now organized and ready for business. Which motion prevailed, and the Speaker appointed as such committee Representatives Peters, Burkhart and Lynch.

Representative Olafson moved that a committee of three be appointed to arrange with a like committee from the Senate for the Joint Session. Which motion prevailed and the Speaker appointed as such committee Representatives Olafson, Thatcher and Westford.

Representative Freeman moved that the Ex-speaker be given the privilege of choosing his own seat. Which motion prevailed and Representative Twichell selected his seat.

Representative Thompson moved that the members now proceed to draw seats by lot. Which motion prevailed and the members selected their seats.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 8, 1929.

Mr. President:

I have the honor to inform you that the House has appointed the following members as a committee to confer with a like committee of the Senate to arrange for a Joint Session:

TUESDAY, JANUARY 8, 1929

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Representative Olafson, Representative Thatcher, Representative Westford.

Very Respectfully,  
C. R. VERRY  
Chief Clerk.

Representative Jardine moved that the House do now recess until 1:30 p. m., Wednesday. Which motion prevailed and the House recessed.

C. R. VERRY,  
Chief Clerk of the House.



FIRST DAY AFTER RECESS AND  
SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
January 9, 1929.

The House assembled at 1:30 P. M. pursuant to recess taken, the Speaker presiding. The Speaker announced that House would be on the Sixth Order of Business.

Mr. Olafson reported that the committee appointed to meet with a like committee from the Senate in regard to a joint session met with the Senate Committee and arranged for the joint session to be held at 2:30 P. M. Wednesday, at which time the outgoing and incoming governors will deliver their message. He further reported that the Senate had elected a committee on memorial resolutions and that the joint committee had made tentative plans for a joint memorial session at a future date.

Mr. Hoffman moved that the joint committee be continued and authorized to arrange for the joint memorial session.

Which motion prevailed.

Mr. Johnson of Traill moved that the Speaker appoint a committee of three to meet with a like committee from the Senate in regard to the printing and distribution of bills and journals.

Which motion prevailed.

The Speaker appointed as such committee Representatives Johnson of Traill, Muus and Craig.

Mr. Freeman moved that Ralph Shipley, Wesley Flett, Ralph Shearn and John Ulsrud be elected as pages.

ROLL CALL

The question being on the election of Ralph Shipley, Wesley Flett, Ralph Shearn and John Ulsrud as pages, the roll was called, and there were ayes 112, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McDowell	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	
Henrickson	Olafson	

Absent and not voting:

Messrs.  
Turner

So the pages were declared elected.

#### ROLL CALL

Mr. Freeman moved the election of Alice B. Tauer as stenographer.

The question being on the election of Alice B. Tauer as stenographer, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Arasberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McGauvran	Veitch
Freeman	McDowell	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.  
Turner

So Alice B. Tauer was declared elected.

The Speaker administered the oath of office to Ralph Shearn, Ralph Shipley, John Ulsrud, Dan Heidt, E. J. Knutson and L. R. Nostdal.

A return was made to the Fourth Order of Business.

Mr. Halcrow presented the following resolution:

December 26, 1928.

Pursuant to resolution introduced by Representative Halcrow of Pembina County and adopted by the House of Representatives during the session of 1927, the Board of Administra-

tion represented by the following members, Murphy, Diehl, Church and Kitchen, made an inspection on October 19, 1928 of the property referred to in said resolution, and beg to submit herewith the following report thereon to the Legislative Assembly of North Dakota.

"It is our opinion that the property referred to is unsuitable for the purpose indicated in the resolution on account of its general arrangement and present state of deterioration.

"If the state should decide to establish an institution of this nature it is the judgment of the Board that it would be more satisfactory and economical for the state to erect entirely new buildings."

It was moved by Mr. Kitchen, seconded by Mr. Church, that this resolution be adopted, and that the secretary be instructed to present copies of this resolution to the Chief Clerk of the House of Representatives this coming session.

Carried.

I hereby certify that the foregoing is a true and correct copy of a resolution passed by the Board of Administration on December 26, 1928.

ERNEST G. WANNER,  
Executive Secretary,  
Board of Administration.

(SEAL)

Mr. Halcrow moved the adoption of the resolution.

Which motion prevailed.

Mr. Svingen moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
January 9, 1929.

The House convened at 2 p. m., the Speaker presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

The roll was called and there were 111 present and 2 absent.

Those present were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Place
Bohnsack	Jardine	Plath, John, Cass
Brown	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dillard	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Benson	Lindgren	Treffry
Erickson, Kidder	Lynch	Twete
Fettig	Martin	Twichell
Flom	Mau	Van Berkom
Freeman	McColl	Veitch
Frojen	McCay	Wagner
Gibbens	McGauvran	Watt
Gilchrist	McDowell	Wedel
Halcrow	McManus	Wentz
Hamilton	Montgomery	Westford
Hanson	Miller	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Werner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent:

Messrs.	Messrs.
Aljets	Turner

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the

First Day and recommend that the same be corrected as follows:

Page 4, after "Wagner" in roll call insert the name "Watt". In line 8 from bottom of page strike out name "Watt". Page 8, line 2 insert name "Watt" before name "Wentz".

Line 28 strike out name "Watt", and word "Messers." in line 27.

Page 10, line 19, strike out letter "h" in Nostdahl.

Page 11, line 20 make same correction.

Page 14, line 33, change initials "A. J." to "K. J." Page 15, line 32 same correction.

Page 19, lines 42 and 46 change name "Geissler" to "Geizler".

Page 20, line 41, same correction.

Page 25, line 1, strike out letter "F" in name Hedalen.

Line 10, change figure 1 to 2 after word "voting".

Line 40, strike out name "Freeman".

Page 26, line 3 after name "Oberg" insert name "Freeman".

Line 4 change word "wes" to "was."

Page 31, line 40 correct "Geissler" to "Geizler". Line 43 change name "McGauvran" to "Freeman". Last line on page change the "0" to "1".

And when so corrected recommend that the same be approved.

I. J. WILSON,  
Chairman.

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

A return was made to the Fourth Order of Business and the Clerk read the following resolution presented by Mr. Thompson:

**A RESOLUTION TO APPOINT THE OFFICIAL PHOTOGRAPHER FOR THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FIRST LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA.**

Whereas: It has been the custom of all assemblies of the North Dakota House of Representatives to have a composite

group of the individual members hung in the House Chambers, and

Whereas: The Slorby Studio of Bismarck offers to make such a group and hang it, framed, in the House Chambers at no cost to the members, except in cases where new negatives have been made of the individual member.

Therefore, Be It Resolved that the Slorby Studio of Bismarck, North Dakota, be appointed official photographers of the House of Representatives of the 21st Legislative Assembly of the State of North Dakota, and

Be It Further Resolved that the Slorby Studio be awarded the sole privilege of photographing Members of the House of Representatives of the Twenty-first Legislative Assembly on the floor of the House Chambers.

Mr. Twichell moved that action on the resolution be deferred one legislative day.

Which motion prevailed.

Mr. Cox moved that the House recess till 2:30.

Which motion prevailed and the House recessed.

The House re-assembled at 2:30 P. M. pursuant to recess taken.

The Speaker announced that the House was on the Seventh Order of Business.

Mr. Rulon moved that the Speaker appoint a committee to inform the Senate that the House is now ready to receive them in joint session.

Which motion prevailed and the Speaker appointed as such committee Representatives Rulon, Erickson of Kidder and Gilchrist.

#### JOINT SESSION

The President of the Senate, John W. Carr was escorted to the rostrum, where he presided.

Prayer by the Chaplain, Rev. C. A. Stephens.

#### ROLL CALL

The Senate Roll was called by the Secretary of the Senate.

The roll was called, and there were 47 present and 2 absent.

Those present were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent:

Messrs.	Messrs.
Cain	Lynch

### HOUSE ROLL CALL

The roll was called, and there were 112 present and 1 absent.

Those present were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Twete



Messrs.	Messrs.	Messrs.
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowell	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	
Henrickson	Olafson	

Absent:

Messrs.  
Turner

Mr. Swendseid moved that the President of the Senate, on behalf of the Joint Assembly, appoint a joint committee to escort the retiring governor, Walter Maddock, to the rostrum.

Which motion prevailed, and the President appointed as such committee Representatives Swendseid, Steedsman and Senator Patton.

Senator Eastgate moved, on behalf of the Joint Assembly, that the President appoint a joint committee of three to escort the incoming governor, George F. Shafer, to the rostrum.

Which motion prevailed, and the President appointed as such committee Senator Eastgate, Representatives Sax and Lee.

Senator Patterson moved, on behalf of the Joint Assembly, that the President appoint a joint committee of three to escort the Chief Justice and the Associate Justices to the rostrum.

Which motion prevailed, and the President appointed as such committee Senator Patton and Representatives Twichell and Peters.

Mr. Hoffman moved, on behalf of the Joint Assembly, that the President appoint a joint committee to escort the state officers to the rostrum.

Which motion prevailed and the President appointed as such committee Representatives Hoffman and Craig, and Senator Porter.

Senator Steele moved on behalf of the Joint Assembly, that the President appoint a joint committee to escort Mr. Charles Shafer, father of the governor-elect, and Mr. John Gooddall, pioneers of western North Dakota, to the rostrum.

Which motion prevailed, and the President appointed as such committee Senators Steele and Martin, and Representative Freeman.

The committees performed their duties by escorting the officials and citizens to the rostrum.

The Joint Session was opened by singing "America," led by the Bismarck mixed quartette.

Chief Justice Burke administered the oath of office to the incoming state officials.

Chief Justice Burke then administered the oath of office to Governor-elect George F. Shafer.

President Carr introduced the retiring governor, Walter Maddock, in the following words:

President Carr: "I have the privilege at this time of introducing to the Joint Assembly and to the citizens of North Dakota who are gathered here, the first native-born son of North Dakota who has become the governor of this state. It is a privilege which I esteem very highly, in view of the fact that I have known the retiring governor for many years as a member of this legislature, as a hard and tireless worker, and one who has endeared himself to his associates. He hardly needs an introduction.

"At this time I introduce to you Governor Walter Maddock."

#### GOVERNOR MADDOCK'S ADDRESS

To the Members of the Twenty-First Legislative Assembly:

In compliance with the provisions of our State Constitution, and in accordance with established custom, I appear before you today to give voice to my conclusions and recommendations arrived at during my very short term in office as Governor of the State of North Dakota, embracing a period of slightly more than four months. During this brief period I have not had contact with governmental affairs pertaining to the State to place me in a position to give you detailed information relating to the various activities in which the State is interested; but upon these matters with which I have had contact and upon which I have had opportunity to form definite opinions based on actual contact, I wish to lay before you some definite information and recommendations.

## GOVERNOR A. G. SORLIE

The State was called upon to mourn the death of its Governor, the Honorable A. G. Sorlie, on August 28, 1928. His death occurred at the Executive Mansion after a month's illness. While the people of the State knew of his illness it was not anticipated that his death was impending. His death was a great shock and was sincerely mourned by the people of the State irrespective of party alignments. This is the second time within our history that we have been called upon to mourn the death of a Governor while in office. The death of Governor Sorlie evoked a more heartfelt feeling of personal loss than probably any event that has ever transpired in the history of the State. This was particularly noticeable as the funeral train moved across the State from Bismarck to Grand Forks, people standing at salute with bared heads as the train passed by; railway employes, teamsters, boys herding cattle, plowmen in the fields, crowds gathered at railway crossings and in the towns through which the train passed, people in all walks of life gave evidence of their sincere affection for their Governor and their sorrow at his passing. It is my conviction that no event has transpired in North Dakota to create in the minds of the people greater respect than this evidence of their respect for government, as typified by their regard for their chief executive. The memory of that funeral train and the respect of the people will not soon fade.

## OATH OF OFFICE

Pursuant to constitutional provisions I immediately qualified as Governor and entered upon the duties of the office on August 28, 1928.

## FORMER SENATOR LADD

In Statuary Hall of the United States Capitol at Washington there are placed a large number of statues from the several States, honoring the memory of deceased citizens from within their borders. The State of North Dakota is not yet represented although every State has been invited to place two statues in the Hall. I wish to present for your consideration the name of our deceased Senator Edwin F. Ladd. It would be quite appropriate for the Legislative Assembly through a joint resolution to name former Senator Ladd as the one for whom a statue shall be placed in Statuary Hall and to name a Commission to have charge of the raising of funds for that purpose and to have charge of the work of placing the statue in position.

## HIGHWAY DEVELOPMENT

The automobile, whether passenger or truck, has wrought a tremendous change in transportation methods. It has resulted in a nationwide demand for better roads as speedily as they can be built and within our financial ability to provide them. The situation in the nation is reflected in our State. Despite the fact that during the past few years we have built over half of our State Highway System and early next year

will have completed 4,000 miles of earth grading of which 2,400 miles are gravel surfaced out of a total of 7,500 miles, the State Highway Commission has on file applications for the improvement of over 1,300 miles. No doubt the requests would be even larger were the State Highway Commission more capable of keeping pace with the requests already on file. As these applications are made by boards of county commissioners and in response to the pressure of their constituents, it must be apparent to all that the people are insistent in their demands for better highways. It also reflects their readiness to tax themselves liberally for this purpose.

In 1920 we spent in round figures some eight million dollars for the improvement of our state, county and township roads and in 1928, nine years later, our expenditures for the same purposes are not very much greater, but in the meantime car registration has increased ninety per cent. To conserve this tremendous investment in motor vehicles as well as to provide a safe, economical and continuous means of travel and transportation, good roads are essential. Consequently, any expenditures for this purpose may be regarded as an investment rather than expense, especially since the car owner is spared the expense and delay incurred in traversing a poor road. Therefore, since he receives an especial benefit it would seem no more than fair that motor vehicles should contribute more generously to construction and upkeep of roads than the average taxpayer.

The financial resources of the State Highway Commission at present are derived wholly from automobile license tax and from a two cent tax on gasoline employed in motor vehicles. The cost of upkeep of our present improved state highways must increase due in part to obsolescence and in part to greater traffic. Also, as new roads are built, the total cost of upkeep or maintenance will grow at a faster pace than the income of the Commission. Ultimately the State Highway Commission will find itself in no position to build new highways or certainly, incapable of meeting the road demand.

In view of these facts, I recommend to your serious consideration an increase in the gasoline tax to provide the State Highway Commission with additional revenue.

### TAXATION

The property tax in North Dakota is not applied as a measure of individual ability to pay taxes. It is a tax based on ownership of property. It is measured by the sale value of property. The amount of tax paid by any individual depends upon the value of the property to which he has title, and does not depend upon his equity in the property or upon his net worth. The property tax is based entirely upon the market value of the property and in no way depends upon the tax paying ability of the owner. All property taxes become a charge against the earnings from the particular piece of property. When property has no

earning ability the tax results in a confiscation of capital values.

If farm taxes in North Dakota were based on the earning power of farm lands and of farm property, the tax bill of North Dakota would be appreciably lessened. Our present laws do not permit assessors or boards of equalization to consider the earning capacity of property in determining true cash value. Under conditions that have existed for a number of years, the market value of farm lands has been impossible to determine because of the absence of any market for farm lands.

In the cause of justice and in the interest of distributing the tax burden on the basis of ability to pay, I recommend that legislation be enacted which will require the state board of equalization to take into consideration in equalizing land values, not only the market price or usual selling price of such property, but shall also require said board to consider the average earning capacity of such property in this state and that shall require that both factors be given equal weight.

I call your attention to suggested legislation proposed by Tax Commissioner Thoresen:

- (1) Changing the present system of assessment by local assessors to a county assessment plan.
- (2) Assessing wholesale and retail merchants on the average inventory during the year previous to assessment date, or such lesser term as they may have been engaged in business.
- (3) Making the county treasurer the treasurer of all taxing districts and abolishing the office of city treasurer, village treasurer and school treasurer.
- (4) Prescribing a budget system for school districts.
- (5) Providing legislative authority for taxation of all public utilities.
- (6) Taxing natural resources withdrawn from the soil.

#### MISSOURI RIVER DIVERSION PROJECT

It is within the mission of this Legislature to sincerely urge the Missouri River Diversion Project. North Dakota stands a great, neglected inland empire, capable of almost unlimited agricultural production and with great power and manufacturing possibilities. With proper development of our State we can support and employ a population several times the present number. The proper diversion of the Missouri River would be one of the greatest boons to North Dakota and the Nation.

Engineers tell us that in a general way the most practical solution is to pump water over the Coteau. That in turn requires a source of very abundant and very cheap power. Our State Engineer Department has endorsed the suggestion of placing a dam in the Missouri River with one

or more smaller dams in Montana. This will provide abundant power as a by-product and will tie our problem up with the National problem of Missouri River Navigation and Flood Control. The cost will probably not exceed fifty million dollars and is decidedly cheaper than trying to revet the banks and straighten the channel throughout its length. Moreover there is no other way whereby June's water can be made to flow in September and October. The water is there in abundance but not at the right time.

An analogous situation has recently come to what is hoped to be a successful fruition on the Colorado River where Congress passed with hardly a ripple of opposition the Boulder Dam Bill for a dam to cost three times what this one will cost. You will remember that one of the potent forces behind that bill was the need of Los Angeles of a source of abundant and cheap power to pump water over the mountains from the Colorado River to that city.

The entire cost of this project would be no more than the cost of two or three modern battleships, construction of which we could easily dispense with. We may well direct our efforts toward building for humanity's welfare and happiness rather than for destruction.

The possibilities of development in our State, especially in the Western half are almost unlimited. The great lignite beds, the possibilities of water power development, and the prospects of the discovery of great pools of crude oil, which many eminent geologists greatly encourage, opens a picture of future development which is difficult to comprehend. The fact that capital is now interested in the development of a north and south railroad through the western part of our State indicates immediate possibilities of development.

#### COUNTY AGRICULTURAL AGENTS

Since the World War, when all our efforts were bent toward increased agricultural production vast changes have occurred in our entire economic structure. Greater attention must now be paid to problems of marketing and reduced cost of production. In this connection I would call the attention of our rural population to the constructive educational service that is available through the county agents employed through the co-operation of our Agricultural College, the Department of Agriculture of the Federal Government and various counties. These joint representatives are in a position to render extremely valuable service in pointing out means of reducing our production costs, and furnishing economic information on which sound market programs may be based.

During the past year, representative farmers and farm women have co-operated with the Agricultural College and county agents in participating in a series of conferences designated to point out a sound agricultural program for the state, having in mind our possibilities as compared with other areas, and the general economic situation as it relates to agriculture. This fundamental work should con-

tinue, and the recommendations of such conferences should serve as a guide to our agricultural development.

I would also point out the far reaching and valuable effects of the work that is being carried on with our boys and girls through the 4H Club work, and the work of the Homemakers Clubs. I would urge that our rural people take advantage of all these educational activities for themselves and their children, as a means of sound and progressive agricultural improvement.

#### PUBLIC SAFETY AND TRAFFIC REGULATION

About two years ago, through the interest and efforts of Governor Sorlie, and at his direction, the first State Safety Conference held in the United States convened in Bismarck. There had previously been two national conferences, but North Dakota was the first state to take hold of the problem of public safety and traffic regulation in earnest. As a result of that conference the North Dakota Safety Council was organized and is doing a splendid work to promote public safety in this state.

The Council was largely instrumental in securing the passage of Chapter 162, Session Laws of 1927, known as "The Rules of the Road Act." Which was one of the so-called Hoover Vehicular Code. We now have on our statute books a comprehensive regulation of all traffic on our roads. This law has already had a very salutary effect and when more fully understood and more thoroughly enforced, should do much to reduce the accident and death toll due to careless and reckless driving on our roads.

#### PENAL LEGISLATION

A problem confronts us which demands careful consideration and proper legislation. The grave danger in confining youthful offenders of the laws of the state in the penitentiary for considerable periods of time, where they come in contact with hardened and vicious criminals, is noticeably apparent. We must find means for taking care of these young offenders in a better and more intelligent manner.

It has been suggested upon good authority that a workable plan would be to incarcerate such young criminals in the State penitentiary for a period of a few days, making provision for parole or suspension of sentence for the remainder of the term. A valuable lesson is learned by such youths from a few days confinement in prison.

#### CAPITAL PUNISHMENT

I wish to advise against any reversion to barbarism by a return to capital punishment in this state. In a well regulated state where the public has every opportunity to confine criminals in safe confinement for as long a period as may be

necessary, there is no occasion for resorting to the barbarous method of capital punishment.

### PARDON BOARD SECRETARY

Under our present laws the secretary to the governor is ex-officio secretary of the Board of Pardons. When such legislation was adopted there was no need for any other provision to properly handle the work of the Pardon Board. To anyone who is at all familiar with the volume of work that now comes before this board and the almost constant demands upon the secretary, it is apparent that a change in the law is necessary and advisable, and that provision should now be made for the development of a full time secretary for this department of state government.

In addition to handling the clerical work of the board the secretary should become parole officer for the state, and should act in an advisory capacity to prisoners. The work of such officer in the rehabilitation and reinstatement of prisoners who have served their sentences, would in a great many instances prevent a repetition of criminal acts and would prove an economic saving to the state. The time has come when we must give consideration to the prevention of crime for the protection of our citizens.

### STATE INSURANCE

The so-called state industries or enterprises occupy an important place in the economic life of our State, and it would seem proper that some mention should be made of the progress and present status of that part of such program which falls under the head of insurance and is administered by the Insurance Department.

A few of the outstanding facts and figures taken from the last reports of the various branches of that Department as of 1927 are very interesting and instructive. The State Fire & Tornado Fund was created by legislative act in 1919 for the purpose of insuring against fire and tornado any and all public property of the State. The sum of \$478,017.61 has been paid out for reinsurance in accordance with the provisions of the statute while \$60,303.24 has been recovered under such protection. Had no reinsurance been placed whatsoever, then in that case the Department would have approximately \$417,000 more in the fund than it has today. For the payment of this volume of premium the Department has received approximately \$9,000,000 fire and tornado protection on the larger risks throughout the State for the greater part of the Department's existence.

The net insurance in force December 31, 1927, was \$20,088,791 fire and \$19,190,431 tornado; present amount in hands of State Treasurer, over one million dollars. The records of the Department show that losses paid during the entire period of ten years operation amount to only \$500,000 or an average loss ratio of \$50,000 per year, and that almost an



equal amount has been spent for reinsurance with private companies.

I recommend the amendment of the law to read: "Whenever the earned premiums in the Fire and Tornado Fund shall equal \$2,000,000 that all earned premiums in excess thereof shall be paid back to the political subdivisions in proportion to the sums paid by the political subdivisions into the Fire and Tornado Fund." This will necessitate the collecting of premiums each year but will ever be a safeguard to the Fund in the event of excess losses.

A penny saved is a penny earned. In consideration of this surplus, the exceedingly low fire loss ratio of 28% established over a period of ten years, together with the anticipated cycle of better times, I therefore also urge the repeal of the reinsurance clause in the statute governing this fund in order that still greater savings may be effected for the benefit of our tax payers.

The State Bonding Department has served the State very well in two ways, first, by being a financial success thereby saving the taxpayer; second, by making uniform and stabilizing the rates on bonds for public officials. Had not the department been in existence during the past few years of financial distress it is reasonable to assume that the rates on public officials' bonds would be so high as to make such bonds almost prohibitive.

The gross premiums received by the Department for the entire period since 1919 is \$423,763. In addition to this, and practically the only other income, is that received from interest on the accumulated fund and equals at the end of 1927 \$38,072. The largest source of disbursement has been the losses paid which is in the sum of \$135,775.31, or a general average to the gross income of 29%.

The Bonding Law, like the Fire and Tornado act provides for excess or reinsurance on certain risks. The sum of \$38,592.25 has been paid to private companies in the form of reinsurance, and it is significant to note that no losses have occurred on any such risks during the entire period. I urgently recommend the discontinuance of this reinsurance feature. The net surplus of this fund as of December 31, 1927, was \$201,702 over all liabilities.

### STATE HAIL INSURANCE

From comparisons made of rates charged by the private companies compared to the rates that have been charged by the Hail Department, it is shown that if the same amount of insurance had been carried with the private companies during the ten years of operation as was carried with the Department, the saving by the Department to the farmers in lower premium rates would amount to not less than thirty million dollars or approximately three million dollars a year on average. Since the 1928 losses were very severe, the saving in this respect would naturally be very much less than the average, but even so, very close to three hundred

thousand dollars would be considered saved to the farmers on this item alone.

Besides being able to pay the indemnities for losses, the Department has also been able to create a permanent surplus within the fund, such surplus being accrued from the flat tax levy. The surplus within the fund now having reached the limit set by law, namely four million dollars, no further flat tax needs to be levied for such purpose and, therefore, such flat tax is discontinued. It is very encouraging to know that the Department is on a very firm foundation and will in the future be able to pay all its obligations promptly and without any interest charges either to the Department or to the farmers who have suffered the losses and are entitled to indemnity for same.

An institution of the magnitude of the Hail Insurance Department naturally has a great many difficult problems to solve. The most difficult one to overcome arises from the fact that mortgages take advantage of the fact that in many instances mortgage liens are superior to the hail indemnity taxes. In such event the courts have held that general taxes may be paid without the inclusion of the hail indemnity tax. The Hail Fund is thus deprived of a great many thousand dollars of indemnity tax every year which it morally is entitled to.

There is perhaps only one real solution to this problem, but it would help materially to reduce the amount of premiums lost if institutions of the nature of the Bank of North Dakota co-operated to the extent of paying hail indemnity taxes even though its mortgage was superior to such tax. Since lands taken on foreclosure of mortgage are later resold for a price covering at least the actual cost to the institution, no one would be loser. This is perhaps a problem for the Industrial Commission, and it is hoped careful consideration be given.

It is hoped that a Department that has shown itself to be so signally successful and beneficial to the people of the State may receive from the Legislature the fullest measure of co-operation.

### THE BANK OF NORTH DAKOTA

The healthy public sentiment regarding the bank is one of the best assets the bank has. Total footings in the statement of the Bank of North Dakota shows over \$50,000,000 and the vast deposits placed in the Bank voluntarily by depositors is an evidence of the confidence reposed in the institution and the facilities it affords. The earnings of the Bank since it opened for business July 28, 1919, including \$100,000 that was turned over to the State Treasury, amounts now to \$1,149,000, which is better than fifty-seven per cent or six per cent per annum for nine and one-half years, including the period of organization when banks or any other kind of business institutions are not expected to show their best earnings. However, while the Bank has earned through its operations better than six per cent for nine and one-half

years, that does not show fully the vast benefit the Bank has been to the citizens of North Dakota. A saving to the mortgagors of around two and one-quarter per cent per annum on nearly \$30,000,000 in farm loans placed through the bank and the saving on the vast volume of other farm loans on which a better rate of interest has been obtained by the borrower on account of the influence of the Bank of North Dakota, which savings repeats itself from year to year during the life of the loan, has been made available to North Dakota citizens.

There will be some losses but they will be negligible as compared with the vast earnings and the splendid services rendered and to be rendered. Funds deposited by treasurers in local banks prior to the organization of the Bank of North Dakota which banks have now closed and from which the Bank of North Dakota was never able to withdraw the deposit placed therein by these treasurers, will result in some loss. The amounts thereof cannot be definitely ascertained until after the receiver has wound up the affairs of these banks and until after it is determined to what extent the Depositors Guaranty Fund will be able to repay depositors. These losses when ascertained will have to be charged off. They are not, however, the result of the operations of the Bank but are the result of local banks being unable to pay deposits placed therein by treasurers of public funds. The soundness of the Bank is accepted as a fact by the people. Criticism of its operations is not heard and if this healthy, public sentiment continues the Bank is bound to continue in successful operation.

#### THE STATE MILL AND ELEVATOR

Great interest has been manifested in the relations of the Governor to the State Mill and Elevator and it seems proper to give that matter consideration. The State Mill and Elevator is not a new thing. The people have been discussing it and legislatures have been taking action thereon at almost each session during the past 36 years. The first bill to create a terminal elevator to be owned by the State was enacted by the Legislative Assembly of 1893 and of course there had been considerable discussion of the subject prior to that time, otherwise the Legislative Assembly would not have then taken action thereon. The need for a State owned terminal elevator was keenly felt. Away back through all that long time several constitutional amendments were adopted from time to time, finally culminating in the erection of a terminal elevator at Grand Forks, beginning in 1919 and completed in 1923.

The law enacted in 1919 providing for the erection of a State owned mill and elevator placed the enterprise under the management and control of the Industrial Commission. In 1923 the law was amended transferring the management and control from the Industrial Commission to the Governor. Some people think that the operation of a State owned mill and elevator is not a governmental function. However, the language of the Federal Courts, District and Supreme, alleging that when the people of the State undertake such activities as include the operations of a State mill and elevator

that such action is within the province of the people and thereby such action makes the operation of the State mill and Elevator a governmental function. With all due respect for the opinion of those individuals who claim that the operation of the State mill and elevator is not a governmental function, we have on the other hand the voice of the people who have by their votes determined that in this case the operation of the State mill and elevator shall be a governmental function, which determination is affirmed by the highest courts in the land.

While the people who believe that the operation of the State mill and elevator ought not to be a governmental function should have and do have a perfect right to argue and to use their influence against the continuance of a program which includes the operation of a State mill and elevator as one of the governmental functions, nevertheless, such people should realize that these Institutions are now a fixture and that they belong to the State and that they are entitled to the support and sustenance that is afforded to any State Institution.

Approaching the question from that direction the question arises and it has already been raised as to whether the Governor should remain in charge of the management and operation of the State Mill and elevator.

As a purely agricultural State our greatest loss has occurred through the lack of an orderly marketing system. Any method through which the loss to our people can be reduced will be a benefit to practically all of our people and tends to carry out the Constitutional injunction "to promote the general welfare." In my judgment no act that a Governor can do can more largely promote the general welfare than that one act of reducing loss through agricultural activities within our State and if I am correct in this estimate of the Governor's duties, then by all means the Governor should be left in charge of the operations of the State mill and elevator at this time. There should not be a divided responsibility. That thing that may be made to re-act to the greatest good of the most citizens of the State should be retained as one of the chief duties of the leading State official.

The management of the mill and elevator should rest squarely upon the Governor, that people may know whom to hold responsible. Any shifting of management is too likely to bring mismanagement and confusion of responsibility.

A great deal of the credit for the improved condition of the State Mill and Elevator must be given to the work of the Fact Finding Committee. The general public had a very false impression of the business of the Mill and Elevator until the report of the Fact Finding Committee was made public. That report definitely established in the public mind the benefits that the State was deriving from the operation of the mill and elevator. Public opinion and public confidence has a great bearing upon the success of the institution.

The Fact Finding Committee has performed a valuable public service.

I do not consider that the management of the Mill and Elevator has reached anything like perfection, but great improvements have been made and more can be made, and now, with a better public appreciation of the work being done it will be much easier to accomplish all that the institution was intended to accomplish. There are handicaps in public or state ownership of any industrial plant that are hard to overcome and we may look to a bright future when a farmer-owned co-operative organization, such as the Farmers' Union has developed to a degree capable of taking over the operation of the Mill and Elevator with proper State control.

#### STATE LABORATORY

The importance of the state laboratory is reflected in the fact that within the past few years similar laboratories have been established in nine states. Some idea of the usefulness of our state laboratory to the producers of grain may be gleaned from the increase in the number of samples tested during the past five years. For the crop year from July 1, 1923, to July 1, 1924, the state laboratory tested 5,960 samples of grain. For the crop year from July 1, 1927, to July 1, 1928, the number of samples tested was 13,158, and the number is constantly increasing.

#### THE NORTH DAKOTA TERMINAL

The Supreme Court of North Dakota has defined the North Dakota Terminal thus: "When we speak of Duluth or Minneapolis as being terminals we do not understand that it is every street and alley and portion of the city, but that portion where the facilities, the equipment, the mills and elevators are, without requiring them to be congregated in any special section." Thus we have the North Dakota Terminal, which means all the facilities, the equipment and mills and elevators for the handling of grain in and around the city of Grand Forks. The North Dakota Terminal embraces the North Dakota Terminal Exchange, which is a private corporation organized and beginning operation in 1925, under the laws of the state of North Dakota. It has 27 members consisting of grain dealers and has its offices at the North Dakota Terminal. The North Dakota Terminal Elevator, which is the state owned elevator and a federal warehouse, is also embraced in this definition. Then we have the North Dakota State Laboratory and the Loomis Laboratory located in the city of Grand Forks and devoted to the testing of protein and gluten content; the state owned mill and other private mills, elevators and warehouses used in the handling of grain. From this statement you will see that quite extensive milling and grain merchandising interests have been developed at the North Dakota Terminal, not all of which are state owned.

The definite success and future outlook of the North Dakota Terminal at Grand Forks has aroused great interest in

other cities of the state, and it is altogether probable that efforts will be made within a very short time to establish other terminals within the state.

### ORDERLY MARKETING

The State Mill has afforded great benefits through demonstrating the value of North Dakota wheat, and therein lies the great value of the State mill to the citizens of the State, consumers and producers alike. That angle of the situation has been pretty well taken care of through the State mill. The other angle, however, is woefully lacking, in that there is not adequate storage facilities within the state. More storage, either public or private, is necessary to orderly marketing. This Legislative Assembly should enact measures to provide an increase in storage facilities in the state. It seems reasonable that grain shippers along the Northern Pacific Railroad, main line and branches, and also along the south branches of the Soo Line, should be afforded storage facilities equal to the facilities now afforded at Grand Forks to shippers along the Great Northern and along the northern branches of the Soo Line.

Control of our marketing must be accomplished either by state or federal action, or by a nearly perfect farmers' cooperative organization assisted by state and federal laws. The Canadian government has accomplished this. But an essential part of a program for orderly marketing requires provisions for ample storage facilities, which if not furnished by private interests ought to be furnished, at least in part, by the state.

In an effort to bring about orderly marketing and the control of markets by the producers, I wish to strongly recommend to this Assembly the farm storage features embodied in Senate Bill No. 47 of the 18th Legislative Assembly (1925). That bill, introduced by Senator Hamilton, embodies all the main features of a workable farm storage law. Other states, notably Iowa and Nebraska, have placed similar legislation on their statute books, but those laws were seriously lacking in some respects which made them unworkable. There is no serious reason why such legislation cannot be enacted by this legislative assembly and made entirely workable and practical.

The great value of farm storage legislation would be to relieve the necessity for costly storage facilities at terminals. Such legislation would also establish in the minds of farmers that there was a surplus of grain on hand and that acreage should be curtailed. This would all tend to create better farming methods and would interest every farmer in controlling his own market.

### GRAIN STORAGE FINANCE

I wish to strongly recommend to you the following plan for financing grain storage. From the national government as well as statesmen from all over this nation has come the challenge to the agricultural people of the Northwest that

the only solution for the present day agricultural depression is that farmers must learn to help themselves. While such statements sound reasonable and simple, yet history teaches us that whenever the agricultural people have attempted to assist themselves in solving their problems, they have met with strenuous opposition, sufficient to quell any such movement.

The one and paramount thing which is necessary for the farmer to help himself is finance. In this one particular the farmers of North Dakota are especially handicapped. They must rely upon finances furnished them by outside sources, which places such a burden upon the farmers that it frustrates any attempt to solve their economic problems.

The first step, then, in any solution of agricultural problems of North Dakota is that of providing adequate and cheap money for use to those who till the soil. The program which we are encouraging calls for adequate storage facilities on the farm, in the local elevators and at the state terminals, in order that the surplus crop may be taken off the market, and that the products of the farm may be marketed in a reasonable and orderly manner. To do this requires money.

We have upon our statute books a law known as the "Grain Tax Law." As it has been administered in the past it is of very little value. I, therefore, recommend that the present grain tax law be repealed and that in place thereof this legislature pass a Grain Sales Tax Law, placing a sales tax of five mills upon every bushel of grain of whatever nature, kind and description that may be sold in the state of North Dakota.

This tax is easy of administration and is paid by the producers of the grain in the state. Such a tax of five mills on each bushel would in the course of an average year in North Dakota produce a fund of approximately \$700,000. The tax so collected by the elevators from the vendors of grain should be directed into the state treasury and set aside by legislative enactment as a special fund to be known as the "Farmers' Marketing Fund." This fund should not be used for any general purpose of the state, but for the purpose of furnishing money so that the farmers might borrow upon their storage tickets at the lowest rate of interest, which under this plan should not be more than three per cent.

In addition to furnishing money for loans upon storage tickets, it would also be used to make loans to farmers' co-operative elevator companies with which to build local storage elevators and also, if the needs demanded, to erect further state terminal elevators. The combined purpose of such storage facilities would be to handle all of the grain in the state of North Dakota.

This money should be placed in the Bank of North Dakota without interest, and the Bank of North Dakota in making loans to individual farmers and to farmers' co-operative elevator companies, or for the purpose of erecting state ter-

minal elevators, would be permitted to charge only sufficient to take care of the actual cost of handling the money. This fund should be in charge of a committee designated by the legislature.

By means of this fund growing to tremendous proportions, as it will within a few years, farmers would in truth and in fact become able to help themselves, and would become financially independent in taking care of their own marketing problems.

No one may criticize such a tax but the farmer who sells his grain. The greatest handicap in the past which the farmers have had in solving their own problems has been the opposition and agitation by those who have very little, if any interest in the farmers problem in North Dakota.

### FARM PROBLEM

The farm problem is the most serious problem that confronts the nation at the present time, and it is necessary for us to adopt proper methods to stabilize marketing.

Whenever in a nation the farmer and middle class prosper, the nation at large prospers. Whenever these two classes are economically unsound the nation suffers.

We are going through a process of agricultural evolution. Larger and larger investments are continually needed in agricultural production. Scientific methods are replacing the old crude methods of grain and livestock production, and modern complicated machinery is replacing the crude machinery upon the farms of the pre-war period. In this process of evolution great numbers of our farmers will be financially crushed while others with greater financial resources and more executive ability will succeed. Undoubtedly in the future we shall be able to produce greater volume at lower cost.

The average American farmer will be unable to adjust himself to this rapid change that is taking place without very serious consequences to himself and his dependents. In fact, the American farm home as we know it today, the rugged family unit that has made our country the greatest nation in the history of the world, is in grave danger of destruction. It is the mission of the state and nation to use every reasonable method to stabilize production and marketing so that the American farmer may be able to adjust himself to these rapidly changing conditions. Our neighbor on the north, the Canadian government, and Canadian capital has given agriculture a great deal of assistance and encouragement that has not been given to our American farmers by our state or nation. The result is that Canada has taken from our state within the past few years more than a hundred thousand of our better and more ambitious citizens. This has been a great economic loss to our state. It is a condition that should be remedied without delay. North Dakota soil and climate offer every advantage that can be found elsewhere, and we should



make every effort to keep our people in North Dakota, and encourage more people to come to our state.

### PUBLIC POLICY

Any discussion of our state owned industries immediately brings forth the well advertised bugaboo of socialism. There should be no great difference of opinion or misunderstanding in our American political life in regard to this subject. Misunderstandings, however, have been promoted by publications backed by selfish interests inimical to the interests of the general public. This has been carried to such an extent that sound thinking people have an altogether erroneous view of the duties of government. The thought or idea of communism, or complete socialism, is extremely repugnant to American traditions, and particularly is such idea repugnant to the American farmer.

The right to private property precedes the rights of state or national government. Wherever private enterprise can serve the general good as well, or nearly as well, it should not be threatened by public ownership. However, our complicated civilization demands more and more complicated government. This naturally involves public ownership and public control of vast enterprises. Modern government is compelled to adopt public ownership to some degree. As a modern, progressive people we should not be constantly quarreling over principle when there is no principle involved.

### CONCLUSION

As American citizens we recognize the right of the majority to rule. We also recognize the rights of the minority, but obstructive and destructive tactics aimed against the majority's right to rule are not within the province of the minority's rights. As the minority we can maintain our political dignity and self-respect without resorting to destructive or obstructive tactics.

One of the most serious features noticeable in the destructive tactics heretofore practiced in our state legislative assembly has been playing politics with the appropriations for the various governmental departments and the state institutions. There can be no excuse for any employment of such tactics in this legislative assembly.

Mr. Shafer, as the head of the incoming administration, deserves the loyal co-operation of every citizen in the State in promoting the general welfare of our state. We may differ strenuously on matters of political principle and policies of government, but when those principles and policies have been settled there should be nothing but harmony and good will, without any sacrifice of either principle or rights of the minority.

### APPRECIATION OF OUR BLESSINGS

Our praise and thankfulness are due to Almighty God in that during the past two years no epidemic, catastrophe or

devastation has affected our State, but we have been permitted to enjoy those things that add to the health, comfort, peace and happiness of the citizens of a great Commonwealth.

The Bismarck mixed quartette sang, "Praise the Lord."

President Carr: "As the presiding officer of the Joint Assembly, on this occasion there comes to me a distinction today that has never come to any other presiding officer on a similar occasion, and one which in the nature of things will never come again. That is the privilege of presenting to this Joint Assembly and the audience gathered here the first native-born son of this great state that has been elected by the people of the state to the high office of governor.

"The incoming governor scarcely needs a word of introduction from me. He has been our faithful and efficient attorney-general for the past six years, and I am particularly happy on this occasion to introduce him to you, because I am introducing an old and loyal friend. I introduce to you the incoming governor, Honorable George F. Shafer."

#### GOVERNOR SHAFER'S ADDRESS

Members of the Legislature:

Agreeable to the mandates of the state constitution and according to a custom long established, the members of this, the Twenty-first Session of the Legislative Assembly, have met in joint session to witness the public inauguration of the state officials recently elected, and to receive a message from both the outgoing and incoming Governor. In so doing, we are all, I am sure, conscious of the solemn character of the occasion, fully appreciative of the great responsibility that rests upon each of us, and sensible of the high degree of confidence reposed in us by our constituents and our duty to discharge our official trust in the spirit of the constitutional oath today taken by each executive officer and legislative member in this presence. We meet at the threshold of another biennial period in the governmental history of the state, a period which offers to us as public servants, the opportunity and privilege of rendering valuable service to our state and country.

The Session of the Legislature is confronted with the responsibility of dealing in an intelligent way, with many important matters pertaining to the administration of the state government; a government which has steadily grown, enlarged and expanded over nearly forty years of statehood. The whole structure of this government includes several hundred local municipalities and political subdivisions, and a central state body which is over and inclusive of all of its subordinate parts. It is the province of your state executive officers to execute and administer laws relating to the conduct of the central government; but the province and responsibility of the legislature is much broader; it must enact the laws under which, not only the central government, but also the hundreds of townships, school districts, counties, villages and cities must be governed. Your legislative actions during

this session will, therefore, intimately touch and affect, directly and indirectly, the property, civil rights, economic and social welfare, liberty and lives of more than 640,000 people, residents of North Dakota; and it will influence the future relationship of our state in the political and economic structure of the Northwest. The range of subjects that you will be called upon to consider will be altogether too great for me to cover in detail within the time allotted for this address; hence, I shall limit this communication to a brief, and, I hope, clear statement of the more essential facts pertaining to the condition of our state affairs, some specific, as well as general recommendations for your consideration, and give expression to a few fundamental principles which I think should guide your legislative deliberations.

### APPROPRIATIONS

One of the most important tasks that will engage your serious attention is that of making the regular biennial appropriations for the maintenance and requirements of all state departments and institutions, and for other purposes. In discharging this duty, you will have before you for your assistance, the report of the budget board, which board has considered all budget requests submitted to it as required by law, and which, after a very general and necessarily hasty review of them, has given its preliminary conclusions thereon. As usual the total amount of these budget requests exceed the probably available revenues of the state under existing revenue laws, several millions of dollars. The budget board has pared these requests down to a figure which will bring the total amount recommended within the present available revenues for the biennium. An effort will, no doubt, be made from many quarters to induce the legislature to increase these appropriations above the grand total approved by the budget board. If this is done, I urge you to not, under any circumstance, permit the allowance of appropriations in excess of the present income of the state. Should this be done, it would be incumbent upon you to either create new sources of revenue, or increase the present high rate of property taxation. In my opinion neither is justified under present conditions. Rather than increase the present rate of property taxation, you should, if possible, wherever it can be done without impairing the efficiency and functions of the government, make reductions consistent with sound principles of business and economy. I realize, of course, that large reductions in the regular appropriations for state purposes cannot be made at this session, owing to the necessary maintenance requirements of existing institutions and departments long established, without a radical reorganization of the entire state system of government. This cannot, in the nature of things, be accomplished abruptly; but we, nevertheless, owe it to the taxpayers of the state to do that which is within our power: namely, protect the taxpayers against any further increase in real estate and personal property taxes.

### PUBLIC DEBT

Closely related to the subject of appropriations is that per-

taining to the public debt. In ten years our state debt has risen from \$412,000 in 1918 to \$35,157,500 in 1928. The annual bond interest charge has come up during this period from \$20,000 to over \$1,500,000. The entire present bonded debt of the state was created entirely for the establishment and operation of the so-called industrial program upon which the state embarked in 1919. It includes \$2,000,000 to provide capital for the Bank of North Dakota; \$4,500,000 for the construction and operation of the State Mill and Elevator; and \$28,657,500 to provide funds for the operation of the Farm Loan Department of the Bank of North Dakota. The last named class of bonds is secured by first mortgages on farm lands held in trust by the State Treasurer. The annual interest on these bonds is largely paid from interest collections derived from such mortgages. However, it has occasionally happened that such mortgage interest collections have been insufficient to cover the total annual bond interest, and in such cases tax levies have been resorted to to provide the necessary funds to make up the deficiencies. For this purpose nearly a million dollars have been levied since 1920. Nearly all of the interest falling due on the bank capital and Mill and Elevator bonds has been paid from taxation, together with sinking funds established to retire the principal of such bonds upon maturity. These various bond obligations, most of which is interest, have heretofore been reflected in the annual state tax levies, and exceed the sum of \$6,000,000. For the past several years the average annual amount included in the general state tax levy for these purposes has been about three-quarters of a million dollars. This fact accounts for one difficulty which has in the past, and now stands in the way of reducing state levies for some years in the future.

Added to the state bonded indebtedness is also to be considered the outstanding municipal bonded indebtedness. This amount has likewise increased from approximately \$11,000,000 in 1913 to over \$25,000,000 in 1925. The interest and principal charges thus incurred by local subdivisions has added much to the tax burden of our people during the last ten years. The state and municipal bonded indebtedness of North Dakota combined is in excess of \$60,000,000. Unless this rising tide of public debt is stemmed, it is obvious that it will be exceedingly difficult to either reduce property taxes, or prevent substantial increases in the future. Further increases in the public debt, whether created by the state or its political subdivisions, will not only add considerably to the annual tax charges, but generally impair the credit of the state. I, therefore, recommend that the legislature reject all proposals to add to the state debt for any purpose except a limited amount to permit the continued operation of the Farm Loan Department of the Bank of North Dakota; and, that no further authority be granted to local subdivisions and municipalities to bond for any purpose whatsoever. As a further protection against possible increases in the public debt of the state, I would suggest the repeal of all laws now on the books designed to authorize the issuance of state bonds for any purpose other than rural credit purposes and that further restrictions be adopted

limiting the purposes and amounts for which municipal bonds may be issued.

### TAXATION AND COST OF GOVERNMENT

This brings us to the consideration of the all important subject of taxation and cost of government. For many years, everyone have been keenly appreciative of the great burden which both agriculture and business has been obliged to carry in the form of constantly increasing governmental costs and higher property taxes. This burden has been particularly heavy upon the owners of farm lands in this state; a burden which has had the effect of substantially reducing the net earnings of farm property in recent years. Between the years of 1915 and 1921, the annual property tax levy for state and local purposes combined increased from approximately \$15,000,000 in 1915, to over \$31,000,000 in 1921, not including special assessments. During the seven years since 1921, the total annual levy for the same purposes fluctuated between \$28,000,000 and \$30,000,000—the total levy for 1927 being slightly over \$30,000,000. Of this total annual tax charge upon real and personal property, less than 15% was levied for state purposes; the remainder—more than 85%, is to meet the requirements of the various political subdivisions and municipalities.

It is a consoling, though not an encouraging fact, to know that a similar increase in property taxes and in governmental costs has taken place in most of our neighboring states. This comparison with other states, however, does not make the tax burden any easier to carry for the taxpayers of North Dakota; nor lessen our duty to prevent further increases as a public necessity, or to make reductions if possible.

The general causes for this rapid and remarkable increase in the cost of both local and state government are twofold: First, it is a result of the marked increase in the cost of materials and labor which the government must purchase in competition with all private business; and, second, it is a result of a rapid and extensive expansion in the functions of the government, both state and local, which has occurred during the past fifteen years. During the last ten years we have experienced a perfect mania for governmental experiments and expansion in this country, and the certain consequences of it all has been, larger public expenditures, greater public debt, and higher tax levies extending throughout the entire structure of government from the lowest to the highest unit. This condition has been exceptionally severe in this state in view of the fact that the number of taxpayers has not increased in recent years; and the further fact that our state, in common with all agricultural states, suffered the strain of a nation-wide economic depression, the shock of which was great and far-reaching; but from the results of which, I am happy to say, we have made and are making sure and steady recovery.

From the burden of these heavy taxes the people of our state are entitled to be delivered if it is within the power

and genius of the government officials, state and local, to accomplish it.

In view of these elementary facts, it is apparent that any program of tax reduction, in order to be substantial and effective, must not be confined to the structure of the state government only, which, as I have said before, consumes less than 15% of the annual property tax levies; but it must also apply with equal force, to the expenditures and functions of all political subdivisions of the state, which consume the remaining 85% of the annual tax payments. It involves a comprehensive program of reconstruction and readjustment in our whole system of government from top to bottom, on a basis which will include the elimination of unnecessary governmental functions, the consolidation of departments and offices, the improvement of governmental machinery and methods, the curtailment of some, and the elimination of other governmental activities. No other or lesser program will accomplish any substantial reduction in the present cost of government in North Dakota; because it is not within the power of the government to reduce the cost of living, nor the price of commodities and labor which the government must purchase at public expense. Such a program should contemplate the strengthening, not the weakening of our governmental processes, the introduction of more efficiency in the entire system, and the elimination of waste and unnecessary expenditures throughout the whole structure.

This problem is not an easy one to solve, nor an inviting one to approach, and its proper solution calls for the exercise of care and deliberation, and a high degree of intelligence and courage on the part of both the legislators and administrators dealing with it. I believe that the task is by no means hopeless and that we should at this session give serious consideration to it. I realize, however, that with the many and varied legislative matters requiring your attention, it will not be possible for you to undertake such a comprehensive program at this session. I, therefore, recommend that you provide for the appointment of either an interim legislative committee, or a competent commission with full power to study the whole subject and report its findings and recommendations to the next session of the legislature. Such interim committee or commission should be provided with a small appropriation, sufficient to defray its necessary expenses and reasonable compensation for its members. This matter is of tremendous importance to the future welfare of the state, and I trust that you will give it earnest and careful consideration.

### BANKING LAWS

I also wish to direct your attention to the condition of the laws of the state relating to the organization and operation of state banks, saving banks, trust and investment companies. Depositors and investors in banks have passed thru a very sad experience in North Dakota recently, an experience which has taught us that our laws relating to these associa-

tions, which are of a quasi-public character, are not adequate, nor entirely appropriate for the full protection of the depositing and investing public. Perhaps no banking system or set of laws could have withstood the shock of the post-war deflation, but certain it seems that these laws require modification and alteration to meet the changed and changing economic condition of the times, in order to prevent speculative use of depositors' funds in banks and other investments companies, and to encourage safer and sounder management of these institutions in the future.

This too, is a problem which should not be dealt with hastily, but with care and deliberation. Accordingly, I recommend the appointment of a select interim legislative committee, or a commission to study this subject, and to make report to the next legislative session. While this may seem like delaying action on this important subject too long; yet, I believe we should proceed with extreme care and thoroughness in such matters, for if our work in this field is well and wisely done, it will, in all probability, stand without modification, for many years.

#### SECURITY FOR PUBLIC DEPOSITS

There is, however, one piece of the bank legislation that might well be considered at this session. As you know, under present laws both state and national banks are entitled to be designated as depositories for all public funds, except state funds, and when so designated, are required to furnish either personal or surety company bonds as security for such public deposits. Under the unusual conditions which have prevailed in the banking field in recent years, personal bonds have proven entirely unsafe, and surety bonds either too expensive, or difficult to obtain, with the result that many local banks in good condition do not qualify as public depositories. I think this unsatisfactory situation may be remedied by adopting a law which will authorize banks to purchase and pledge government bonds, state or national, as security for public deposits in lieu of personal or surety company bonds. I believe it is good public policy for the political subdivisions to keep a large share of their public funds on deposit in local state and national banks, but only under conditions which will absolutely protect such public deposits against loss in case of bank insolvency.

#### BUILDING AND LOAN ASSOCIATIONS

I would also suggest that at this session you revise the laws pertaining to the organization and operation of building and loan associations. Owing to the recent difficulties in the banking business, many investors are putting large sums of money into the stock and securities of these organizations. It is, therefore, desirable that the supervisory authority of the State Banking Department over these institutions be broadened and that certain restrictive provisions be adopted which will tend to prevent the organization and operation of this class of investment companies on a promotion or speculative basis.

**TEACHERS' INSURANCE AND RETIREMENT FUND**

I wish to direct your attention to the necessity of revising the Teachers' Insurance and Retirement Fund Law. This law was originally enacted in 1913 and has been in operation ever since. A recent actuarial survey of the schedule of rates upon which this fund is founded, discloses that such rate schedule is altogether inadequate to maintain the solvency of the fund, and that remedial legislation is now imperative to protect its future existence and usefulness.

**STATE HIGHWAY DEPARTMENT**

The State Highway Department has recently become one of the most important departments in the whole state government. Its growth in the past five years has been phenomenal. It is now engaged in the gigantic task of constructing and maintaining a 7,400 mile state highway system under the Federal Aid Plan, and in the course of this construction and maintenance work, it is now annually expending between \$4,000,000 and \$5,000,000 of public funds. These funds are derived from the gasoline tax, motor vehicle license fees and federal aid appropriations. This department has so far constructed some 3,905 miles of this state highway system, of which 2,164 miles have been gravelled. As this highway mileage construction increases, the maintenance cost also increase, thus rapidly reducing the margin of funds available for new road construction purposes. It is now estimated that this rapidly growing maintenance cost will soon consume all of the highway revenue income under existing laws, leaving no funds with which to complete the construction of the remainder of the state road system. It would, therefore, seem certain that additional highway revenues will soon be required to complete this big building program. Whether it will be necessary to provide for such additional income at this session of the legislature, I am not now prepared to advise. I submit that question to your judgment without recommendation. I am, however, opposed to the idea of issuing bonds for road or bridge construction purposes as a source of revenue. Bonds mean interest charges over a long period of time, and I think we have quite a sufficiency of that sort of liabilities now. I believe in a pay-as-we-go-policy in this matter. Should additional highway income be required it should be obtained by increasing the gasoline tax and motor vehicle license fees. If it seems desirable to increase the gasoline tax rate and motor vehicle fees at this session, I would suggest that two matters be considered in connection therewith. First, consider the advisability of providing additional revenue for the use of the counties for the development of the county or marketing road system; and, second, study the possibility of eliminating, or reducing property levies usually made for local road purposes and replacing that source of road taxes with gasoline and motor vehicle taxes. These suggestions are prompted by the thought that we must soon improve our local or marketing road system, and the desire to see farm property relieved of the burden of road and bridge levies.

Considerable corrective legislation is also needed to



facilitate the business-like and efficient conduct of this department, the details of which will be brought to your attention by the officials of the highway commission.

#### DEPARTMENT REPORTS

The laws of the state require every department of the state government to make and file written reports either annually or biennially giving the condition and progress of the work of such departments, and in many cases, suggesting desirable as well as necessary changes in the laws relating to the administration of the public business. These reports are too numerous, and also, too voluminous to be studied by each member of the legislature; but, nevertheless, they contain much vital and important information touching the business of the state. Neither space nor time will allow me to refer in detail to the subject matter of these several reports, nor deal specifically with the recommendations contained therein, although I know that most of these recommendations are of sufficient importance to command your interest and attention. I, therefore, recommend that each body of the legislature create a special committee charged with the duty of examining those official reports and studying the recommendations therein contained. I urge this procedure as a means of facilitating contact between the legislature and the various state departments, and in the interest of better coordination between the legislative and executive branches of the government.

#### BUREAU OF CRIMINAL IDENTIFICATION AND APPREHENSION

The report of the Committee on Criminal Law approved by the State Bar Association at its annual meeting last year, contains some recommendations dealing with the subject of criminal justice, which merit your thoughtful consideration. I refer particularly to the Committee's recommendation favoring the establishment of a State Bureau of Criminal Identification and Apprehension. During the past several years North Dakota and neighboring states have been subjected to the depredations of the professional robber class of the country. In the year just closed, several successful bank robberies and burglaries were committed by these transient criminals, who wander at will all over the American Continent with automobiles, making profitable and safe use of our improved highway system. In nearly all cases, these raiders have escaped arrest. This is due largely to the ease with which they can travel thru the country from their rendezvous in the large cities with high-powered cars, and the utter inadequacy of our ancient local police system to deal with this baffling problem. I have become convinced that this condition can only be successfully met by the coordinated efforts of the several states, aided by the Federal Government. Such coordination, can only be had thru the medium of central state agencies empowered to co-operate with other like agencies in other states in hunting down and apprehending this ever increasing class of fugitives. While I hesitate to suggest adding to our already numerous state agencies, yet

I believe that it is one of the primary duties of the state government to protect its citizens and their property from the ravages of professional criminals who constantly invade our state with but little fear of interference from the law.

#### FOUR YEAR TERMS FOR STATE AND COUNTY OFFICERS

In the interest of both economy and efficiency in government, I believe that the terms of all county and state officers, whose terms are now two years, should be made four years. I have long felt that such a change would be very desirable in North Dakota. Under our present election laws, two elections are held every other year, thus compelling several hundred county officers and all state officers who are candidates for reelection, to campaign almost continuously for the better part of each even numbered years. This results in a flagrant waste of time and money for both the candidates and the taxpayers; it interferes with the efficient conduct of public business and subjects the people to the shock and disturbance of frequent political controversies. The two year term system was established long before primary elections were provided for, at a time when nominations for all public offices were made by the convention method. Under the convention system only one campaign and one election every two years was necessary.

The constitution provides that any official who proves to be inefficient or corrupt can be recalled at any time by the voters. Most public officials are efficient and worthy and are rewarded frequently by re-election as a matter of course. Four year terms for state and county officers would not only result in a great saving of expense to candidates and taxpayers, but would introduce more stability into our whole system of government, state and local.

It is true that biennial elections would still be necessary to choose members of Congress, and perhaps, members of the legislature; but that is no reason why the state and county governments should be regularly disrupted by the effects of a campaign lasting several months each even-numbered year.

#### TERMS OF SUPREME COURT JUDGES

In this connection, I would also invite your consideration of the advisability of increasing the terms of the members of the Supreme Court. Under the present laws every six years a majority of the Court is required to be elected. This circumstance seriously hampers the judicial work of the Court and threatens the stability of that extremely important branch of the state government.

#### ROOSEVELT NATIONAL PARK PROJECT

For sometime a movement has been on foot to procure the establishment of a national park in the Bad Lands of the Little Missouri. Bills have been introduced and are pending

in Congress to set aside this natural beauty spot in commemoration of Theodore Roosevelt, who in the early eighties, lived, hunted, and ranched in this region. Last July a sub-committee of the Public Lands Committee of the United States Senate, accompanied by the Director of National Parks and other government officials, inspected this project and held a hearing at Medora in connection therewith. This sub-committee and the park officials will, in due time, make a report to Congress on the feasibility and desirability of establishing a national park at this location.

I understand that never in the history of national park development in the United States has the federal government established a national park at any site however suitable, except upon the condition that the title to the land constituting the same is furnished to the government free of cost. In all previous cases this condition has been required and complied with by the states or citizens interested. I believe it is essential, therefore, that the State of North Dakota should now take the initiative in this matter, and make provision at this session of the legislature for procuring and transferring to the federal government the lands necessary for this park project. This can easily be done: First, by directing the conveyance to the United States for parks purposes of all public lands now owned by the state, of which there are several thousands acres, located within the proposed park area; and, second, by creating a park fund for the purchase of such privately owned lands as may be necessary for such park project, to be made available only in the event and at such time as Congress shall provide when creating the park. I am confident that if North Dakota will thus show its disposition to co-operate with the federal government in the same spirit and manner as other states have done and are doing, we may look forward to the early establishment of this important development with well founded confidence.

#### BANK OF NORTH DAKOTA

One of the big administrative problems now confronting the state government, to which I desire now to direct your attention, is that of the operation of the so-called industrial or purely business institutions of the state. Foremost in importance of these, is the Bank of North Dakota.

During the past seven years, being the duration of the present management, the Bank of North Dakota has been operated primarily as a farm loan bank and as a depository of state and municipal funds. Its banking business has been largely of a public nature, financed almost entirely with public monies on deposit therewith, except the operation of the Farm Loan Department, which, as you know, is financed entirely from proceeds of bonds issued and sold against the credit of the state. Since its organization in 1919 to the present time, the Bank of North Dakota has made real estate loans to actual resident farmers of North Dakota in the aggregate sum of \$30,750,000, all of which sum except \$2,760,000 has been made under the direction of the present management. The bank reached the high mark of its farm loan business in 1924 when over \$6,000,000 of state funds

were loaned. Since that year, the demand for this loan service has gradually diminished, reaching the low point in 1928, when only \$1,728,000 of such loans were made. The present legislative authorization to make this class of state loans is \$32,500,000, leaving a margin of less than \$2,000,000 to go on during the next biennium unless such authorization is increased by this legislature. While it is not desirable to draw too heavily upon the state's credit for this purpose, yet I feel that under the conditions, we may properly and safely add \$5,000,000 more to the present authorization, and I would so recommend.

At the time the present management took over the operation of the bank in December 1921, it was in deplorable condition. Heavy operating losses had been sustained, and many millions of public funds were tied up in frozen loans and re-deposits in closed banks, much of which was either unsecured, or inadequately secured. Since January 1, 1923, the general condition of the bank has steadily improved. Between that date and October 3, 1923, the date of the last official audit, its reports show that the bank has gained over \$557,000 over operating expenses, besides establishing a reserve of more than \$600,000 for accrued interest due the State Treasurer on the bank's capital bonds.

This is, indeed, a splendid record and reflects great credit upon the judgment, integrity, and efficiency of the Director-General, Mr. C. R. Green, whose untiring and unselfish devotion to the highest welfare of the state as exemplified by his many years of faithful service as Manager of the Bank of North Dakota, stands as a monument to his loyalty and character.

There is, however, still upon the books of the bank, nearly 1,800,000 due from closed banks, a considerable portion of which is certain in the end to be a dead loss; hence, notwithstanding the marked improvement which the bank has made in recent years, it will require several years more of very careful and efficient management before it will be possible to charge off these old losses and show an actual surplus over liabilities. It has been demonstrated that under good management the institution can be operated on a self-supporting basis, providing it is kept entirely out of the field of commercial banking and most of its funds invested in nothing but farm loans and government securities.

The new administration is pledged to continue the past policy of conservative and limited operation of the bank in the interest of absolute safety for the millions of public monies on deposit therewith.

To further insure the safe and conservative operation of this institution, I would recommend some changes in the law governing the handling and disposition of the Real Estate Bond Payment Fund which is now nearly \$2,000,000, and which will grow steadily larger from year to year. Under the existing law this fund is made up of both interest and principal payments on farm mortgages. There is no segregation of these funds, consequently principal payments as

well as interest collections may be used to pay current interest falling due on outstanding real estate bonds, thus impairing the sinking fund created for the retirement of these bonds when they mature. I believe it is essential to the preservation of the credit of the state, as well as good business, to constitute the principal payments made on these mortgages a special sinking fund absolutely protected against use for any purpose except for the retirement of maturing bond issues, or investment in state bonds of similar character.

### STATE MILL AND ELEVATOR

We also have before us the question of the operation of the State Mill and Elevator. This institution has had a stormy career. It has passed thru six continuous years of trial, and its successful operation, from a business standpoint, is still an unsolved problem. I shall not discuss in detail the various phases of this problem, nor the different stages thru which this institution has passed; but shall be content with referring to only a few outstanding facts as a basis for making some recommendations respecting its future operation.

This project involves an outlay of slightly over \$4,550,000 for construction and operating purposes, not including interest, all of which, except approximately \$50,000, was financed by the sale of state bonds. The annual interest on these bonds is \$258,250. From the date of the issuance of such bonds to January 1, this year, there had been paid as interest on these bonds, according to the records of the State Auditor, the sum of \$1,499,394, all of which has been paid from general property taxes, except the sum of \$109,240.58, which was covered into the State Treasury by the Mill and Elevator as a part of the \$160,000 payment made at the opening of the Special Session of the Legislature a year ago. All of the principal of these bonds are still outstanding and unmatured, except one instalment of \$250,000 which matured on July 1, 1928, and was paid from general taxation.

According to the reports of the Mill Auditor this business has during the past six years of operation to December 1, 1928, cost the state in operating losses, including as a part of its operating loss the accrued interest on the Mill and Elevator bonds and depreciation on the plant and equipment, the sum of \$1,584,313.23. This calculation is based upon the book value of its assets and liabilities. According to the same reports, calculated upon the same basis, the loss to the state for the year of 1928 to December 1, was \$158,621.30. This is a somewhat better showing than in 1927, when the loss was \$170,640.16. It is a great improvement over 1926 when the reported loss was \$429,147.51.

These figures appear to conflict with statements given out by the Mill management from time to time wherein certain operating profits have been and are claimed. The difference, however, is more superficial than real, and the two statements are easily reconcilable. For some reason the Mill management has not since 1925, charged that business

upon its books with the annual interest on the Mill and Elevator bonds, which was \$258,250, or with depreciation upon the plant and equipment. Of course, if we relieve the business of this charge, which over a period of six years amounts to \$1,808,938.40, the records will show a so-called operating profit. My view is that such bond interest and depreciation should be included in the operating cost of this institution: First, because such interest is paid by the state solely for the account of this business; second, the Mill and Elevator Bond Law (Chap., 153, Sec 9, S. L. 1919) requires the Mill and Elevator to repay to the State Treasury such bond interest out of the profits, if any there be; and third, it is the only way by which the taxpayers can readily see the true financial status and progress of the business. By this method we can easily determine from time to time what the State Treasury is out on account of the business, and what further improvement in management is necessary in order to completely relieve the taxpayers of all annual fixed charges incurred thru the establishment of this enterprise.

Inasmuch as the annual fixed obligation for bond interest, in the sum of \$243,875 (since the payment of \$250,000 of the principal of such bonds) must be paid for some years, regardless of whether the industry is a going concern or not; and, since from the experience of the past two years it has been demonstrated that this fixed annual charge can be substantially reduced, with good prospects of further reduction in sight under careful and efficient management, it is the part of wisdom to continue the operation of this business by the state until such times as a more satisfactory arrangement can be provided. We are no longer concerned with the political or economic wisdom of inaugurating this experiment, but rather with the present, practical problem of making its operation a financial success, if possible; and if not, to keep the losses to the state resulting from its existence, down to an absolute minimum. This, in my judgment, is now the settled opinion of a great majority of the people of the state without regard to faction, and it is the principle upon which the new administration will formulate and execute its Mill and Elevator policy.

Let me also observe in this connection that this institution should, in my opinion, be operated primarily on its merits as a business enterprise, and not as a laboratory nor an agency thought to be vested with some mysterious power to regulate the market prices of grain and flour. Our first duty, as well as immediate problem, in respect to its operation, is to put it upon a self-supporting basis; and, if possible, entirely free the taxpayers of the state from the annual tax levies heretofore found necessary for the payment of its bond obligations. To accomplish this result, it follows that it must, at all times, be operated with strict regard to established business principles in the Mill and Elevator industries, and, as free from influences of current politics as it is humanly possible for any state-owned industry to be operated.

With the view of placing this business on a sounder and more stable basis, I would recommend that its management

be changed in form and character. Since March 1925, the authority and responsibility for the active management of the Mill and Elevator has been vested entirely in the Governor of the state. The result of this policy has been unfortunate, to say the least, if not a complete failure. It is obviously improper and illogical to vest the entire responsibility for the active management of any institution, much less a large industrial plant located in a distant city, in the hands of the Governor. I was elected upon the definite and specific pledge that the future operation of this enterprise should be removed from the control of the Governor and placed under a commission of three, a majority of whom should be of Nonpartisan affiliation; such commission to be created by this Legislature and vested with full and ample power to manage and operate this business, subject only to the right of the Industrial Commission to periodically audit its affairs. I earnestly recommend the enactment of this proposal. If this recommendation is adopted, I, and my official associates will pledge to such commission our complete, cordial, and effective co-operation in the administration of the business.

#### HOME BUILDING ASSOCIATION

The liquidation of the defunct Building Association is just about completed. All state-owned houses but one, have been sold, and all construction contracts in controversy except one, have been adjusted. The debt of the Association due to the Bank of North Dakota, its only unpaid creditor, has been reduced to about the sum of \$66,513.14 from the proceeds of the Home Building deficit tax levy which has been in force since 1923, and from other sources. This deficit will be fully paid in 1930. The ultimate loss on account of this project will exceed \$400,000.

#### DRAKE MILL

We still have the Drake Mill on our hands. After repeated efforts to sell this property, the best offer received by the Industrial Commission was \$2,500, which offer the Commission did not feel justified in accepting without special legislative sanction. There is no sale for this plant on the basis of its former value as a business. The existence of the State Mill at Grand Forks makes the re-establishment of any new flour mills in this state an impossibility. The building and machinery is rapidly depreciating from the effects of non-use and the elements, and will soon be worthless. The Industrial Commission awaits your further direction as to the disposition of this property.

#### STATE HAIL INSURANCE LAW

The State Hail Insurance Department has been operated under the direction of the Insurance Commissioner since 1919 with but few changes in either the methods or details of operation. This Department annually carries a very considerable amount of crop insurance in the central and western part of the state, but only a very limited amount in several eastern counties where there is a large acreage of tillable

lands. This means that a large percentage of the farmers in the counties where this insurance is not generally carried are put to the expense and inconvenience of annually withdrawing their lands from the operation of this law. This condition not only adds to the labor and cost of the operation of the Auditors Office in each of such counties and the State Hail Insurance Department, but it also creates a spirit of discontent and dissatisfaction among farm owners with the operation of the Hail Insurance Law. I believe, therefore, that the Hail Insurance Law should be amended to eliminate the compulsory listing requirement of crop lands in all counties where a large majority of the farmers do not regularly employ this insurance, subject, of course, to an easy and convenient method of obtaining this insurance, at the option of the owners, and under conditions which will safeguard the Department. This change would, in my judgment, not only facilitate the efficient operation of the Department, but result in more general satisfaction among those who contract this class of insurance.

I also direct your attention to the last annual report of the Hail Insurance Department which contains some recommendations that merit your consideration.

#### STATE SCHOOL LANDS

When North Dakota was admitted to the Union in 1889, it was endowed with a large land grant by the United States Government for common school and various state institutional purposes. This grant was originally 3,181,800 acres; it is now about 1,729,000 acres. The value of this vast property together with the income derived therefrom, and from land sales held in the form of bonds, real estate mortgages, land contracts and other securities, exceeds the sum of \$55,000,000, all of which is administered by the State Land Department under the supervision of the Board of University and School Lands. For some reason the problems of this important state department have received but little attention from the legislature in recent years.

A portion of the funds derived from the sale and rentals of these lands have for many years been invested in farm mortgages. Something over \$9,000,000 of such funds are now so invested. In the course of the farm loan business, a number of foreclosures have been necessary, and through this process the state has acquired title to 76,650 acres of land formerly owned by private parties. These lands, of course, are now off the tax list, and the rental income derived therefrom is less than 3 per cent of the money invested therein. Under these circumstances, it would be advisable to return such lands to private ownership as soon as possible. To accomplish this, it is necessary to authorize the private sale of such lands on a contract basis at a low rate of interest, and also provide more lenient terms of redemption from foreclosures in favor of the former owners. I recommend that appropriate legislation on this subject be adopted.

During the past two years the farm loan business of this department has been especially heavy. More than \$4,000,000



of these trust funds have been invested within that period. The method now provided by law for making these loans on a safe basis is not entirely efficient. Accordingly, I recommend that provision should be made to safeguard this loan business by authorizing the employment of a departmental appraiser to check the appraisals now made by the county appraisal boards.

Further recommendations for needed changes in this department are contained in its biennial report, to which you are referred.

### FARM LEGISLATION

During the past eight years the subject of farm relief has held an important place in the public mind. This is a subject of peculiar interest to the people of North Dakota because of its possible effect upon the future prosperity of the state. It is now conceded by everyone informed that this problem is a national and not a local one; and that any marketing program that is expected to accomplish anything worth while must be nationwide in its scope and character. It is perfectly clear that no state legislation and that no state marketing organization can directly affect the price of wheat produced in North Dakota, for the simple reason that over 95 per cent of our total annual wheat crop is sold outside of the state for prices determined upon the basis of the grain market at Minneapolis and Duluth, the principal grain marketing centers of the Northwest. It also seems fairly certain that the federal government will soon enact legislation designed to meet this situation in its national scope.

I am of the opinion, however, that some state legislation could be adopted that would be helpful to the farmers in dealing with this perplexing problem. Such legislation could deal with the organization and operation of farmers cooperative marketing associations and farm storage.

### COOPERATIVE ORGANIZATIONS

The extensive organization of non-political farmer-owned cooperative marketing associations is advocated by every authority on grain marketing in the country. Farmer-owned cooperative elevators, terminal warehouses, wheat pools, grain selling agencies, cooperative creameries, etc., have, in my opinion, come to stay in the United States, and the successful organization and operation of such institutions should be the concern of every citizen interested in the prosperity of agriculture.

In the development of cooperative marketing, however, we are twenty years behind our Canadian neighbors. Farmers in Canada have organized grain companies which operate hundreds of local elevators, many terminal elevators, hold seats on the grain exchanges at Winnipeg and Chicago, and conduct selling agencies in the United States and foreign countries. These farmers have, in the last two years, organized wheat

pools that control the selling of as much as 40 per cent of the entire annual Canadian wheat crop.

In this country there has been much less progress in co-operative grain marketing. In North Dakota, the farmers cooperative method has been confined largely to the ownership and operation of local farmers elevators. I believe that we can profit by studying the successful methods of the Canadian farmers, and by adopting in this country, such marketing methods as their experience has proven to be practical and suited to conditions in the United States. I believe also that any national marketing program authorized by Congress will stimulate the organization and expansion of cooperative marketing companies. This seems assured. Under these circumstances, I believe it is the duty of the state government to encourage the efficient development of cooperative marketing methods. I, therefore, recommend the adoption of such legislation as will facilitate the sound development of cooperative marketing in North Dakota.

#### FARM STORAGE PLAN

It is, however, in the field of farm storage that I think the state can render the most beneficial service at this time. It is apparent that one serious defect in our grain marketing system is the lack of adequate storage facilities, resulting in too rapid a movement of grain onto the market centers during the fall and early winter months. While we have over 1700 local elevators in North Dakota with a large aggregate storage capacity, yet their method of operation is not such as to actually keep the grain stored with them off the market for any considerable time. On the contrary, as grain is placed in storage with them, a large part of it moves at once to the terminal markets, and is sold to the millers and exporters for immediate consumption. Thus farmers who place grain in elevator storage because of the unsatisfactory condition of the market, are actually pulling against themselves by putting their grain into channels of trade instead of keeping it off the market. An adequate and proper storage system should operate to keep the stored grain off the market until the owner is ready to sell it. This defect is particularly apparent in our state this year when we have a big crop and unsatisfactory prices.

The question is, then, how can the grain storage system be improved to meet this situation. It has been proposed that the state build and operate some more so-called terminal warehouses. I am opposed to this idea for two reasons: First, I am opposed to state ownership of private business as a matter of principle. Should the state expand its program of state-owned elevators, it would not only result in a greatly increased state debt by many millions of dollars, but it would involve the people in endless political controversy over questions of management.

If further terminal storage warehouses are needed, they should, in my opinion, be built and operated by farmers cooperative companies.

In my judgment the logical place for the original storage

of all grain not immediately intended for the market, is on the farm of the owner. I am satisfied that many thousands of farmers would, in a year like this, keep their grain in storage on the farms if some practical method could be devised whereby funds could be advanced against such farm-stored grain to enable the producers to pay their threshing and other pressing obligations. After some study of this subject, I have come to the conclusion that a practical plan for farm storage can be worked out under which certificates could be issued against grain stored on the farms under conditions that would make them as valuable for security as storage receipts issued by bonded warehouses. This idea is by no means a new one. Three years ago the State of Iowa adopted a comprehensive law establishing a system of farm storage under state supervision. The States of Illinois and Nebraska also have similar statutes.

I believe that a workable farm storage system, if properly supervised, would prove of great benefit to the grain producers of our state, and would, if generally adopted by the other grain growing states, be very helpful as an element of stabilization in the grain markets of the country. It would undoubtedly aid orderly marketing, which everyone concedes is a necessary factor in any good marketing system.

While dealing with the subject of farm storage, I would also suggest that you consider the feasibility of providing for the private storage of grain by members of local wheat pools at local shipping points upon the same principle as farm storage.

### PROGRESS IN AGRICULTURE

The post-war deflation struck North Dakota, in common with all other agricultural states, with great severity in 1920 and 1921. Since our state was second among all the states in the production of wheat, the sudden collapse of the wheat market in 1920 dealt our grain farmers and all business institutions dependent upon them, a hard and lasting financial blow. The necessities of our situation compelled the introduction of new and improved farming methods, and the trend toward diversified farming at once began. The progress made along these lines has been remarkable during the past eight years. According to our best economic experts, the following increases in the value of livestock products produced in North Dakota since 1921 is shown: Increase in dairy products, 71 per cent; increase in hogs, 205 per cent; increase in poultry, 152 per cent; increase in mutton and wool, 362 per cent; and increase in beef products, 78 per cent. In 1928, the total value of livestock products is 30 per cent of the value of all agricultural products produced in the state. The total of all such products including grain, livestock, etc., raised in 1928 was \$370,000,000 as against \$206,000,000 in 1921. This is the highest productive value in agricultural products that the state has produced in any year since 1921, except the year of 1924. This splendid record shows a steady and sure march toward agricultural normalcy, the goal of which will be reached in the not too far distant future if there is continued improvement in production methods, and an efficient marketing system is provided. To

the accomplishment of this twofold task the best intelligence and untiring efforts of our people should be dedicated in the years immediately ahead, and in the solution of this great problem our state government should, wherever and whenever possible, contribute its part according to the opportunity afforded and the means available.

The process of improving our farm production methods includes, among other things, the production of better quality grain and livestock, the eradication of noxious weeds, such as quack grass, sow thistle, and other weeds which destroy the producing capacity of the soil and adds heavily to the dockage in the grain produced. Much of our older farmed sections in the state is no longer virgin soil, and has become seriously affected in late years with foul weeds. Also, much of our livestock, especially cattle, is low grade stock, costly to raise and not highly productive in value. While the improvement so much desired along these lines, is largely a matter of individual initiative, yet, I think that appropriate legislation dealing with these matters would be very helpful. Suitable legislation, together with the educational research facilities of the State Agricultural College and its extension agencies, and a well directed public opinion, will, I am sure, contribute much toward the development of a better agricultural condition in North Dakota.

#### INDUSTRIAL AND COMMERCIAL PROGRESS

While there have been a few bank closings during the past biennium, due principally to the trend of business from the small business centers to the larger centers, a movement which has been so marked in North Dakota of late, in general a steady improvement in the condition of our state and national banks is evident. Deposits have increased, cash reserves are higher, real estate holdings, and loans and discounts are considerably less in 1928 than at any time for some years.

Considerable expansion in industrial development has also taken place in North Dakota recently. The lignite coal industry has made great advances in production and mine development. Large power companies have built great power plants within and established electric transmission lines across the state. A million dollar briquetting plant has just been completed in Stark County. A project to import natural gas from the Montana gas fields into and across North Dakota along the route of the Northern Pacific Railway Company, is under way, and many other industrial and commercial institutions are in prospect in the near future.

For nearly forty years North Dakota has been almost entirely an agricultural state, producing huge quantities of grain and livestock, and sending it in raw condition to other states for processing, manufacturing and distribution. We are now emerging from the pioneer stage of agricultural development, and entering a period of industrial and commercial development. We are at the threshold of a time when manufacturing, mining, processing, storing and distributing industries of various kinds and character will be established and

operated within the boundaries of the state. We have the resources and the opportunities suitable for a well balanced agricultural, commercial and industrial development. This is, indeed, desirable and necessary, in order to make for a sounder economic and social structure and establish our future prosperity on a firm foundation. To hasten our industrial, as well as agricultural growth, we need more capital, and more people; we need the confidence and assistance of the business and commercial world; we need to build up and foster the spirit of good-will and cooperation, not only among all classes and groups within the state, but likewise between the people of this state and those of other states. Economically and geographically speaking, we are an integral part of the great northwest. We do not, and cannot live onto ourselves alone. Our welfare is deeply interwoven into and with the welfare of the people and business interests of our neighboring states, and the sooner we see and realize our basic common interests, the better we can work and plan for a prosperous future. Consistent with these principles, I urge a policy of governmental friendship and cordial cooperation with all legitimate business interests that look with favor toward North Dakota for location. Let us banish the spirit of antagonism and extend the hand of encouragement to all people and capital that would seek lodgment within our boundaries. Let us take the barbs and sharp edges out of our laws which tend to drive investors and other business interests away from the state and discourage industrial development. While always safeguarding the property and rights of resident citizens, can we not follow a policy of protection and encouragement to every outside interest which seeks investment in our state, a state so rich in resources and so promising in industrial and commercial opportunities. Without dealing in specific recommendations, I urge this general principle as a sound and constructive policy to be hereafter followed by both the legislative and executive departments of the government.

I have thus briefly touched on a few of the many matters which will come before you for legislative action. There are many others, such as bills relating to the public health, morals, and safety of the people, bills touching the administration of our elaborate educational system, bills relating to the state's duty to its dependent citizens, the inmates of our penal and charitable institutions, those unfortunate people, sick in mind and body, whose needs touch our sympathies and sense of social responsibility. In dealing with all these matters, you will, I am sure, be actuated by spirit of fairness, tolerance, and vision characteristic of a progressive state.

For sixty days, or thereabouts, you will take counsel together on these important issues, and from your labors, there will come forth the laws and legislative policies according to which the state will be governed during the next two years. In the course of your deliberations, special interests will, no doubt, make their appearances and cunningly seek your favor. If so, subject their applications to the test of the public welfare, and if, by that test, they fail, pass them by. Probably sectional and group interests will be in evidence, looking for advantage for the part, at the expense of the whole. If so, banish these

special demands from your councils if they conflict with your conception of the general welfare. Recall always that the highest interest of each section of the state and of each class of its citizenry, in the last analysis, lies in the general welfare of the whole state and all its people. Let us regard the interest, needs and requirements of each part of North Dakota on a basis of equality and fairness. Let us give heed to the fair claims of every business interest, whether commercial, industrial, or agricultural, and let us take notice of the proper needs of every group of society, however organized or classified, from the humblest citizen who earns his daily bread by patient toil, to those who occupy the high place in the agricultural, business and professional world.

May we also, not forget that we no longer live in the horse-and-buggy days of yesterday, but rather in the automobile and airplane age of today. Recent inventions and mechanical achievements, including the popular use of automobiles, improved highways, radios, telephones, electrical and gasoline appliances, easy means of transmitting heat, light and power, have largely eliminated time and distance as measured by the standards of a generation ago, have broken down the ancient barriers which once separated peoples and communities, and have abolished in a large degree, both individual and community isolation. The effect of these modern physical forces is rapidly merging the many smaller communities into a few large ones, and soon it will make of our state one great neighborhood, within the confines of which local interests and ambitions will disappear, section rivalries will be forgotten, class sentiments will no longer be heard, and a broader, more tolerant and more far-sighted ideal of state service and state loyalty will be manifested in the minds and hearts of our people.

As you legislate for the future of our state, be not unmindful of this phenomenal and rapid trend toward centralization in every phase of our business and social life, and frame your statutes and policies on lines which will comprehend, not only the needs of the North Dakota of today, but the needs of North Dakota of tomorrow.

Ladies and Gentlemen of the Assembly, in the performance of your legislative labors, I desire, in behalf of myself and all my executive associates, to tender you our earnest and cordial cooperation and assistance, to the end that, together, in the spirit of utmost harmony, mutual confidence, and good will, we may render a public service to our state which will be deemed worthy, and that we may discharge the great responsibility resting jointly upon us in a manner both eminently creditable and beneficial to our state and country.

Mr. Halverson led the assembly in singing "The Star Spangled Banner."

Senator Hyland moved a vote of thanks be extended to the Bismarck mixed quartette on behalf of the Joint Assembly.

Which motion prevailed.

Senator Hamilton moved that the Joint Assembly be now dissolved.

Which motion prevailed and the Joint Assembly dissolved.

The Speaker called the House to order and announced that it was on the Eighth Order of Business.

The Speaker then administered the oath of office to J. H. Stewart and K. J. Gronhovd.

Mrs. Craig asked a return to the Seventh Order of Business, which request was granted.

Mrs. Craig then moved that all absent members be excused.

Which motion prevailed.

Courtesies of the floor were extended to C. B. Heinemeyer, Beach; A. D. Swendseid, Petersburg; Jack Williams, Fargo; J. H. Isaak, Golden Valley; W. P. Olmstad, La Moure; H. A. Clemons, Racine, Wis.; Christ Nelson and M. J. Church, Bismarck; Mrs. John Carr, Jamestown and Mrs. W. A. Thatcher, Bottineau.

Mr. Standley moved that the House do now adjourn.  
Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
January 10, 1929.

The House convened at 2:00 p. m. the Speaker presiding.

Prayer by the Chaplain, Rev. Paul S. Wright.

## ROLL CALL

The roll was called, and there were 110 present and 3 absent.

Those present were:

## Messrs.

Aljets  
Amsberry  
Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Bubel  
Burkhart  
Burns  
Butt  
Carlson  
Carter  
Cox  
Craig  
Dickerson  
Dillard  
Dolwig  
Dyer  
Erickson, Benson  
Erickson, Kidder  
Fettig

## Messrs.

Henrickson  
Hermes  
Hoffman  
Holthusen  
Indergaard  
Isaak  
Iverson  
Jardine  
Johnston  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Kapfer  
Keierleber  
Kneeland  
Kraft  
Larson  
Larvick  
Lavik  
Lee  
Lembcke  
Levin  
Lindgren  
Lynch  
McColl  
McCay

## Messrs.

Olson, Burleigh  
Olson, Hettinger  
Opdahl  
Owings  
Peters  
Place  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Standley  
Steedsman  
Steen  
Svingen  
Swendseid  
Thatcher  
Thompson  
Treffry  
Twete  
Twichell  
Van Berkom  
Veitch



## Messrs.

Flom  
Freeman  
Frojen  
Gibbens  
Gilchrist  
Halcrow  
Hamilton  
Hanson  
Hausmann  
Helbling  
Henderson

## Messrs.

McGauvran  
McDowall  
McManus  
Martin  
Mau  
Miller  
Montgomery  
Morgan  
Muus  
Northridge  
Olafson

## Messrs.

Wagner  
Watt  
Wedel  
Wentz  
Westford  
Wigen  
Wilson  
Worner  
Young  
Mr. Speaker

## Absent:

## Messrs.

Horner

## Messrs.

Oberg

## Messrs.

Turner

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the First Day after Recess and Second Day and recommend that the same be corrected as follows:

Page 2, line 2 from bottom of page change 113 to 112 and change zero to 1 after word "voting".

Page 3 line 25, strike out name "Turner".

Line 40 insert "Absent and not voting Turner".

Page 9, lines 20 and 24 change spelling of "Swenseid" to "Swendseid".

And when so corrected recommend that the same be approved.

I. J. WILSON,  
Chairman.

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

A communication from the county agent of Barnes county favoring passage of an adequate dog law was presented and read from the desk. This communication is to be referred to the proper committee when it is formed.

#### REPORT OF SELECT COMMITTEE

Mr. Cox reported that the committee on committee rooms had inspected and approved the following: 3 rooms at \$310

for the session in the City National Bank Building; 1 large room at \$100 for the session in the Cowan building; 2 large rooms at \$240 for the session in the G. P. Hotel. Mr. Cox moved that the report be adopted.

ROLL CALL

The question being on the motion by Mr. Cox, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dillard	Levin	Thatcher
Dolwig	Lindgren	Treffry
Dyer	Lynch	Twete
Erickson, Benson	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	McDowall	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Johnson, Ward	Turner
Horner	Thompson	

So the report was adopted.

Mr. Helbling moved that all absent members be excused.

Which motion prevailed.

Mr. Cox moved that action on the resolution regarding the official photographer be deferred one legislative day.

Which motion prevailed.

The Speaker administered the oath of office to Lenora S. Hilde, Alice B. Tauer and G. H. Movius.

Mr. Freeman moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FOURTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 11, 1929.

The House convened at 2:00 p. m. the Speaker presiding.  
Prayer by the Chaplain, Rev. Paul S. Wright.

## ROLL CALL

The roll was called, and there were 110 present and 3 absent.

Those present were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Fettig	McColl	Van Berkom

Messrs.	Messrs.	Messrs.
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowall	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Muus	Twichell

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Third Day and recommend that the same be corrected as follows:

Page 3, line 3, change word "urged" to "moved".

Line 5 change "adoption of the Select Committee report" to "motion by Mr. Cox".

Page 4, line 7 change initials "D. H." to "G. H.".

And when so corrected recommend that the same be approved.

IRA J. WILSON,  
Chairman.

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

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 11, 1929.

Mr. Speaker:

I have the honor to inform you that the Senate has appointed the following members as a Committee to confer with a like

committee from the House as to the printing and distribution of the Journals:

HAMILTON,  
BRUNSDALE,  
WATT.

Very respectfully,

F. E. TUNELL,  
Secretary.

Communication from the Lloyd Spetz Post No. 1 of the American Legion, and the Gilbert N. Nelson Post No. 1362 of the Veterans of Foreign Wars, urging the House to pass resolutions memorializing the U. S. Congress to support the pending Cruiser Construction Bill and the National Defense Bill were read from the desk.

Mr. Burkhart moved that all absent members be excused.

Which motion prevailed.

The Speaker administered the oath of office to Myrtle Hight and Wesley Flett.

#### INTRODUCTION OF HOUSE BILLS

Representatives Svingen and Thatcher introduced:

House Bill No. 1. A Bill For an Act to Amend and Re-enact Section 5 of Chapter 146 of the Session Laws of the State of North Dakota for 1927.

Was read the first and second times and action deferred until the committees are formed.

Mr. Johnson of Traill requested a return to the Sixth Order of Business.

Which request was granted.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your committee appointed to confer with a like committee from the Senate would report as follows:

We recommend the printing of 4500 copies of the Journal of each day's proceedings of each House and that there be assigned to the presiding officer of the House and Senate, also to each member of the respective Houses, ten copies of this Journal, and that in addition thereto there be placed on the mailing list all state institutions, public libraries, State Historical Society, high schools, consolidated rural schools, all county judges, county auditors, the auditor of each incor-

porated city, the president of the village council of each incorporated village, that any newspapers published in the state, any farmers' club, commercial club or women's club within the state, may be placed on the mailing list at the request of any member of either house; that all bills and journals authorized by this resolution to be printed shall be delivered by the printer direct to the secretary of the Publication and Printing Commission who shall receipt therefor to the printer.

That we recommend that each member of the House hand to the chairman of this committee a list of names and addresses to whom he wishes copies mailed, such list to be handed by the chairman to the mailing clerk.

And we would recommend that there be printed 500 copies of the permanent Journals, the 500 copies of the permanent Journals herein provided for to be distributed as follows: one copy to each member of the respective Houses and the balance to be delivered to the office of the Secretary of State and by him to be distributed as provided by law.

There is also to be printed 1,000 copies of each bill introduced in either House.

CARL E. JOHNSON,  
Chairman.

EINAR MUUS,  
MINNIE D. CRAIG.

Mr. Johnson moved the adoption of the report.

#### ROLL CALL

The question being on the motion by Mr. Johnson, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhardt	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen

Messrs.	Messrs.	Messrs.
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowall	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Muus	Twichell

So the report was declared adopted.

Mr. Thompson requested a return to the Eighth Order of Business.

Which request was granted.

Mr. Thompson then moved that the resolution regarding the official photographer be adopted.

Which motion prevailed and the resolution was adopted.

Mr. Jardine moved that no important legislation be enacted on the following day, and that any members desiring to absent themselves over the week-end be allowed to do so and be considered present.

Which motion prevailed.

Mr. Henrickson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## FIFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 12, 1929.

The House convened at 2 p. m., Speaker presiding.

Prayer by the Chaplain, Rev. Paul S. Wright.

## ROLL CALL

All members present except:

Messrs. Bishop, Bittner, Brown, Cox, Dolwig, Erickson of Kidder, Helbling, Henderson, Hermes, Johnson of Nelson, Johnston, Kneeland, McCay, Miller, Olson of Burleigh, Rulon, Thompson, Turner, Twete, Twichell, Van Berkorn, Wagner, Watt, Wentz.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fourth Day and find the same to be correct.

IRA J. WILSON,  
Chairman.

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

Mr. Freeman moved that all absent members be excused.

Which motion prevailed.

## PRESENTATION SPEECH BY MRS. CRAIG

It is with reluctance, Mr. Speaker, that I call to your minds a subject often agitated in this House. I realize full well that when one mentions the subject of chairs a medley of

thoughts passes through your minds. Some of you will think of Mr. Watt who expressed the opinion in the House in 1927 that his would make good kindling wood; others will voice your sentiments as to the type of chair you would select to satisfy your sedentary habits for the coming fifty-five days. The older members of the House will confess that Mr. Watt's agitation resulted in the repairing and re-upholstering of these old pieces of furniture to their great improvement. I do not propose, at this time to renew demand for new chairs. However, none of us would object to an over-stuffed chair anytime the chief clerk can find one for us.

One of our members is passing a milestone on life's highway today. We do not hope to make him so comfortable that he will pass his time in peaceful slumber nor do we anticipate spasmodic snoring from his corner of the House—but on behalf of the Chief Clerk and the members of this House, Mr. Speaker, I wish to present Mr. Frojen with this nice soft cushion for his chair. We wish him many happy birthdays in the years to come.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Olafson introduced:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Was read the first and second times and action deferred until the committees are formed.

#### COURTESIES OF THE FLOOR

L. Notimier, Fred Fredrickson, F. L. Dwight, Wm. Theil, Valley City; G. S. Kloostad, Hope; Mrs. F. Paul Smith, Amenia.

Mr. Bell moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 14, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present excepting Messrs. Erickson of Kidder, McCay, Turner, Twichell and Watt.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifth Day and recommend that the same be corrected as follows:

In line 18 of page 2 correct spelling of name "Frojen."

And when so corrected recommend that the same be approved.

IRA WILSON,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS

One presented by Mr. Wedel from the Women's Literary Club of Ellendale, with 12 signers, favoring an appropriation for continuing work under the Shepard-Towner Bill.

A similar one by Messrs. Horner, Twichell and Jardine from the Women's Fine Arts Club of Fargo, with 60 signers, and a third, on the same subject by Mr. Flom from the secretary of the Langdon Women's Club.

One presented by Mr. McDowall from Rev. Ulbricht of Dresden, with 59 signers, favoring repeal of the law pertaining to the Ten Commandments.

One by Messers. Westford and Henrickson from the county commissioners and county auditor of McHenry county favoring amending of the state hail law.

One from the Ramsey County Wool Growers' Association recommending an adequate dog law.

One presented by Mr. Indergaard, with about 80 signers, from Carrington, favoring a law prohibiting the sale of malt syrup.

These communications will be referred to their proper committees when same are formed.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee on Mileage and Per Diem beg leave to report that the members are entitled to the following mileage:

Name	Milw.	N. P.	G. N.	Soo	Team or Bus	TOTAL
Aljets, G. ....	292					22314
Anderson, O. C. ....				370	8	378
Amsberry, L. ....		242	508		50	800
Anfinson, Carl ....	388	428				816
Bell, W. J. ....	350					350
Bishop, E. P. ....	270					2272
Bittner, Jacob ....			208			4212
Boe, Knute ....	388	286				44718
Bohnsack, P. J. ....	388	78				22488
Brown, F. M. ....	204					45249
Brunsdale, K. H. ....	388	116				504
Bubel, R. ....	98					16114
Burkhart, J. H. ....			36	508		8552
Burns, J. H. ....			16	508		524
Butt, H. F. ....			52	389		43484
Carlson, C. F. ....	388	120				508
Carter, A. E. ....	526					526
Cox, Gordon ....					4	4
Craig, M. D. ....	418					418
Dickerson, C. D. ....			624			624
Dilland, O. ....		184	508		20	712
Dolwig, John ....	210					210
Dyer, W. E. ....	230				190	420
Erickson, O. E. (Kidder) ....	126					5131
Erickson, M. A. (Benson) ....	386					386
Fettig, J. T. ....	274		296		12	582

Name	Milw.	N. P.	G. N.	Sec	Team or Bus	TOTAL
Flom, A. N. ....		388	368		28	784
Freeman, C. V. ....		390	156			546
Frojen, J. H. ....		328				328
Gibbens, R. R. ....		388	406			794
Gilchrist, W. J. ....		388	406			794
Halcrow, J. ....		780				780
Hamilton, R. E. ....		388	250		24	662
Hanson, C. J. ....		454			4	458
Hausmann, W. A. ....		390	378			768
Helbling, E. R. ....					50	50
Henderson, F. E. ....		390	344			734
Henrickson, H. N. ....			44	508		552
Hermes, W. ....		126				126
Hoffman, G. W. ....		390	314			5 709
Holthusen, J. D. ....	104	396				12 512
Horner, H. F. ....		388				388
Indergaard, E. M. ....		308				8 316
Isaak, G. ....		198				14 212
Iverson, E. E. ....		396				12 408
Jardine, J. A. ....		388				2 390
Johnson, J. G. (Nelson) ....		388	168			4 560
Johnson, C. E. (Traill) ....		388	138			12 538
Johnson, R. A. (Ward) ....				508		508
Johnston, A. ....		720				4 724
Kapfer, H. G. ....				280		12 292
Keierleber, Peter ....		190				8 198
Kneeland, F. G. ....		204				204
Kraft, A. S. ....	26	130				16 172
Larson, Anton ....		120				14 134
Larvick, Carl ....		120				14 134
Lavik, A. N. ....				370		30 400
Lee, C. N. ....		220				8 228
Lembcke, L. E. ....				236		26 262
Levin, Aaron ....		388	286			674
Lindgren, Mabel ....				508		508
Lynch, M. H. ....				404		404
McCull, A. W. ....		552	32			14 598
McCay, J. H. ....	134	230				12 376
McDowall, Hugh ....		388	368			24 780
McGauvran, J. ....		388	340			12 740
McManus, J. ....		388	444			2 834
Martin, Wm. ....		388	578			6 972
Mau, F. E. ....		280		80		2 364
Miller, C. A. ....		338				36 374
Montgomery, R. C. ....		272		218		490
Morgan, C. H. ....		388	58			24 470
Mtus, E. ....				508		508
Northridge, Ben ....		280				280
Oberg, O. S. ....				90		10 100
Olafson, J. K. ....		388	316			10 714

Name	Milw.	N. P.	G. N.	Soo	Team or Bus	TOTAL
Olson, M. J. (Burleigh) .....		70			4	74
Olson, O. J. (Adams) .....	60	270			18	348
Opdahl, C. H. ....		468			6	474
Owings, R. A. ....			174	508	18	700
Peters, D. L. ....		420	114		12	546
Place, W. S. ....	226	520			32	778
Plath, J. G. ....		440			12	452
Plath, W. L. ....		440			4	444
Pfenning, H. M. ....		12				12
Rulon, A. J. ....		204				204
Sax, C. ....		552	96		42	690
Schultz, G. J. ....		216			20	236
Shurr, F. J. ....			90	508	14	612
Smith, F. Paul .....		350	10		4	364
Standley, I. W. ....		388	120			508
Steedsman, D. ....		388	218		18	624
Steen, L. H. ....				224	4	228
Svingen, C. O. ....		388	518		26	932
Swendseid, R. E. ....			104	508		612
Thatcher, W. A. ....		388	518		8	914
Thompson, J. M. ....		14		54		68
Treffry, W. W. ....		324			8	332
Turner, C. C. ....		230			4	234
Twete, E. ....			111	612	26	749
Twichell, L. L. ....		388				388
Traynor, E. ....		388	334		48	770
Van Berkom, A. ....			153	508	6	672
Veitch, E. E. ....		388	190			578
Wagner, W. ....				120	34	154
Watt, E. A. ....		288			13	301
Wedel, H. ....		210			158	368
Wentz, J. J. ....				116	4	120
Westford, J. E. ....		388	554			942
Wigen, J. O. ....	308	520				828
Wilson, I. J. ....	60	270			22	352
Worner, G. ....		96	388		36	520
Young, Robert .....			200	508	13	721

J. T. FETTIG, Chairman.  
 C. O. SVINGEN,  
 J. H. BURNS.

Mr. Fettig moved that the report be adopted.

ROLL CALL

The question being on the motion by Mr. Fettig, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Place
Bohnsack	Jardine	Plath, John, Cass
Brown	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dilland	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Benson	Lindgren	Treffry
Fettig	Lynch	Twete
Flom	McColl	Van Berkom
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Turner	Watt
McCay	Twichell	

So the Committee report was declared adopted.

#### MOTIONS AND RESOLUTIONS

Mr. Lee moved that all absent members be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Horner introduced:

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Was read the first and second times and action deferred until the committees are formed.

Messrs. Keierleber and Schultz introduced:

House Bill No. 4. A Bill For an Act relating to executions, attachments, claim and delivery proceedings and other process and repealing sections 7526, 7550 and 7728 of the compiled laws of North Dakota for the year 1913.

Was read the first and second times and action deferred until committees are formed.

A return was made to the Eighth Order of Business.

The Speaker announced the appointment of the following standing committees:

**COMMITTEE ON AGRICULTURE:** John Plath of Cass (chairman). Gibbens, Hoffman, Shurr, Montgomery, Keierleber, Johnson of Ward, Van Berkorn, Holthusen, Olson of Burleigh, Dickerson, Kapfer, Larvick, McColl, Wedel, Anfinson, Hamilton.

**COMMITTEE ON APPORTIONMENT:** Pfenning of Morton, 30th District, (chairman). Olafson, 1st district; Burkhart, 2nd district; Boe, 3rd district; Johnston, 4th district; Steedsman, 5th district; Freeman, 6th district; Veitch, 7th district; Johnson of Traill, 8th district; Twichell, 9th district; John G. Plath, 10th district; Smith, 11th district; Worner, 12th district; Lavik, 13th district; Mau, 14th district; Northridge, 15th district; Standley, 16th district; Hamilton, 17th district; Flom, 18th district; Anfinson, 19th district; Erickson of Benson, 20th district; Hausman, 21st district; Gibbens, 22nd district; Rulon, 23rd district; Opdahl, 24th district; Wedel, 25th district; Lavik, 13th district; Mau, 14th district; Northridge, 28th district; Muus, 29th district; Turner, 31st district; Traffry, 32nd district; Montgomery, 33rd district; Westford, 34th district; Kapfer, 35th district; Miller, 36th district; Lynch, 37th district; Hanson, 38th district; Wilson, 39th district; Owings, 40th district; Young, 41st district; Peters, 42nd district; Dickerson, 43rd district; Butt, 44th district; Henrickson, 45th district; Wagner, 46th district; Keierleber, 47th district; Bubel, 48th district; Wigen, 49th district.

**COMMITTEE ON APPROPRIATIONS:** Peters of Pierce, (chairman). Rulon, Smith, Craig, McGauvran, Burkhart, Halcrow, Wilson, Thompson, Montgomery, McManus, Butt, Anderson, Hausmann, Veitch, Hamilton, Sax, Henrickson, Opdahl.

**COMMITTEE ON BANKING:** Rulon of Stutsman, (chairman). Brunsdale, Plath, J. G., Thatcher, Henderson, Craig,



Johnson of Ward, Westford, Veitch, Wigen, Treffry, Erickson of Kidder, Opdahl, Northridge, Frojen, Worner, Sax.

**COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS:** Muus of Ward, (chairman). Horner, Kneeland, Swendseid, Cox, Craig, Dolwig, Pfenning, Svingen, Mau, Dyer.

**COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL:** Wigen of Adams, (chairman). Horner, Swendseid, Gibbens, Carlson, Brunsdale, Dolwig, Dyer, Erickson of Benson.

**COMMITTEE ON COUNTIES:** Montgomery of Wells, (chairman). Brown, McCay, Westford, Bishop, Isaak, Schultz, Bittner, Anfinson.

**COMMITTEE ON DELAYED BILLS:** Bell of Cass, (chairman). Miller, Johnson of Traill, Iverson, Standley.

**COMMITTEE ON DRAINAGE AND IRRIGATION:** Olafson of Pembina, (chairman). Johnson of Traill, Levin, Henderson, Anderson, Erickson of Benson, Johnston, Morgan, Wagner, Westford, Kapfer.

**COMMITTEE ON EDUCATION:** Kneeland of Stutsman, (chairman). Bell, Wilson, Burkhart, Johnson of Traill, Craig, Gibbens, Owins, Smith, Aljets, Bishop, Lindgren, Hoffman, Amsberry, Hamilton, Frojen, Martin.

**COMMITTEE ON ELECTIONS AND ELECTION PRIVILEGES:** Lynch of Richland, (chairman). Olafson, Wigen, Gilchrist, Peters, Carlson, Helbling, Northridge, Watt, Anfinson, Boe, Hanson, Bittner, Dilland, Wentz.

**COMMITTEE ON ENGROSSMENT AND ENROLLMENT:** Veitch of Grand Forks, (chairman). Watt, Northridge, Dickerson, Hamilton, Dyer, Mau, Lindgren, Amsberry.

**COMMITTEE ON FEDERAL RELATIONS:** Steedsman of Grand Forks, (chairman). Erickson of Kidder, Hausmann, Horner, McCay, Frojen, Anfinson.

**COMMITTEE ON GAME AND FISH:** Miller of Logan, (chairman). Bell, Rulon, Svingen, Owings, Holthusen, Helbling, Bubel, Van Berkorn.

**COMMITTEE ON HIGHWAYS AND BRIDGES:** McGauvran of Cavalier, (chairman). Jardine, Veitch, Shurr, Oberg, Lynch, Brown, Aljets, Thompson, Gilchrist, Muus, Carlson, Bishop, Steedsman, Kapfer, Fettig, Place.

**COMMITTEE ON INSURANCE:** Freeman of Grand Forks, (chairman). Jardine, Peters, Butt, Cox, McDowall, Burns, Standley, Lee, Svingen, Henderson, Gibbens, Steen, Twete, Lindgren, Dolwig, Dilland.

**COMMITTEE ON JUDICIARY:** Cox of Burleigh, (chairman). Kneeland, Twichell, Thatcher, Horner, Wigen, Mau,

Swendseid, J. G. Plath, Erickson of Kidder, Dyer, Pfenning, Gilchrist, McColl, Lynch, Larvick, Steen, Wedel, McCay.

**COMMITTEE ON LIVE STOCK:** Flom of Cavalier, (chairman). Standley, Westford, Svingen, Hermes, Anfinson, Olafson, Morgan, Larson, Erickson of Benson, Olson of Adams, Wagner, Young, W. L. Plath, Boe, Lembcke, Place.

**COMMITTEE ON MILEAGE AND PER DIEM:** Fettig of Pierce, (chairman). Svingen, Burns.

**COMMITTEE ON MILITARY AFFAIRS:** Brunsdale of Traill, (chairman). Lynch, Freeman, Rulon, Mau, Owings, Gibbens, Henderson, Turner.

**COMMITTEE ON MINES AND MINING:** Thompson of Burleigh, (chairman). Burns, Van Berkom, Bohnsack, Hermes, Isaak, Wagner, Olson of Adams, Svingen.

**COMMITTEE ON PUBLIC DEBT:** McDowall of Cavalier, (chairman). Smith, Carter, Aljets, Anderson, Henrickson, Wilson, Gibbens, Dickerson, Holthusen, Dilland.

**COMMITTEE ON PUBLIC HEALTH:** Johnson of Traill, (chairman). Fettig, Amsberry, Halcrow, Johnson of Nelson, Hanson, Wentz, Lindgren, Young.

**COMMITTEE ON PUBLIC PRINTING:** Wilson of Billings, Bowman, Golden Valley and Slope, (chairman). Kneeland, Dyer, Carter, Steen, Johnson of Ward, Larvick, Martin, Larson.

**COMMITTEE ON PUBLIC SAFETY:** Standley of Steele and Griggs, (chairman). Bell, Burkhart, Opdahl, Muus, Wigen, Bohnsack, Kraft, Young.

**COMMITTEE ON RAILROADS:** Turner of Stark, (chairman). Johnson of Ward, Dyer, Flom, Mau, Thatcher, Gilchrist, Bohnsack, Bittner, Iverson, Wedel, Holthusen, Larson.

**COMMITTEE ON REVISION AND CORRECTION OF THE JOURNAL:** Henderson of Ramsey, (chairman). Gibbens, Lindgren, Brunsdale, Wigen, Amsberry, Dyer.

**COMMITTEE ON RULES:** Olson of Adams, (chairman). Twichell, Burkhart, Smith, Olafson, Thatcher, McManus, Burns, Gilchrist.

**COMMITTEE ON SCHOOL AND PUBLIC LANDS:** Westford of McHenry, (chairman). Carter, McManus, Johnson of Nelson, Opdahl, Olson of Burleigh, Schultz, Muus, Martin.

**COMMITTEE ON STATE AFFAIRS:** Twichell of Cass, (chairman). Freeman, Turner, McManus, Miller, Brunsdale, Lee, Iverson, Olafson, Flom, Burns, Van Berkom, Kraft, Bell, Watt, Northridge, Keierleber, Bubel, Dickerson.

**COMMITTEE ON TAX AND TAX LAWS:** Jardine of Cass, (chairman). Cox, Johnson of Traill, Shurr, Hanson, McDowall, Olafson, Turner, Brown, Swendseid, Schultz, Martin, W. L. Plath, Wentz, Dolwig, Indergaard, Isaak.

**COMMITTEE ON TEMPERANCE:** Halcrow of Pembina, (chairman). Steedsman, Horner, Craig, Lindgren, Amsterry, Wedel, Northridge, Morgan, Levin, Worner, Dolwig, Svingen, Anfinson, Young.

**COMMITTEE ON WAREHOUSE AND GRAIN GRADING:** Hoffman of Pembina, (chairman). McGauvran, Carter, Iverson, Lavik, Johnson of Nelson, Hermes, Olson of Burleigh, Levin, Bohnsack, Hausmann, Wagner, Indergaard, Johnston, Isaak, Bittner, Lembcke.

**COMMITTEE ON WAYS AND MEANS:** Burns of Ward, (chairman). Wilson, Veitch, Shurr, Opdahl, Johnson of Nelson, W. L. Plath, Olafson, Martin, Oberg, Holthusen, Hoffman, Dolwig, Van Berkorn, Dilland.

#### JOINT COMMITTEES

**JOINT COMMITTEE ON RULES:** Johnston of Walsh, (chairman). Freeman, Craig, Smith, Treffry, Rulon, Mau.

**JOINT COMMITTEE ON CHARITABLE INSTITUTIONS:** Brown of Stutsman, (chairman). Steedsman, McManus, McDowall, Fettig, Hausmann, Levin.

**JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS:** Bohnsack of Traill, (chairman). Muus, Steen, Veitch, Wentz, Bishop, Anderson.

**JOINT COMMITTEE ON PENAL INSTITUTIONS:** Thompson of Burleigh (chairman), Helbling, Martin, Larvick, Olson of Adams, Watt, Kapfer.

**JOINT COMMITTEE ON INSURANCE:** Carter of Ransom (chairman), Cox, Lee, Fettig, Oberg, Worner, Owings.

**JOINT COMMITTEE ON LABOR:** Burns of Ward, (chairman), Thompson, McCay, Helbling, Shurr, Wedel, Keierleber.

**JOINT COMMITTEE ON PUBLIC BUILDINGS:** Helbling of Morton (chairman), Henderson, Place, W. L. Plath, Sax, Jardine, Hermes.

**JOINT COMMITTEE ON STATE LIBRARY:** Johnson of Ward (chairman), Morgan, Lindgren, Worner, Opdahl, Westford, Young.

Mr. Cox requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Cox then nominated George N. Keniston as Clerk of the Judiciary Committee.

ROLL CALL

The question being on the election of George N. Keniston, the roll was called, and there were ayes, 101; nays, 0, absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Van Berkom
Fettig	McColl	Veitch
Flom	McDowall	Wagner
Freeman	McGauvran	Wedel
Frojen	McManus	Wentz
Gibbens	Martin	Westford
Gilchrist	Mau	Wigen
Halcrow	Miller	Wilson
Hamilton	Montgomery	Worner
Hanson	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Johnson, Traill	Sax
Erickson, Kidder	McCay	Turner
Hausmann	Place	Twichell
Jardine	Rulon	Watt

So Mr. Keniston was declared elected

The Speaker administered the oath of office to Mr. Keniston.

#### UNFINISHED BUSINESS

The Speaker referred the following bills:

House Bill No. 1 was referred to the committee on Game and Fish.

House Bill No. 2 was referred to the committee on Judiciary.

House Bill No. 3 was referred to the committee on Corporations Other than Municipal.

House Bill No. 4 was referred to the committee on Judiciary.

Mr. Burkhart moved that the Chief Clerk supply the Telephone Operator with the names, addresses and telephone numbers of the House Members.

Which motion prevailed.

The courtesies of the floor were extended to: Charles Noltemier, Mr. A. March, Valley City; Rev. T. L. Jones, St. Paul, Minn.; Mrs. D. L. Peters, Wolford; John H. Lewis, Minot.

Mr. Fetting moved that the House do now adjourn

Which motion prevailed, and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 15, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present except Messrs. Erickson of Kidder,  
and Thompson.

The committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Seventh day and recommend that the same be corrected as  
follows:

Page 3, line 14, correct spelling of word "Henrickson", same  
page on line one the figure 368 should be in G. N. column and  
stricken out of Soo column.

Page 4, line 11, strike out figure "4" also figure "six" and  
insert figure "2".

Page 4, line 19, strike out figures "222" and insert in lieu  
thereof figures "224". In same line strike out figure "6" and  
insert in lieu thereof figure "4".

In line 21, page 4, correct spelling of name "Swendseid".

Page 4, line 26, correct spelling of name "Twete".

On page 4, line 32, change figures "246" to "288" and figures  
"10" to "13" and figures "256" to "301".

Correct spelling of name "Svingen" in line 41, page 4.

In line 7, page 2, strike out the word "repeal" and insert in lieu thereof the word "Amending".

On page 6, line 28, change name "Larvick" to "Lavik".

Line 8 from bottom of page, correct spelling of "Perce" to "Pierce".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A communication from the secretary of the Bowman county school officers' association favoring a change in the Tax Levy Limitations Law was presented by Mr. Wilson.

Referred to Committee on Education.

A petition was received from eleven citizens of Hettinger county urging the legislature to acquaint itself with the Grand Jury investigation of country dances.

Referred to Committee on Judiciary.

Mr. Worner presented a petition from 54 residents of Abercrombie asking a larger appropriation in order to restore the State Historical Park at Abercrombie.

Referred to Committee on Appropriations.

Mr. Butt presented a protest from Rev. Tiemann of Parshall with 56 signers, favoring repeal of the law pertaining to the Ten Commandments.

Referred to Committee on Education.

Mr. Bubel presented one from Rev. Wohlfeil of Hannover with 70 signers favoring the same legislation.

Referred to Committee on Education.

Mrs. Amsberry presented a petition from the Farmers' Union of Round Prairie favoring establishment of a State Teachers' College in Williston.

Referred to Committee on Education.

Messrs. Bohnsack, Brunsdale and Johnson presented a petition from Lyman Spiering Post 4, American Legion of Hills-

boro, favoring an extension of the term of office of the Veterans' Service Commissioner.

Referred to Committee on Military Affairs.

### CONCURRENT RESOLUTION

Mr. Thatcher, by request, introduced House Concurrent Resolution "A":

Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring:

That, whereas, the name of the language of a country has a powerful influence in stimulating and preserving the national ideal, and

That, whereas, the language of a country bears the name of the country to which it belongs: The language of the Germans being German, France being French and England being English, and

That, whereas, the history of a country has a powerful influence in promoting patriotism in the minds of the people thereof, particularly that of the youth of the land, and

That, whereas, our government, laws, customs and ideals, as well as the language, differ materially from those of England,

Now, therefore, be it resolved that the official language of the state of North Dakota shall be known hereafter as the "American language" and not as the "English language" and

That the history of the United States shall be taught in the public schools and all other institutions of learning in the state of North Dakota from an "American" viewpoint and not from an "English" viewpoint.

Which was read the First and Second times and referred to the Committee on Education.

### FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Van Berkom and Owings Introduced:

House Bill No. 5. A Bill For an Act providing for Storage and Grain Delivery charges in Elevators and the issuance of Warehouse receipts for same. That Section 18 of Chapter 155 of the Session Laws 1927 North Dakota to be Amended and Re-enacted.

Which was read the first and second times and referred to the committee on Warehouse and Grain Grading.

Committee on Appropriations introduced:



House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Which was read the first and second times and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Lee requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Lee then moved that all absent members be excused.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Dr. Platou, Valley City; Fred Bureau, C. S. Summers, Albert Jacobson, Burke county.

Mr. Butt moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C| R. VERRY,  
Chief Clerk.

## NINTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 16, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

Roll Call, all members present except Kraft.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Eighth day and recommend that the same be corrected as follows:

On page 2, line 14, strike out the word "for" and insert in lieu thereof the word "from".

One page 2, line 19, following the word "acquaint" insert the words "its self".

Page 2, line 30, strike out the word petition and insert in lieu thereof the word "resolution".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Isaak presented petitions from F. Wohlfeil of Hazen, with 85 signers, and John Schlenker of Golden Valley with 70 signers, protesting against the present law pertaining to the Ten Commandments.

These petitions were read and referred to the Committee on Education.

Mr. Keierleber presented a petition from the wool growers and farmers of Grant County favoring an adequate dog law and an increased bounty on coyotes.

This was read and referred to the Committee on Livestock.

Mr. Turner presented a petition from 12 residents of Stark County protesting the present law pertaining to the Ten Commandments.

This was read and referred to the Committee on Education.

Mr. Burkhart presented a communication from the Ward County Farmers' Union favoring a cooperative control law with the Federal Government on predatory animals, and urging that the state hail insurance law be amended.

This was read and referred to the Committee on Agriculture.

Mr. Oberg presented a petition with 58 signatures, from residents of McLean county urging an amendment to the law pertaining to consolidated schools.

This was read and referred to the Committee on Education.

#### REPORTS OF STANDING COMMITTEES

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Have had the same under consideration and recommend that the same be amended as follows:

In line six of the printed bill, strike out the words, "or partly cash" and insert in lieu thereof the words, "or not less than one-fifth cash".

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

#### REPORT OF HOUSE COMMITTEE ON RULES

Mr. Speaker:

Your House Committee on Rules makes the following unanimous report:

We recommend that the Rules of the House as in force in the 20th Legislative Assembly be adopted with the following changes:

That Rule 23 be amended to read as follows:

23. Every bill or concurrent resolution for amendment of the Constitution shall be in typewritten form and six copies thereof shall be filed with the Chief Clerk of the House. Each such bill or concurrent resolution shall have endorsed thereon its title and the name of the member or committee introducing same. One of such copies shall be delivered to the Chairman of the Committee to which the measure is referred, one shall remain in the custody of the Chief Clerk until otherwise directed by the House, one shall be delivered to the printer having the contract for the printing of bills, one shall be delivered to the printer having the contract for printing the House Journal for use in setting of bill title and two copies shall be available for newspaper representatives.

That Rule 24 be amended to read as follows:

24. Every bill or resolution referred to a committee, except appropriation bills, must be returned to the House with the committee's report thereon not later than the 10th day after its reference, unless upon application by the committee an extension of time is granted within which to consider the same. And in case the same is not so reported by the 10th day after its reference and such time is not extended, it shall go automatically on the Calendar of Bills for the consideration of the Committee of the Whole.

That Rule 25 be amended to read as follows:

25. No appropriation bill shall be introduced after the 25th day, except upon the recommendation of a majority of the Committee upon Delayed Bills; and no other bill or resolution for amendment of the Constitution shall be introduced without such recommendation from such committee after the 35th day of the session.

Rule 40 shall be amended so as to increase the membership of the following committees:

The Committee on Banking to 17 members.

The Committee on Insurance to 17 members.

The Committee on Live Stock to 17 members.

The Committee on Warehouse and Grain Grading to 17 members.

Your House Committee on Rules also recommends to the House and especially to the members of the House Committee on Joint Rules that there be considered with the Senate Committee on Joint Rules the matter of having the rules of the House and the rules of the Senate printed in one pamphlet,

the rules of the two legislative bodies to be separated by a colored sheet of paper, and that 1500 of such pamphlets be procured to be printed. Heretofore the Senate and House rules have been printed separately.

We further recommend that the various rules be properly entitled, as in the rules of the 20th legislative assembly, so as to enable the members to readily find any matter in question.

Signed,

O. J. OLSON,  
Chairman.

Mr. Olson moved the adoption of the report.

Which motion prevailed and the report was adopted.

Mr. Thatcher moved that the Speaker appoint a committee of three to look up the cost and advisability of having all changes in laws as introduced in bills printed in either capitals or bold-faced type so that all changes could be readily seen.

Which motion was lost.

Mr. Peters moved that John G. Halcrow be elected clerk of the Appropriations Committee.

#### ROLL CALL

The question being on the election of John G. Halcrow as Clerk of the Committee on Appropriations, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Larson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson

Messrs.	Messrs.	Messrs.
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Erickson, Kidder	McCay	Twichell
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Gilchrist	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Werner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker

Absent and not voting:

Messrs.  
Kraft

Passed:

Messrs.  
Halcrow

So John Halcrow was declared elected.

Mr. Freeman moved that Wm. F. Reko be elected Clerk of the Committee on State Affairs.

#### ROLL CALL

The question being on the election of Wm. F. Reko as Clerk of the Committee on State Affairs, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Hclthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen

Messrs.	Messrs.	Messrs.
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembeke	Thompson
Dillard	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McColl	Twichell
Erickson, Kidder	McCay	Van Berkom
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.  
Kraft

So Wm. F. Reko was declared elected.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Aljets introduced:

House Bill No. 11. A Bill For an Act Declaring that any Person Who Obtains Food, Lodging, Care or other Accommodation at any Hotel, Lodging House, Inn, Boarding or Eating House, Hospital or Sanitarium, Either for Himself or for Another without Paying for same, be Adjudged Guilty of a Misdemeanor.

Was read the first and second times and referred to the Committee on State Affairs.

Committee on Appropriations introduced:

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 13. A Bill For an Act Making an Appropria-



tion to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Appropriations.

Mr. Turner introduced:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as

Amended by Chapter 283 of the Session Laws for the Year 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Was read the first and second times and referred to the Committee on Live Stock.

Messrs. Northridge and Hamilton introduced:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Messrs. McCay and Larson introduced:

House Bill No. 20. A Bill For an Act to Appropriate the sum of \$100,000.00 for the Purpose of Aiding in the Construction of a Bridge and Approaches across the Missouri River, at a point near the town of Fort Yates, between Sioux County, North Dakota and Emmons County, North Dakota, under the Provisions of Chapter 73, of the Laws of North Dakota for the year 1919, and that said Appropriation be made from the State Highway Fund.

Was read the first and second times and referred to the Committee on Highways and Bridges.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: D. E. Shipley, Bismarck; L. E. Tremers, R. W. Baker, Fargo; Carl Cornell, Buffalo; Hon. G. H. Garnett, St. Thomas; Hon. T. W. Allhouse, House member from Kidder County, 1899-1901; John Broughton, Stanley; Howard Roe, Buchanan; Carl Gunkel, Belfield; J. J. Dalton, Northfield, Minnesota.

Mr. Northridge moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
-Chief Clerk.

#### GENERAL ORDERS

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

## TENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 17, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present except Mr. Kraft.

The committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Ninth day and find the same correct.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A protest against the present law pertaining to the Ten  
Commandments, signed by Rev. G. C. Mark, Otter Creek, N.  
Dak., with 41 signers, was presented by Mr. Bubel.

This was read and referred to the Committee on Educa-  
tion.

## REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following  
report:

Mr. Speaker: Your committee on Appropriations to whom  
was referred:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. Speaker: Your committee on Appropriations to whom was referred:

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. Speaker: Your committee on Appropriations to whom was referred:

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Iverson moved that the absent member be excused.

Which motion prevailed.

Mr. Freeman moved that Clara A. Kane be elected clerk of the committee on State Affairs in place of Wm. F. Reko, who declined the clerkship.

## ROLL CALL

The question being on the election of Clara Kane as clerk of the Committee on State Affairs, the roll was called, and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McCcoll	Twichell
Erickson, Kidder	McCay	Van Berkom
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Heibling	Oberg	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.  
Kraft

So Clara Kane was declared elected.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Iverson introduced:

House Bill No. 21. A Bill For an Act to Amend and Re-enact Section 54, Chapter 162, Session Laws 1927 Regulating the Operation of Vehicles on Highways and Testing of Automobile Lamps.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Messrs. Mau and Carter introduced:

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Which was read the first and second times and referred to the Committee on State Affairs.

Committee on Appropriations introduced:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

#### GENERAL ORDERS

Mr. Rulon moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Rulon to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

And recommend the adoption of the standing committee's amendments as follows:

In line six of the printed bill, strike out the words, "or partly cash" and insert in lieu thereof the words, "or not less than one-fifth cash".

And when so amended recommend the same do pass.

A. J. RULON,  
Chairman.

Speaker Edwin Traynor resumed the chair.

Mr. Burkhart moved the adoption of the report of the Committee of the Whole.

Which motion prevailed, and the report was adopted.

#### COURTESIES OF THE FLOOR

Honorable U. L. Burdick, Fargo; A. S. Isaakson, Rugby.

Mr. J. G. Plath moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## ELEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 18, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor, presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present except Messrs. Kraft and Veitch.

The committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Tenth day and recommend that the same be corrected as  
follows:

On page 2, line 5, strike out the letter "T" at the end of  
the word "the".

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Thatcher presented a protest against the law pertain-  
ing to the Ten Commandments, signed by Mrs. Christ Rosen-  
thal of Eckman, and 55 others.

Read and referred to the Committee on Education.

Mr. Isaak presented a similar one from T. J. Geske, Beulah,  
and 27 others.

Read and referred to the Committee on Education.

Mr. Oberg presented a communication from 25 signers at Roseglen, N. Dak., protesting against pending legislation to prohibit country dance halls from operating.

Read and referred to the Committee on State Affairs.

The secretary of the Dacotah Club of Ellendale presented a resolution favoring an appropriation for continuance of the work under the Sheppard-Towner Bill.

Read and referred to the Committee on Appropriations.

Mr. Horner presented a similar one from the secretary of the Round Table Club of Fargo.

Read and referred to the Committee on Appropriations.

Messrs. Bell and Smith presented a telegram on the same matter from the president of the Casselton Women's Club.  
Read and referred to the Committee on Appropriations.

Mr. Wedel presented a communication from Faith Stevens, Ellendale, North Dakota, urging a greater appropriation for rural schools.

Read and referred to the Committee on Education.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

And find the same correctly Engrossed.

E. A. WATT,  
Chairman.

Mr. Watt moved that the report be adopted.

Which motion prevailed and the report was adopted.

The Committee on Joint Rules made the following report:

Mr. Speaker: Your Committee on Joint Rules makes the following report:

That they have met with a like committee from the Senate and have carefully considered the Joint Rules and recommend that the Joint Rules as in force in the Twentieth Legislative Session be adopted as the Joint Rules of the Twenty-first Legislative Assembly, with the following changes:

That rules 8, 12 and 13 be stricken out in their entirety, as they are obsolete and not in accord with the Constitution.

That rule 15 as printed in the Senate Joint Rules be included. It was omitted from the House Rules pamphlet when last printed.

That the rules be renumbered to correct the three omissions.

That rule 13 be added as follows:

The names of Senators and House members; the Order of Business of the Senate and the House; the Senate and House standing committees; the Senate and House joint committees; the Senate and House rules for this legislative session; the joint rules of the Senate and House and the names of the officers and employees of the Senate and House shall be printed in one pamphlet, with a colored sheet of paper separating those of the Senate from those of the House. One

thousand of such pamphlets shall be printed. The titles of the joint and separate rules shall be in bold faced type.

ANDREW JOHNSTON,  
Chairman.

Mr. Johnston moved that the report be adopted.

### ROLL CALL

The question being on the motion of Mr. Johnston, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Piath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Erickson, Kidder	McColl	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Kraft	Veitch

So the report was declared adopted.

## RULES OF THE HOUSE

### HOUSE CALLED TO ORDER

1. The Speaker shall take the chair at the time to which the House stands adjourned, and the House shall then be called to order, and the roll of members called and the names of the absentees entered upon the Journal of the House.

### CORRECTION OF THE JOURNAL

2. Upon the appearance of a quorum the Journal of the preceding day shall be referred to the Committee on Revision and Correction. Any mistakes therein shall be corrected by the committee and reported to the House for action.

### CALL OF HOUSE

3. Thirty-six members of the House may order a call of the House and cause absent members to be sent for, but a call must not be made while a vote is being taken. The call being moved, the Speaker shall require those desiring the call to rise, and if thirty-six or more members shall rise the call shall be ordered. The call being ordered, the sergeant-at-arms shall close the door and allow no member to leave the room. The clerk shall then call the roll and furnish the sergeant-at-arms with a list of those members absent without leave, and that officer must proceed forthwith to find and bring in such absentees. While the House is under call no business can be transacted except to receive and act upon the report of the sergeant-at-arms and no motion is in order except a motion to suspend further proceedings under the call, and said motion shall not be adopted unless a majority of all members-elect vote in favor thereof. Upon a report of the sergeant-at-arms showing that all members who were absent without leave, naming them, are present, the call shall be at an end, and the doors shall be opened, and the business pending at the time the call was made be proceeded with.

### POINTS OF ORDER

4. The Speaker shall preserve order and decorum and decide all questions of order subject to an appeal to the House.

### SPEAKER VOTES, WHEN

5. The Speaker shall vote on all questions taken by ayes

and nays (except on appeals from his own decisions) and in all elections or decisions called for by any member.

#### RETAIN SEATS UNTIL ADJOURNMENT ANNOUNCED

6. When the House adjourns the members shall keep their seats until the Speaker announces the adjournment.

#### RECOGNITION BY CHAIR

7. Every member previous to his speaking shall rise from his seat and respectfully address "Mr. Speaker," and remain standing in his place before proceeding to speak until he is recognized by the chair.

#### WHO RECOGNIZED

8. When two or more members rise at the same time to speak, the Speaker must designate the member who is to speak, but in all cases the member who shall rise first and address the chair may speak first.

#### RULES AS TO SPEAKING, NUMBER OF TIMES AND DURATION

9. No member shall speak more than twice on the same subject without leave of the House, nor more than once until every member choosing to speak on the subject pending shall have spoken, nor shall any member occupy more than ten minutes at the first time, nor more than five minutes at the second time, without unanimous consent of the House.

#### MOTIONS TO BE SECONDED AND STATED BEFORE DEBATE

10. No motion shall be debated or put unless the same be seconded. It must then be stated by the Speaker before the debate and any such motion must be reduced to writing if the Speaker or any member desires it.

#### MOTION MAY BE WITHDRAWN

11. After the motion shall be stated by the Speaker, it shall be deemed to be in possession of the House, but may be withdrawn at any time before amendment or decision, but all motions, resolutions or amendments must be entered on the Journal, whether rejected or adopted.

#### MOTIONS ON DEBATE, AND PROCEDURE THEREOF

12. When a question is under debate, no motion shall be received but to adjourn, to lay on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely—which several motions shall have precedence in the order which they stand arranged.

## MOTION TO ADJOURN, IN ORDER WHEN

13. A motion to adjourn shall always be in order, except when a member is addressing the chair or a vote is being taken; that, and the motion to lay upon the table, shall be decided without debate.

## PREVIOUS QUESTION

14. The previous question shall be in this form: "Shall the main question be now put?" It shall be admitted only when demanded by two-thirds of the members present, and its effect shall be to put an end to all debate, and bring the House to a direct vote upon the amendments reported by a committee, if any, upon the pending amendments and then upon the main question. On a motion for the previous question, and prior to the seconding of the same, a call of the House shall be in order, but after two-thirds shall have seconded such motion, no call shall be in order prior to decision of the main question.

## PREVIOUS QUESTION DECIDED IN NEGATIVE

15. When the previous question is decided in the negative it shall leave the main question under debate for the remainder of the sitting unless sooner disposed of in some other manner.

INCIDENTAL QUESTION AFTER MOTION FOR  
PREVIOUS QUESTION

16. All incidental questions of order arising after motion is made for the previous question, during the pendency of such motion, or after the House shall have determined that the main question shall be now put shall be decided, whether on appeal or otherwise without debate.

## PRESENTATION OF PETITIONS, ETC.

17. Petitions, memorials and other papers addressed to the House shall be presented by the Speaker or by a member in his place.

## MEMBERS MUST VOTE, WHEN

18. Every member who is present, before the vote is declared from the chair, must vote for or against the question before the House, unless the House excuse him or unless he is immediately interested in the question, in which case he must not vote.

## DECORUM

19. When the Speaker is putting the question, no member shall walk out of, or across the House, nor when a member is speaking, shall any person entertain any private discourse, or pass between the person speaking and the chair.



## QUESTION DIVIDED, WHEN

20. If a question in debate contains several propositions, any member may have the same divided.

## MEMBER OUT OF ORDER

21. A member called to order must immediately sit down unless permitted to explain, and the House, if appealed to, must decide the case. If there be no appeal, the decision of the chair shall stand. On appeal no member shall speak more than once without leave of the House. When a member is called to order for offensive language there shall be no debate.

## BILLS INTRODUCED, HOW

22. A bill can only be introduced on the report of a committee or on a call for bills, or by a motion for leave.

## FORM OF BILLS, NUMBER OF COPIES

23. Every bill or concurrent resolution for amendment of the Constitution shall be in typewritten form and six copies thereof shall be filed with the Chief Clerk of the House. Each such bill or concurrent resolution shall have endorsed thereon its title and the name of the member or committee introducing same. One of such copies shall be delivered to the Chairman of the Committee to which the measure is referred, one shall remain in the custody of the Chief Clerk until otherwise directed by the House, one shall be delivered to the printer having the contract for the printing of bills, one shall be delivered to the printer having the contract for printing the House Journal for use in setting of bill title and two copies shall be available for newspaper representatives.

## DISPOSITION OF MEASURES

24. Every bill or resolution referred to a committee, except appropriation bills, must be returned to the House with the committee's report thereon not later than the 10th day after its reference, unless upon application by the committee an extension of time is granted within which to consider the same. And in case the same is not so reported by the 10th day after its reference and such time is not extended, it shall go automatically on the Calendar of Bills for the consideration of the Committee of the Whole.

## BILLS INTRODUCED, WHEN

25. No appropriation bill shall be introduced after the 25th day, except upon the recommendation of a majority of the Committee upon Delayed Bills; and no other bill or resolution for amendment of the Constitution shall be introduced without such recommendation from such committee after the 35th day of the session.

## REFERENCE TO COMMITTEE

26. Every bill, memorial, order and resolution, requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota, shall, after second reading, be referred to its appropriate committee, and if reported without amendment, shall pass to its third reading, unless otherwise ordered, and when amended it shall go to Committee of the Whole House.

## ENGROSSMENT

27. All bills shall be properly engrossed before their final passage.

## AMENDMENT ON THIRD READING

28. No amendment shall be received on the third reading, except to fill blanks, without unanimous consent of the House, but all bills and resolutions may be committed at any time previous to their passage. If any amendment be reported on such commitment by any other than a committee of the whole, it shall be read a second time and, the question of third reading and passage put.

## DIFFERENT SUBJECT MATTER NOT TO BE INCLUDED BY AMENDMENT

29. No motion or proposition on a subject different from that under consideration shall be admitted, under color of amendment; no bill or resolution shall at any time be amended by annexing thereto, or incorporating therewith, any other bill or resolution pending before the House.

## COMMITTEE OF THE WHOLE

30. In forming a committee of the whole House the Speaker shall appoint a chairman to preside.

## PROCEDURE IN COMMITTEE OF THE WHOLE

31. Bills committed to the committee of the whole House shall be read, be open to amendment, and debated by sections, unless otherwise ordered, leaving the title to be last considered; all amendments shall be noted in writing and reported to the House by the chairman.

## ORDER IN WHICH QUESTIONS PUT, BLANKS HOW FILLED

32. All questions, whether in committee, or in the House, shall be put in the order in which they are moved, except in the case of privileged questions, and in filling blanks the largest sum and the longest time shall be first put.

## PROCEDURE ON SENATE BILLS

33. A similar mode of procedure shall be observed with bills which have originated in and passed the Senate as with bills which have originated in the House except that they shall not be printed nor engrossed or enrolled.

## RECONSIDERATION, WHEN

34. No motion for reconsideration shall be in order unless on the same day or the day following that on which the decision proposed to be reconsidered took place, nor unless one of the majority shall move a reconsideration.

## NOTICE OF INTENTION TO RECONSIDER

35. When notice of intention to move the reconsideration of any bill or joint resolution shall be given by a member, the clerk of the House shall retain the said bill or joint resolution until after the time during which the said motion can be made unless the same can previously be disposed of.

## WHO MAY MOVE RECONSIDERATION

36. Any member who votes on the majority side of a question may move a reconsideration of the same, which motion shall be decided by a majority vote.

## HOUSE RULES OBTAIN IN COMMITTEE OF THE WHOLE, EXCEPTIONS

37. The rules of the House shall be observed in committee of the whole House so far as may be applicable except that the ayes and nays shall not be called, the previous question enforced nor the time of speaking limited.

## MOTION TO ARISE ALWAYS IN ORDER

38. A motion that the committee rise shall always be in order and shall be decided without debate.

## THIRD READING, WHEN

39. No bill reported from standing or select committees or from the committee of the whole shall come up for a third reading until the first day after such report unless the House by a two-thirds vote otherwise orders.

## STANDING COMMITTEES AND NUMBER OF MEMBERS

Section 40. Standing committees shall be appointed on the following subjects:

On Agriculture to consist of seventeen members.

- On Appropriations to consist of nineteen members.
- On Apportionment to consist of a member from each senatorial district.
- On Banking to consist of seventeen members.
- On Counties to consist of nine members.
- On Corporations other than municipal to consist of nine members.
- On Mines and Mining to consist of nine members.
- On Delayed Bills to consist of five members.
- On Drainage and Irrigation to consist of eleven members.
- On Education to consist of seventeen members.
- On Election and Election Privileges to consist of fifteen members.
- On Engrossment and Enrollment to consist of nine members.
- On Federal Relations to consist of seven members.
- On Game and Fish to consist of nine members.
- On Highways and Bridges to consist of seventeen members.
- On Insurance to consist of seventeen members.
- On Rules to consist of nine members.
- On Judiciary to consist of nineteen members.
- On Live Stock to consist of seventeen members.
- On Cities and Municipal corporations to consist of eleven members.
- On Military Affairs to consist of nine members.
- On Mileage and Per Diem to consist of three members.
- On Public Health to consist of nine members.
- On Public Debt to consist of eleven members.
- On Public Printing to consist of nine members.

On Revision and Correction of the House Journal to consist of seven members.

On Railroads to consist of thirteen members.

On School and Public Lands to consist of nine members.

On State Affairs to consist of nineteen members.

On Temperance to consist of fifteen members.

On Tax and Tax Laws to consist of seventeen members.

On Warehouse and Grain Grading to consist of seventeen members.

On Ways and Means to consist of fifteen members.

On Public Safety to consist of nine members.

#### JOINT COMMITTEES

Also joint committees on the following subjects:

Charitable Institutions to consist of seven members.

Educational Institutions to consist of seven members.

Penal Institutions to consist of seven members.

Insurance to consist of seven members.

Labor to consist of seven members.

Public Buildings to consist of seven members.

Joint Rules to consist of seven members.

State Library to consist of seven members.

#### COMMITTEE CHAIRMAN

41. The chairman of the committee on introduction of delayed bills shall be selected by the members of the committee. On all other committees the first-named member shall be the chairman, and, in his absence or being excused by the House, the next member named, and so on as often as the case shall happen, shall act as chairman.

#### DELAYED BILLS

42. The committee on the introduction of delayed bills shall receive from the chief clerk all bills offered for introduction after the time for introduction as heretofore limited, and shall, on the same or the next day after receiving such bills, report to the House its conclusion whether the introduction

thereof should be allowed, and if a majority of such committee is in favor of the introduction thereof the bill shall be thereupon deemed duly introduced.

#### ENGROSSMENT

43. The committee on engrossment shall examine all bills after they are engrossed and report the same to the House correctly engrossed before their third reading; said committee may report at any time.

#### ENROLLMENT

44. The committee on enrollment shall examine all House bills and memorials which have passed the two Houses, and when reported correctly enrolled, they shall be presented to the presiding officers of the House and Senate for their signatures, and when so signed, presented to the Governor for his approval; said committee may report at any time.

#### REPORTS OF SELECT COMMITTEE

45. Select committees to whom reference shall have been made, must, in all cases, report a state of facts and their opinion to the House.

#### NAME OF MOVING MEMBER ENTERED IN JOURNAL

46. In all cases where a bill, order or resolution, or motion shall be entered upon the Journal of the House, the name of the member moving the same shall be entered on the Journal.

#### COURTESY OF THE FLOOR

47. No person shall be admitted within the bar of the House except the executive, members of the Senate, state officers, judges of the supreme court and district courts, members of Congress, ex-members of the Legislative Assembly, delegates to the state constitutional convention, all federal officers of the state and reporters for newspapers, except by card of the Speaker. Any person lobbying on the floor of the House shall forfeit the privilege granted by this rule.

#### ORDER OF BUSINESS

48. After calling the House to order the order of business for the day shall be as follows:

1. Prayer by the chaplain.
2. Calling the roll.
3. Reference to the Journal.

4. Presentation of petitions and communications.
5. Reports of standing committees.
6. Reports of select committees.
7. Motions and resolutions.
8. Unfinished business.
9. Introduction of bills and memorials.
10. First and second readings of House bills and memorials.
11. Third reading of the same.
12. Consideration of messages from the Senate.
13. First and second readings of Senate bills and memorials.
14. Third reading of the same.
15. Consideration of general orders.

#### REPORT DIVIDED

49. Whenever the report of any committee of conference contains several modifications or amendments, any member may have the same divided, and the question of concurrence taken separately upon each modification or amendment.

#### GENERAL ORDERS

50. When the House has arrived at the "general orders of the day," it shall go into committee of the whole upon such orders or a particular order designated by a vote of the House, and no other business shall be in order until the whole are considered or passed, or the committee rise; and unless a particular bill is ordered up the committee of the whole shall consider, act upon, or pass the general order, according to the order of reference.

#### MEMBER TO PRESIDE IN PLACE OF SPEAKER

51. The Speaker may leave the chair, and appoint a member to preside, but not for a longer time than one day, except by leave of the House.

#### U. S. HOUSE OF REPRESENTATIVES RULES TO GOVERN

52. The rules of parliamentary practice adopted by the

House of Representatives of the United States shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules of the House, and the joint rules and orders of the Senate and House of Representatives.

#### SUSPENSION OF RULES

53. No rule of the House shall be suspended, altered or amended without the concurrence of two-thirds of the members of the whole House.

#### HOUR OF MEETING

54. The hour of the daily meeting of the House shall be 2 o'clock in the afternoon, until the House directs otherwise.

#### ONE-SIXTH MAY REQUIRE AYE AND NAY VOTE

55. The ayes and nays shall not be ordered unless demanded by one-sixth of the members present except on the final passage of bills, concurrent resolutions to amend the Constitution, and memorials, in which case ayes and nays shall be had without demand.

#### DIVIDED COMMITTEE REPORT

56. In case all the members of any committee, required or entitled to report on any subject referred to them cannot agree upon any report the majority and minority may each make a special report, and any member dissenting in whole or in part, from the reasonings and conclusions of both the majority and minority may also present to the House a statement of his reasonings and conclusions; and all reports, if decorous in language, and respectful to the House, shall be entered at length on the Journal.

#### SMOKING

57. No smoking shall be allowed in the House while in session.

#### DURING ROLL CALL, DECORUM

58. No member or any other person shall remain by the clerk's desk when the ayes and nays are being called.

#### DISTURBANCE IN LOBBY OR GALLERY

59. In case of any disturbance or disorderly conduct in the lobby or gallery, the Speaker or chairman of the committee of the whole shall have power to order the same to be cleared.



### ABSENCE FROM HOUSE, PENALTY

60. No member or officer of the House, unless he, from illness or other cause shall be unable to attend, shall absent himself from a session of the House during an entire day without first having obtained leave of absence, and no one shall be entitled to draw pay while absent more than one day without leave.

### BILLS, RECORDS, ETC., TO BE RETAINED BY DESK OFFICIALS

61. Neither the chief clerk nor his assistants shall permit any records or papers belonging to the House to be taken out of their custody otherwise than in the regular course of business. The chief clerk shall report all missing bills, resolutions and papers to the Speaker; shall have general supervision of all clerical duties appertaining to the business of the House, shall perform under the direction of the Speaker, all duties pertaining to the office, and shall also keep a book showing the situation and progress of all the bills, memorials and joint resolutions.

### EXPENDITURE OF MONEY, NOTICES

62. At least one day's notice shall be given of the introduction of any motion or resolution calling for or involving the expenditure of any money.

### NOTICE OF COMMITTEE MEETINGS

63. The chairman of the different standing committees shall send to the chief clerk's desk, to be read previous to adjournment, notice of the time and place of meeting of such committee.

### MEASURES PRINTED

64. All bills and resolutions for amendments of the Constitution shall be printed unless otherwise ordered.

### JOINT RULES

1. **TRANSMITTING OF PAPERS:** Each house shall transmit to the other all papers on which any bill or resolution shall be founded.

2. **NOTICE OF REJECTION OF BILLS:** When a bill or resolution which shall have passed in one House is rejected in the other, notice thereof shall be given to the House in which the same may have passed.

3. **MESSAGES:** Messages from one House to the other shall be communicated by the Secretary of the Senate and Clerk of the House of Representatives, unless the House transmitting the message shall especially direct otherwise.

4. **AMENDMENTS:** It shall be in the power of either House to amend any amendment made by the other to any bill or resolution.

5. **CONFERENCE COMMITTEES:** In every case of a difference between the two Houses upon any subject of legislation, if either House shall request a conference and appoint a committee for that purpose, and the other House shall also appoint a committee, such committees shall meet at such hour and place as shall be agreed on by the chairmen; and state to each other, verbally, or in writing, as either may choose, the reasons of their respective Houses, and confer freely thereon; and they shall be authorized to report to their respective Houses such modifications as they think advisable.

6. **RECEDING BEFORE CONFERENCE:** It shall be in order for either House to recede from any subject matter of difference existing between the two houses at any time previous to a conference, whether the papers on which difference has arisen are before the House receding formally or informally, and a majority shall govern, except in cases where two-thirds are required by the Constitution, and the question having been put and lost, shall not be again put the same day, and the consideration thereof in other respects shall be regulated by the rules of the respective Houses.

7. **REVIVAL OF LOST BILL:** After each House has adhered to its disagreement and the bill which is the subject of difference shall be deemed lost, it shall not be again revived during the same session in either House, unless by consent of three-fourths of the members present of the House reviving it.

8. **PRINTING DUPLICATE BILLS:** No duplicates of any bill, which may have been introduced and printed by one House shall, upon introduction into the other House, be printed by said other House, except by a two-thirds vote of all the members present.

9. **LIMITATION OF MESSAGING BILLS:** Whenever a time shall have been previously fixed for an adjournment of the Legislature before the constitutional limitation thereof, no bill that shall have passed one House shall be sent for concurrence to the other on either of the last four days of the session, and in case no such time for adjournment is fixed, other than the constitutional limitation, no bill that shall have passed one House shall be sent to the other for concurrence after the 50th day of the session.

10. **JOINT COMMITTEE ON ENROLLED BILLS:** The committee on enrolled bills in each of the two Houses shall act jointly in the examination of all bills and resolutions before their presentation to the Governor, either as a body or by such respective sub-committees as such committees may appoint for that purpose.

11. **RETURNING OF BILLS:** Either House shall return

any bill or resolution called for by resolution of the other House, if the bill or resolution is yet in possession of the House called upon, and no action thereon has been had. In case action has been had, then it shall require a two-thirds vote of the House asked to return a bill or resolution called for.

12. PRINTING AND MAILING OF JOURNAL. On the opening day of the Legislative Assembly, or as soon thereafter as may be, the President of the Senate and the Speaker of the House shall each appoint a committee of five from their respective bodies to, act as a joint committee to agree upon and formulate a plan whereby the Journals of the Senate and House, together with other public documents which may be of special interest may be mailed to the various sections of the state.

13. The names of Senators and House members; the Order of Business of the Senate and the House; the Senate and House standing committees; the Senate and House joint committees; the Senate and House rules for this legislative session; the joint rules of the Senate and House and the names of the officers and employees of the Senate and House shall be printed in one pamphlet, with a colored sheet of paper separating those of the Senate from those of the House. One thousand of such pamphlets shall be printed. The title of the joint and separate rules shall be in bold faced type.

#### MOTIONS AND RESOLUTIONS

Mr. Shurr moved that the absent members be excused.

Which motion prevailed.

Mr. Twichell moved that the joint rules adopted by the House, if they are adopted by the Senate, be printed in the Journal of January 19, together with the rules of the House as amended on January 16; same rules to be printed in approximately the same form as in the Journal of 1927.

Which motion prevailed.

The Speaker administered the oath of office to John Hallow and Clara Kane.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Swendseid introduced:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County

Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Mr. Dyer introduced:

House Bill No. 31. A Bill for an Act to Amend and Re-enact Sections 2 and 4 of Chapter 197 of the Session Laws of North Dakota for 1927, Relating to the Purchase, Erection, Operation, Maintenance, Enlargement, Improvement and Extension, or Leasing of any Electric Light and Power Plant by any City, Town or Village, the Method of Payment Therefor, and the Selling or Leasing of any such Plant to Others.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Twete introduced:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Which was read the first and second times and referred to the Committee on Education.

The Committee on Appropriations introduced:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations:

The Committee on Appropriations introduced:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Which was read the first and second times and referred to the Committee on Appropriations:

The Committee on Appropriations introduced:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of

Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations:

The Committee on Appropriations introduced:

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Which was read the first and second times and referred to the Committee on Appropriations:

The Committee on Appropriations introduced:

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Repairs, Insurance and Upkeep of Grounds.

Which was read the first and second times and referred to the Committee on Appropriations:

The Committee on Appropriations introduced:

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Which was read the first and second times and referred to the Committee on Appropriations:

Committee on Appropriations introduced:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Which was read the first and second times and referred to the Committee on Appropriations.

Messrs. Johnson of Traill and Brunsdale introduced:

House Bill No. 40. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Which was read the first and second times and referred to the Committee on Judiciary.

Messrs. Johnson of Traill and Brunsdale introduced:

House Bill No. 41. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, relating to the Election and Terms of Judges of the District Court.

Which was read the first and second times and referred to the Committee on Judiciary.

### THIRD READING OF HOUSE BILLS

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Which was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Owings
Amsberry	Holthusen	Peters
Anderson	Horner	Place
Anfinson	Indergaard	Plath, John, Cass
Bell	Isaak	Plath, Wm., Cass
Bishop	Iverson	Pfenning
Bittner	Jardine	Rulon
Boe	Johnston	Sax
Bohnsack	Johnson, Nelson	Schultz
Brown	Kapfer	Shurr
Brunsdale	Keierleber	Smith
Bubel	Kneeland	Standley
Burkhart	Larson	Steedsman
Burns	Larvick	Steen
Butt	Lavik	Svingen
Carlson	Lee	Swendseid
Craig	Lembcke	Thatcher
Dickerson	Levin	Thompson
Dilland	Lindgren	Treffry
Dolwig	Lynch	Turner
Dyer	McCoy	Twete
Erickson, Benson	McCay	Twichell
Erickson, Kidder	McDowall	Van Berkom
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young

Messrs.	Messrs.	Messrs.
Henderson	Olson, Hettinger	Mr. Speaker
Henrickson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Hermes	Mau
Cox	Johnson, Traill	Olafson
Fettig	Johnson, Ward	Olson, Burleigh
Flom	Kraft	Veitch

So the bill passed and the title was agreed to.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Which was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Amsberry	Holthusen	Owings
Anderson	Horner	Peters
Anfinson	Indergaard	Place
Bell	Isaak	Plath, John, Cass
Bishop	Iverson	Plath, Wm., Cass
Bittner	Jardine	Pfenning
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Kapfer	Schultz
Brunsdale	Keierleber	Shurr
Bubel	Kneeland	Smith
Burkhart	Larson	Standley
Burns	Larvick	Steedsman
Butt	Lavik	Steen
Carlson	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McCull	Turner
Erickson, Benson	McCay	Twete
Fettig	McDowall	Van Berkom
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen

Messrs.	Messrs.	Messrs.
Hamilton	Muus	Wilson
Hanson	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	
Hermes	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Johnson, Traill	Twichell
Cox	Johnson, Ward	Veitch
Erickson, Kidder	Kraft	
Hausmann	Mau	

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Which was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Kapfer	Schultz
Bubel	Kaerleber	Shurr
Burkhart	Kneeland	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dillard	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom



Messrs.	Messrs.	Messrs.
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Hausmann	Mau
Carter	Johnson, Ward	Steen
Erickson, Kidder	Kraft	Veitch

So the bill passed and the title was agreed to.

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Which was read the third time.

#### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Ariasberry	Hoffman	Owings
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bishop	Isaak	Plath, Wm., Cass
Bittner	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnston	Sax
Brown	Johnson, Nelson	Schultz
Brunsdale	Johnson, Traill	Shurr
Bubel	Kapfer	Smith
Burkhart	Keierleber	Standley
Burns	Kneeland	Steedsman
Butt	Larson	Steen
Carlson	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher

Messrs.	Messrs.	Messrs.
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McColl	Twichell
Fettig	McCay	Van Berkorn
Flom	McDowall	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olson, Burleigh	
Henrickson	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Kraft	Veitch
Erickson, Kidder	Mau	
Johnson, Ward	Olafson	

So the bill passed and the title was agreed to.

#### COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Wm. Baur, Sioux County; C. W. Burgee, Edgeley.

Mr. Standley moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## TWELFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 19, 1929.

The House was called to order promptly at 2:00 p. m.  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present except Messrs. Carter, Cox, Dolwig,  
Kraft, Mau, Olafson, Sax, Steen and Veitch.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Eleventh day and recommend that the same be corrected as  
follows:

One page 5, line one, strike out the figures "11" and insert  
in lieu thereof the figures "18".

On page 25, line 26, following the word bill, insert "as  
amended".

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Henrickson presented a communication from the secre-  
tary of the Anamoose Women's Club urging an appropria-  
tion for the work under the Sheppard-Towner act.

This was read and referred to the Committee on Appro-  
priations.

## MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 19, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

## REPORT OF STANDING COMMITTEE

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

## MOTIONS AND RESOLUTIONS

Mr. Van Berkomp moved that the absent members be excused.

Which motion prevailed.

Mr. Johnson of Traill requested the withdrawal of Concurrent resolutions, Nos. 40 and 41, introduced yesterday.

Which request was granted.

#### FIRST AND SECOND READING OF HOUSE BILLS

Committee on Appropriations introduced:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Which was read the first and second times and referred to the Committee on Appropriations.

#### THIRD READING OF HOUSE BILLS

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Steedsmann
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dyer	Lembcke	Thompson
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Hermes	Steen
Cox	Mau	Turner
Dolwig	Standley	Veitch

So the bill passed and the title was agreed to.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Larson	Steedsman
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dillard	Lee	Thatcher
Dyer	Lembcke	Thompson
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Giichrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Kraft	Steen
Cox	Mau	Turner
Dolwig	Standley	Veitch

So the bill passed and the title was agreed to.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Steedsman
Carlson	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dillard	Lee	Thompson
Dyer	Lembcke	Treffry
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkom
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Giechrist	Martin	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Heibling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Kraft	Standley
Cox	McCay	Steen
Dolwig	Mau	Veitch

So the bill passed and the title was agreed to.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Ac-



tions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Trail	Rulon
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Larson	Steedsman
Butt	Larvick	Svingen
Carlson	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McCull	Van Berkom
Fettig	McDowall	Wagner
Flom	McGauvran	Watt
Freeman	McManus	Wedel
Frojen	Martin	Wentz
Gibbens	Miller	Westford
Gilchrist	Montgomery	Wigen
Halcrow	Morgan	Wilson
Hamilton	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Johnson, Nelson	Steen
Cox	Kraft	Turner
Dolwig	McCay	Veitch
Hanson	Mau	
Hermes	Standley	

So the bill passed and the title was agreed to.

The Speaker read an invitation from the Lehigh Briquetting Company asking him, and five members of the House, chosen by him, to be its guests at the formal opening of the plant on January 27.

The Speaker declined the privilege of making the selection and left the choice to the House.

Mr. Freeman moved that the selection of the five members be made by lot.

Which motion prevailed.

Mr. Twichell moved that the Lehigh Briquetting Company be thanked for its invitation and assured that a good representation from the House would be present at the opening of the plant, but that the House would have no official representation whatever.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: O. L. Rude, Mona; Morris Katz, Casselton; S. E. Wedvicke, Osnabrook; Herman Stern, Valley City; Ray Harding, Hettinger; Clair Brickner, Fargo; T. LeRoy Evans, Halliday; Cole Smith, Halliday; L. C. Vobayda, Minneapolis, Minn.; F. A. Vogel, Coleharbor.

Mr. Bell moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FOURTEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 21, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

## ROLL CALL

All members present except Messrs. Brunsdale, Cox, Erickson of Benson, Gibbens and Steen.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twelfth day and recommend that the same be corrected as follows:

On page 2, line 35, strike out the letter "s" in the word "unders".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Steedsman presented a communication from H. Kothe of Niagara, with 40 signers, protesting against the law pertaining to the Ten Commandments.

This was read and referred to the Committee on Education.

A similar one signed by 28 residents of Deep, North Dakota, was read and given the same reference.

Also a third, presented by Mr. Kapfer from 18 signers at Anamoose, North Dakota, was likewise read and referred.

Mr. Lynch presented a fourth protesting the same legislation from 71 signers at Hankinson.

Read and referred to the Committee on Education.

Mr. Horner presented a letter from the secretary of the Fargo Kiwanis Club urging an appropriation for work under the Sheppard-Towner Act.

This was read and referred to the Committee on Appropriations.

Mr. Northridge presented a similar letter from the secretary of the Community Club of Valley City which was read and likewise referred.

Mr. Wedel presented a communication from the Pioneer Daughters' Club of Ellendale favoring the same legislation. This was read and also referred to the Committee on Education.

Mr. Olson of Adams presented a similar letter from the secretary of the Timber Creek Homemakers' Club on the same subject.

Read and referred to the Committee on Education.

Mr. Dyer presented a letter on the same subject from the Secretary of the Study Club of Sentinel Butte. This was read and referred to the Committee on Education.

Mr. Wedel presented a letter from the Field Secretary of the National Kindergarten Association urging passage of a bill establishing school kindergartens.

Read and referred to the Committee on Education.

#### REPORTS ON STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$1,000 and insert in lieu thereof the figures \$2,000.00.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 25. A Bill For an Act Making an Ap-

propriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$28,941.91, and insert in lieu thereof the figures \$29,541.91. In line 7, Section 1 of the printed bill, strike out the figures \$4,000.00, and insert in lieu thereof the figures \$3,600.00.

In line 8, Section 1 of the printed bill, strike out the figures \$24,000.00, and insert in lieu thereof the figures \$25,000.00.

In line 13, Section 1 of the printed bill, strike out the figures \$28,941.91, and insert in lieu thereof the figures \$29,541.91.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed

Mrs. Craig renewed her motion made March 6, 1925, that all pictures of House members up to the year 1900 be removed from the House Chamber by the Board of Administration and placed in the State Historical Library.

Seconded by Mr. Twichell.

Which motion prevailed.

Mr. Twichell moved that House Rule 27 be amended to read as follows: All house bills amended in committee or in General Orders shall be properly engrossed before their third reading and final passage.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Thatcher introduced:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Which was read the first and second times and referred to the Committee on Agriculture.

Mr. Wilson introduced:

House Bill No. 46. A Bill For an Act to Amend and Re-enact Section 1189 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to School Terms, How Arranged, and When Discontinued.

Which was read the first and second times and referred to the Committee on Education.

Mr. Steedsman, by request, introduced:

House Bill No. 47. A Bill For an Act to Amend and Re-enact Section 1369 of the Compiled Laws of North Dakota for the Year 1913 Relative to High School Diplomas and the Normal School Work for Granting Elementary Certificates and Repealing all Acts and Parts of Acts in Conflict Therewith.

Which was read the first and second times and referred to the Committee on Education.

Messrs. Owings and R. A. Johnson introduced:

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North



Dakota. Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Lynch, by request, introduced:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or materials for State Highway Purposes.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Lynch, by request, introduced:

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Lynch, by request, introduced:

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 21, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized

by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### THIRD READING OF HOUSE BILLS

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Olson, Burleigh
Amsberry	Indergaard	Olson, Hettinger
Anderson	Isaak	Opdahl
Anfinson	Iverson	Owings
Bell	Jardine	Peters
Bishop	Johnston	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Rulon
Bubel	Keierleber	Sax
Burkhart	Kneeland	Schultz
Burns	Kraft	Shurr
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Craig	Lee	Svingen
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McCull	Twete
Fettig	McCay	Twichell
Flom	McGauvran	Van Berkorn
Freeman	McDowall	Veitch
Frojen	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hoffman	Olafson	Mr. Speaker
Holthusen		

Those voting in the negative were:

Messrs.  
Swendseid

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Erickson, Benson	Hermes
Cox	Gibbens	Steen

So the bill passed and the title was agreed to. Emergency clause declared carried.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Hon. H. L. Halverson, Minot; Ralph G. Smith, Amenia; W. O. Victor, Chaffee; D. R. Jones, Wahpeton; Mr. and Mrs. James Bailey, Emerson; Walter Reed, Fargo; Hon. C. H. Starke, Dickinson.

Mr. Olafson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FIFTEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 22, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. G. Monson.

## ROLL CALL

All members present except Messrs. Erickson of Benson,  
Twichell, Lynch and Wedel.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Fourteenth day and recommend that the same be corrected as  
follows:

Page three, strike out lines 36 and 37.

Page four, strike out lines 17 and 18.

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mrs. Lindgren presented a communication from the pres-  
ident of Roosevelt P. T. A. Association of Minot, urging  
favorable legislation in regard to the Sheppard-Towner act.

This was read and referred to the Committee on Education.

Mr. Cox presented a protest signed by 10 Bismarck residents against the law pertaining to the Ten Commandments.

Read and referred to the Committee on Education.

Mr. Wilson presented the same communication as Mr. Dyer's of the preceding day.

This was read and referred to Committee on Appropriations.

### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Iverson moved that the absent members be excused.

Which motion prevailed.

Mr. McGauvran requested that House Bills Nos. 49, 50 and 51 be withdrawn from the Committee on Highways and Bridges and referred to the Committee on Judiciary.

Which request was granted and the bills were withdrawn and re-referred.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Westford introduced:

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Sax and Young introduced:

House Bill No. 53. A Bill For an Act Providing for the Application for Permit to Operate a Pool Hall, Billiard Room, Ball Alley or Pin Alley, and Regulating the Issuance thereof and repealing all Acts and Parts of Acts in Conflict Therewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Boe introduced:

House Bill No. 54. A Bill For an Act to Amend and Re-enact Section 1456 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Pfenning introduced:

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Also:



House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Also:

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Kneeland introduced:

House Bill No. 58. A Bill For an Act to Repeal Section 3591a of the Supplement to the Compiled Laws of North Dakota for 1913, being Section 1 of Chapter 35 of the Session Laws of North Dakota for 1921, Relating to the Publication of City Council Proceedings.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Messrs. Hamilton and Northridge introduced:

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Which was read the first and second times and referred to the Committee on Education.

Mr. Jardine introduced:

House Bill No. 60. A Bill For an Act Regulating the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Oberg introduced:

House Bill No. 61. A Bill For an Act to Appropriate the

Sum of One Hundred Thirty-Five Thousand Dollars (\$135,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between McLean County and Oliver County, North Dakota, on Site Which has been Sounded by the Highway Commission, Under Provisions of Chapter 73 of the Laws of North Dakota for the year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Cox introduced:

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 4861 and 4862, Relating to Investment of Funds of Domestic Insurance Companies; and for the Repeal of Section 4843, Relating to the Same Subject.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. R. A. Johnson introduced:

House Bill No. 63. A Bill For an Act to Appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) from Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Mercer County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do All Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 22, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 22, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations. Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

### THIRD READING OF HOUSE BILLS

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Henderson	Olson, Burleigh
Anderson	Henrickson	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Owings
Bishop	Horner	Peters
Bittner	Indergaard	Plath, John, Cass
Boe	Isaak	Plath, Wm., Cass
Bohnsack	Iverson	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	McColl	Twete
Fettig	McCay	Van Berkorn
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	McManus	Wentz
Gibbens	Martin	Westford
Gilchrist	Mau	Wigen

Messrs.	Messrs.	Messrs.
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Helbling	Oberg	

Those voting in the negative were:

Messrs.	Messrs.
Place	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Lynch	Wedel
Jardine	Miller	
Keierleber	Twichell	

So the bill passed and the title was agreed to.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 89; nays, 18; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Oberg
Ansberry	Henderson	Olafson
Anderson	Henrickson	Olson, Burleigh
Anfinson	Hoffman	Olson, Hettinger
Bell	Holthusen	Opdahl
Bishop	Horner	Peters
Bittner	Indergaard	Place
Bohnsack	Isaak	Plath, John, Cass
Brown	Iverson	Plath, Wm., Cass
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Sax
Burkhart	Johnson, Traill	Schultz
Burns	Johnson, Ward	Shurr
Butt	Kapfer	Smith
Carlson	Keierleber	Standley
Carter	Kneeland	Steedsman

Messrs.	Messrs.	Messrs.
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lindgren	Thompson
Dilland	McColl	Turner
Dolwig	McDowall	Van Berkom
Dyer	McGauvran	Veitch
Fettig	McManus	Watt
Flom	Martin	Wentz
Freeman	Mau	Westford
Frojen	Miller	Wigen
Gibbens	Montgomery	Wilson
Gilchrist	Morgan	Young
Halcrow	Muus	Mr. Speaker
Hamilton	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boe	Lee	Steen
Erickson, Kidder	Lembcke	Thatcher
Helbling	Levin	Treffry
Hermes	McCay	Twete
Kraft	Owings	Wagner
Larson	Pfenning	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Jardine	Twichell
Hanson	Lynch	Wedel

So the bill passed and the title was agreed to.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Sup-

plement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Which was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Which was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Which was read the first and second times and referred to the Committee on Appropriations.

#### GENERAL ORDERS

Mr. Burkhart moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Burkhart to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 24. A Bill For an Act Making an Ap-

propriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

In line 3, Section 1 of the printed bill, strike out the figures \$28,941.91, and insert in lieu thereof the figures \$29,541.91. In Line 7, Section 1 of the printed bill, strike out the figures \$4,000.00, and insert in lieu thereof the figures \$3,600.00.

In line 8, Section 1 of the printed bill, strike out the figures \$24,000.00, and insert in lieu thereof the figures \$25,000.00.

In line 13, Section 1 of the printed bill, strike out the figures \$28,941.91, and insert in lieu thereof the figures \$29,541.91.

And recommend the adoption of the Standing Committee's Amendments.

J. H. BURKHART,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Frances Kelsh, Fullerton; O. N. Bergman, Valley City; Z. Sigerson, Valley City; M. R. McCartney, Fullerton; Mrs. Adah Attringer, Bismarck.

Mr. Svingen moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## SIXTEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 23, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

## ROLL CALL

All members present except Messrs. Dolwig, Erickson of  
Benson, Jardine, Johnson of Ward, and Twichell.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Fifteenth day and recommend that the same be corrected as  
follows:

Page 4 last line strike out semi-colon and insert in lieu  
thereof a colon. Also the same on page 5 line 8.

Page 11, lines 15, 24, 29 and 32 correct the spelling of the  
word Committee.

Page 12, line 18, correct the spelling of the word "out".

Line 19, change figures \$25,541.91 to \$29,541.91.

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Wilson presented a letter from the Farmers' Equity

Exchange of New England protesting against any change in the present law pertaining to grain storage in elevators.

This was read and referred to the Committee on Warehouse and Grain Grading.

Mrs. Lindgren presented a letter from the president of the Minot Service Club urging favorable legislation in regard to the Sheppard-Towner act.

This was read and referred to the Committee on Appropriations.

Mr. Carlson presented a petition from 25 residents of Steele county urging passage of an adequate dog law and raising the coyote and wolf bounty.

This was read and referred to the Committee on Live Stock.

Mr. Northridge presented a petition from 15 residents of Wimbledon protesting against the law pertaining to the Ten Commandments.

This was read and referred to the Committee on Education.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$11,550,000, and insert in lieu thereof the figures \$11,690.00.

In line 10, Section 1 of the printed bill, strike out the figures \$2,500.00, and insert in lieu thereof the figures \$2,640.00.

In line 18, Section 1 of the printed bill, strike out the figures \$11,550.00, and insert in lieu thereof the figures \$11,690.00.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

Mr. Henrickson moved that all absent members be excused.

Which motion prevailed.

Mr. Cox presented the following resolution:

That the following named House employees heretofore elected, be assigned the following positions, designated by the following title and their compensation fixed at the following amounts per day from the date that they were sworn in:

Robina Moses, Clerk and Assistant Enrolling and Engrossing Clerk .....	\$5.00
John Tucker, Bill Room Clerk and Voucher Clerk.....	5.00
K. G. Gronhovd, Doorkeeper and Assistant Sergeant-at-Arms .....	5.00
Dan Heidt, Gallery Doorkeeper .....	5.00

C. A. Rust, Chief Mailing Clerk .....	5.00
W. S. Young, Assistant Mailing Clerk .....	5.00
Christ Geiszler, Assistant Mailing Clerk .....	5.00
Ralph Shearn, Messenger and Page .....	4.00
Ralph Shipley, Messenger and Page .....	4.00
John Ulsrud, Messenger and Page .....	4.00
Wesley Flitt, Messenger and Page .....	4.00
E. J. Knutson, Postmaster and Clerk .....	5.00
Peter Schantz, Janitor .....	5.00
Jacob Schaff, Janitor .....	5.00
Matt Johnson, Proof Reader .....	5.00
N. T. Hedalen, Telephone Messenger and Clerk .....	5.00
Peter Rudser, Bill Messenger and Clerk .....	5.00
Barbara Freeman, Desk Reporter .....	8.00
Bismarck Pastors, Chaplain .....	3.00

Mr. Cox moved the adoption of this report.

Mr. Burns moved that the resolution be amended so as to include the chief clerk's salary at \$8.00 per day.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the Resolution of Mr. Cox, as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Ward	Pfenning
Bohnsack	Johnston	Rulon
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	Lee	Svingen
Cox	Lembcke	Swendseid
Craig	Levin	Thatcher
Dickerson	Lindgren	Thompson
Dillard	Lynch	Treffry
Dyer	McCcoll	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Van Berkorn
Flom	McGauvran	Veitch
Frojen	McManus	Wagner

Messrs.	Messrs.	Messrs.
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hanson	Muus	Wigen
Hausmann	Northridge	Wilson
Helbling	Oberg	Worner
Henderson	Olafson	Young
Henrickson	Olson, Burleigh	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Jardine	Miller
Erickson, Benson	Johnson, Traill	Twichell
Freeman		

So the Resolution was declared adopted.

Mr. Cox moved that Margaret Sheehan be given the additional compensation of \$3.00 for her work as desk reporter on the first day of the session.

#### ROLL CALL

The question being on the motion of Mr. Cox, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Johnston	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Carter	Lavik	Steen
Cox	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Kidder	McCull	Turner

<p>Messrs. Fettig Flom Freeman Frojen Gibbens Gilchrist Halcrow Hamilton Hanson Hausmann Helbling Henderson Henrickson Hermes</p>	<p>Messrs. McCay McDowall McGauvran McManus Martin Mau Miller Montgomery Morgan Muus Northridge Oberg Olafson</p>	<p>Messrs. Twete Van Berkom Veitch Wagner Watt Wedel Wentz Westford Wigen Wilson Worner Young Mr. Speaker</p>
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Absent and not voting:

<p>Messrs. Dolwig Erickson, Benson</p>	<p>Messrs. Jardine Twichell</p>
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So the motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Mau introduced:

House Bill No. 64. A Bill For an Act to Amend and Re-enact Section 3162a4 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Regulation of Public Dances and Dance Places.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Lynch introduced:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 23, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 13. A Bill For an Act Making an Appropria-

tion to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

Mr. Peters moved that House Bill 28 be taken from the Calendar and re-referred to the Committee on Appropriations.

Which motion prevailed and the bill was so re-referred.

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman

Messrs.	Messrs.	Messrs.
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Jardine	Rulon
Erickson, Benson	Miller	Twichell

So the bill passed and the title was agreed to.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass



Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Van Berkorn
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Heibling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Jardine	Turner
Erickson, Benson	Miller	Twichell

So the bill passed and the title was agreed to.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Carter	Lavik	Steen
Cox	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Kidder	McCcoll	Turner
Fettig	McCay	Twete
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.
Dolwig	Jardine
Erickson, Benson	Twichell

So the bill passed and the title was agreed to.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Lembcke	Thatcher
Dickerson	Levin	Thompson
Dillard	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McCull	Twete
Fettig	McCay	Van Berkom
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	
Hermes	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.
Dolwig	Jardine
Erickson, Benson	Twichell

So the bill passed and the title was agreed to.

A return was made to the Tenth Order of Business.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Thompson, by request, introduced:

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Steen introduced:

House Bill No. 67. A Bill For an Act to Amend and Re-enact Sections 2191, 2197 and 2203 of the 1925 Supplement to the Compiled Laws of 1913, Providing for the Sale of Real Estate for Delinquent Taxes, the Rate of Interest; Tax Sale Certificates, Redemption of such Real Estate.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Messrs. Dyer and Cox introduced:

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 23, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 39. A Bill for an Act to Amend and Re-

enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Freeman moved that Senate Bill 39 be now given its first and second readings.

Which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Which was read the first and second times and referred to the Committee on State Affairs.

A return was made to the Seventh Order of Business.

Mr. Miller requested an extension of time for the consideration of House Bill No. 1.

Which request was granted.

Mr. Dyer requested the withdrawal of House Bill 31.

Which request was granted and the bill was withdrawn.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Knute Jordheim, Walcott; Walter Ray, Medora; Frank Kissell, Belfield; Hon. Alfred White, Dickinson; Paul W. Mann, Dickinson.

Mr. Thatcher moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## SEVENTEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 24, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

## ROLL CALL

All members present except Messrs. Dolwig, Erickson of  
Benson and Twichell.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Sixteenth day and recommend that the same be corrected as  
follows:

Page 3, line 39, correct the spelling of word "sergeant".

Page 4, line 3 change spelling of "Geissler" to "Geizler".

Page 4, line 6, correct the spelling of the word "messenger".

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Henrickson presented a protest from 55 signers of  
Anamoose against the law pertaining to the Ten Command-  
ments.

This was read and referred to the Committee on Educa-  
tion.

Two communications from the Mothers' Service Club and the Bismarck Study Club with thirteen and fifteen signers, respectively, urging legislation favorable to the Sheppard-Towner act were read and referred to the Committee on Appropriations.

A communication from managers of five elevator companies at Parshall, North Dakota, protesting a proposed change in grain storage regulations was read and referred to the Committee on Warehouse and Grain Grading.

The Commander of Tim Running Post, American Legion of Devils Lake, urging an extension of the term of office of Veterans' Service Commissioner for two years.

This was read and referred to the Committee on Appropriations.

January 18, 1929

To the Twenty-first Legislative Assembly,  
State of North Dakota,  
Bismarck, North Dakota.

Gentlemen:

In compliance with Section 23, Chapter 147, Session Laws of North Dakota for the year 1919, we herewith submit to you copies of the following reports made by this Department:

Bank of North Dakota.....	Dated 9-30-27
Bank of North Dakota.....	Dated 9-30-28

I would respectfully request that when these reports have served their purpose that they be returned to this office for our files.

Yours very truly,

GILBERT SEMINGSON,  
State Examiner.

Mr. Lynch moved that these reports be referred to the Committee on Banking, and that such sections of the reports as are of particular interest to the House be printed in the Journal.

Which motion prevailed.

Office of Superintendent of Public Instruction,

January 24, 1929.

To the President of the Senate and the Speaker of the House:

In compliance with the request of the Committee on Education in the House during the Special Session of 1928, that the Superintendent of Public Instruction make a survey of the

actuary's report of the Teachers' Insurance and Retirement Fund and report her findings and recommendations thereon to the Twenty-first Legislative Assembly, and also ascertain the probable cost of complying with the changes recommended in said report, the following is respectfully submitted:

The report was prepared by Dr. Henry L. Reitz, University of Iowa, Iowa City, Iowa, a member of the Illinois Pension Laws Commission, and Fellow of the American Institute of Actuaries who was recommended by Howard J. Savage of the Carnegie Foundation for the advancement of Teaching, as one of two men in the U. S. best prepared to study the present law and make sound recommendations for the future.

Dr. Reitz's report is full, complete and definite. He analyzes the present system and tells wherein it is unsound and why (page 1) . . . depends too much on making profits from the forfeitures of contributions upon withdrawal from teaching. He enumerates the reasons why the State should enact a sound law (pages 2, 3, 4) . . . it makes possible the replacement of super-annuated teachers who receive the maximum salaries by younger teachers who begin at a smaller salary. . . . it protects the public from the waste of an expensive school plant manned by a superannuated teacher. . . . private industry has already recognized retirement plans as essential to good business. He states why North Dakota should enact sound Retirement Legislation (pages 4 and 5) . . . the present Teachers' Insurance and Retirement Fund is defective and is not at all a sound retirement fund.

He names eleven fundamental principles of a sound Retirement System (pages 5 and 6); (1) Beginners to be exempt, (2) Deposits returned in case of early retirement. (3) Disability provided for, (4) Guaranties to both teachers and public assured, (5) Death benefits included. (6) Individual accounts kept, (7) Rights under previous annuity systems safeguarded, (8) Credit for past service allowed, (9) Costs shared by both teachers and public, (10) Service and deposits concurrent, (11) Amount of deposits fixed. Items 1, 2, 4, 5, 6 and 10 are not recognized in the present law. He explains each of the eleven principles (pages 6 to 19).

He presents a new plan for a comprehensive State System of Teachers' Retirement Insurance (page 9) . . . providing that sums deposited by the teachers and by the public during the period of the annuity contract should be approximately equal. . . . a deposit of 5% by the teacher and 5% by the state, . . . standard age of retirement at age 60 (page 13), modes of settlement (page 14), . . . terms of adjustment on behalf of present teachers (page 16).

He provides for the several classes of teachers now in the state (pages 16 and 17): (1) Annuitants of the superseded plan, (2) those who become members of the retirement system who were members of the superseded fund, (3) all members of the retirement system who gave service prior to the inauguration of the new system, (4) those who were members



of the superseded fund who do not become members of the retirement system, and for the inauguration, maintenance, organization, and details of administration of such system.

Assembling the items requiring state support the following estimates of yearly cost (page 24) are submitted as requested:

(a) Five per cent of salaries of members .....	\$175,000
(b) For disability benefits .....	8,750
(c) To amortize the accrued liability of approximately \$1,500,000 on behalf of present teachers with 35 years, the annual requirement on a 4% interest basis will be .....	80,000
(d) For expense of administration .....	10,000
Total .....	\$273,750

From the Tax Commission of North Dakota, we learn that the total assessed valuation of the taxable property of the State for 1927 was \$1,328,751,711. From this 25% is deducted by the county auditor before applying the tax rate. This leaves \$999,188,783 to which the tax rate was applied. A one-tenth mill tax would on this basis produce slightly less than \$100,000 of revenue. Hence, the annual support necessary to put the proposed system on an adequate reserve basis in 35 years and to provide current support could be approved by a three-tenth of one mill tax. In this estimate, the \$80,000 item for each of the 35 years is a temporary obligation. The other items would continue indefinitely. The only elements of uncertainty listed are the actual rate of interest earned and the rates of mortality experienced.

In order that members of the committee to which this matter will be referred may have matter explanatory of the foregoing, a copy of the last annual report of the Secretary of the Board of Trustees of the Fund, and a complete copy of the report of the Actuary accompany this communication. For the further convenience of the Committee Members, a few extra copies of both the reports mentioned are prepared, and one draft of a bill covering the provisions outlined by the actuary. The copy of the bill is being sent to the House since this action was requested by the Committee in that body.

As an ex-officio member of the Board of Trustees for the Teachers' Insurance and Retirement Fund, I recommend that the matter contained herein receive the favorable attention of your honorable body, and further recommend that the Bill accompanying these records be considered by a joint meeting of the House and the Senate Committees on Education, and sincerely hope that it may be introduced as a Committee Bill. My further services are at the command of the Committees.

Very respectfully yours,  
BERTHA R. PALMER,

Superintendent of Public Instruction and  
Ex-officio member Board of Trustees for  
Teachers' Insurance and Retirement Fund  
of North Dakota.

Mr. Kneeland moved that the communication be printed in the Journal, and that the report be referred to the Committee on Education; said committee to decide whether or not the report or any part or parts thereof be printed in the Journal.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

Insert after the word, Commission, line 2, the following: a comma and the words, "after the enactment of this act, (comma)".

Also, in line 19 strike out the words, six (6) months, and insert in lieu thereof the words, "one year".

And when so amended recommend the same do pass.

GORDON V. COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 16 of the printed bill after the word, commissioners, insert a comma and the words "provided however, that nothing contained herein shall affect any act or proceeding now pending in any court in this state affecting the same".

And when so amended recommend the same do pass.

GORDON V. COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

After the word, Commissioner in line three, insert a comma and the words, "prior to the enactment of this act, (comma)".

And when so amended recommend the same do pass.

GORDON V. COX,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$1,000.00, and insert in lieu thereof the figures \$3,000.00.

After line nine insert the following:

Section 2. Emergency.) This act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 46. A Bill For an Act to Amend and Re-enact Section 1189 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to School Terms, How Arranged, and When Discontinued.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Concurrent Resolution No. "A".

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Turner moved that the absent members be excused.

Which motion prevailed.

Mr. Hoffman requested an extension of time on House Bills 5 and 19.

Which request was granted.

Mr. Wigen requested an extension of time on House Bill No. 3.

Which request was granted.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Westford introduced:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Wilson and Dyer introduced:

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Iverson introduced:

House Bill No. 71. A Bill For an Act to Amend and Re-enact Sections 1, 3, 5, 7, 9, 10, 11, 12, 13, 15, 24, 25, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the Year 1925.

Which was read the first and second times and referred to the Committee on Insurance.

Messrs. Lynch, Worner, Holthusen and Morgan introduced:

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to

Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Messrs. O. E. Erickson and Freeman introduced:

House Bill No. 73. A Bill For an Act Providing Additional Requirement for the Office of County Coroner.

Which was read the first and second times and referred to the Committee on State Affairs.

• Messrs. Veitch, Treffry and Martin introduced:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Which was read the first and second times and referred to the Committee on Live Stock.

Mr. Rulon introduced:

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 24, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 24, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.



Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
 F. E. TUNELL,  
 Secretary.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Was read the first and second times and referred to the Committee on Appropriations.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Fettig	McCcoll	Twete
Flom	McCay	Van Berkorn
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Erickson, Benson	Twichell

So the bill passed and the title was agreed to. Emergency clause declared carried.

#### GENERAL ORDERS

Mr. Miller moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Miller to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

In line 3, Section 1 of the printed bill, strike out the figures \$11,550.00, and insert in lieu thereof the figures \$11,690.00.

In line 10, Section 1 of the printed bill, strike out the figures \$2,500.00, and insert in lieu thereof the figures, \$2,640.00.

In line 18, Section 1 of the printed bill, strike out the figures \$11,550.00, and insert in lieu thereof the figures \$11,690.00.

And recommend the adoption of the Standing Committee's Amendments.

C. A. MILLER,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. W. Clow, Cavalier; Fred Tucker, Killdeer; E. J. Jones, Killdeer; Arnold G. Forbes, Wahpeton; Howard Henry, Westhope; Romanus Downey, Devils Lake; Thomas Hennesey, Bottineau; Mrs. C. C. Turner and Adelaide Turner, Dickinson; J. H. Isaak, Golden Valley; Thos. G. Johnson, Killdeer; Mark Amundson, Bowman; John Moses, Hazen; Mrs. J. C. Dorrance, Hope; A. J. Bratsberg, Minot; T. F. Murtha, Dickinson; Ira Mau, Tappen; Oscar Sprecker, New Leipzig; R. H. Leavitt, Carson; R. Dubbes, New Leipzig.

Mr. Peters moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## EIGHTEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 25, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

## ROLL CALL

All members present except Messrs. Dolwig, Erickson of Benson, J. G. Plath, Twichell and Worner.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Seventeenth day and recommend that the same be corrected as follows:

Page 1, line 10, strike out name "Larson".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mrs. Amsberry presented a letter from the president of Ray Union W. C. T. U. urging her support of pending legislation prohibiting the sale of malt sirup.

This was read and referred to the Committee on Temperance.

Mr. Wigen presented a protest from the manager of the

Hettinger Equity Exchange against the proposed change in grain storage regulations.

This was read and referred to the Committee on Warehouse and Grain Grading.

Mr. Pfenning presented a petition from 26 signers at New Salem, North Dakota, protesting against the law pertaining to the Ten Commandments.

Read and referred to the Committee on Education.

Mrs. Amsberry presented a letter from the field secretary of the National Kindergarten Association urging passage of a bill to establish school kindergartens.

Read and referred to the Committee on Education.

Mr. Johnston presented a letter from the president of Riverside Homemakers' Club of Grafton urging legislation favorable to the Sheppard-Towner act.

Read and referred to the Committee on Appropriations.

Mrs. Amsberry presented two letters on the same matter from the secretaries of Tioga Homemakers' Club and Ray Study Club, which were read and likewise referred.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same do pass.

JOHN G. PLATH,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. Speaker: Your Committee on Live Stock to whom was referred:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Have had the same under consideration and recommend that the same do pass.

A. N. FLOM,  
Chairman.

Mr. Flom moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 39. A Bill For an Act Making an Appro-

priation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Steen moved that all absent members be excused.

Which motion prevailed.

Mr. Cox moved that House Bills 49, 50, 51 be re-referred to the Committee on Judiciary.

Which motion prevailed and the bills were so re-referred.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mrs. Amsberry introduced:

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1220 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Which was read the first and second times and referred to the Committee on Education.

Mr. Lee introduced:

House Bill No. 77. A Bill For an Act to Appropriate the Sum of Forty-Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River between McKenzie County and Dunn County, North Dakota, on Federal Highway No. 22 Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement, Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct such Bridge and Do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 25, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 25, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### THIRD READING OF HOUSE BILLS

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improve-



ments and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Place
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Lembcke	Thatcher
Dickerson	Levin	Thompson
Dilland	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McCcoll	Twete
Fettig	McCay	Van Berkom
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Hoffman	Plath, John, Cass
Erickson, Benson	Johnson, Ward	Twichell
Hamilton	Peters	

So the bill passed and the title was agreed to.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry
Fettig	Lynch	Turner
Flom	McCull	Twete
Freeman	McCay	Van Berkom
Frojen	McDowall	Wagner
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Plath, John, Cass	Veitch
Erickson, Benson	Twichell	

So the bill passed and the title was agreed to.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 94; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnston	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thompson
Dyer	McColl	Treffry
Erickson, Kidder	McCay	Turner
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Keierleber	Owings
Carter	Lee	Thatcher

Messrs.	Messrs.	Messrs.
Fettig	Lembcke	Twete
Helbling	Lynch	Wagner
Isaak	Mau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Erickson, Benson	Twichell
Dolwig	Plath, John, Cass	

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 46. A Bill For an Act to Amend and Re-enact Section 1189 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to School Terms, How Arranged, and When Discontinued.

Was read the third time.

Mr. Miller moved that House Bill No. 46 be indefinitely postponed.

Mr. Wilson moved as a substitute motion that House Bill 46 be re-referred to the Committee on Education.

Which substitute motion was lost.

The question being upon the original motion by Mr. Miller, the question was put and the motion prevailed.

Mr. Cox moved that the vote by which House Bill 46 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Was read the third time.

Mr. Freeman moved that House Bill 32 be indefinitely postponed.

Which motion was lost.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 68; nays, 38; absent and not voting, 6; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Morgan
Arasberry	Iverson	Northridge
Anderson	Jardine	Oberg
Anfinson	Johnston	Opdahl
Bishop	Johnson, Nelson	Owings
Bohnsack	Johnson, Traill	Place
Brunsdale	Kapfer	Pfenning
Bubel	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Shurr
Carlson	Larvick	Standley
Carter	Lavik	Steen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thompson
Dyer	Lindgren	Twete
Erickson, Kidder	McColl	Van Berkom
Frojen	McCay	Wagner
Hamilton	McGauvran	Wedel
Hanson	McManus	Wentz
Hausmann	Martin	Wilson
Helbling	Mau	Worner
Henrickson	Miller	Young
Hermes	Montgomery	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bittner	Hoffman	Plath, Wm., Cass
Boe	Horner	Rulon
Brown	Indergaard	Smith
Burns	Isaak	Steedsman
Cox	Johnson, Ward	Thatcher
Dillard	Kneeland	Treffry
Fettig	Lynch	Turner
Flom	McDowall	Veitch
Freeman	Muus	Watt
Gibbens	Olafson	Westford
Gilchrist	Olson, Burleigh	Wigen
Halcrow	Olson, Hettinger	Mr. Speaker
Henderson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bell	Erickson, Benson	Plath, John, Cass
Dolwig	Lee	Twichell

Passed:

Messrs.  
Svingen

So the bill passed and the title was agreed to.

Mr. Twete moved that the vote by which House Bill No. 32

was passed be reconsidered and the motion to reconsider be laid on the table.

Speaker announced motion carried.

A division was called for and granted.

Mr. Erickson of Kidder raised the point of order that, inasmuch as the Speaker had declared the motion carried, the granting of a division was out of order.

The Speaker announced that he would rule of Mr. Erickson's point of order on the following day.

A return was made to the Seventh Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

Mr. Van Berkomp moved that House Bill 5 be made a special order of business for 3:00 o'clock the following day.

Which motion was lost.

Mr. Lynch moved that the vote by which the House adopted the Committee Report on House Bill 18 be reconsidered for the purpose of making an amendment.

Which motion was lost.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Iverson	Owings
Bittner	Jardine	Peters
Boe	Johnston	Place
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dyer	Lindgren	Thompson
Erickson, Kidder	Lynch	Treffry
Flom	McColl	Turner
Freeman	McCay	Twete
Frojen	McDowall	Van Berkom
Gibbens	McGauvran	Veitch
Gilchrist	McManus	Watt
Halcrow	Martin	Wedel
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Isaak	Wagner
Fettig	Keierleber	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Lee	Pfenning
Dolwig	Plath, John, Cass	Twichell
Erickson, Benson	Plath, Wm., Cass	Wentz

So the bill passed and the title was agreed to.

A return was made to the Tenth Order of Business.

## FIRST AND SECOND READING OF HOUSE BILLS

Messrs. W. L. Plath, Burkhart and Smith introduced:

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Which was read the first and second times and referred to the Committee on Agriculture.

## FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Was read the first and second times and referred to the Committee on Education.

## GENERAL ORDERS

Mrs. Craig moved that the House resolve itself into a Committee of the Whole for the consideration of general orders;



which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mrs. Craig to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

In line 3, Section 1 of the printed bill, strike out the figures \$1,000.00, and insert in lieu thereof the figures \$3,000.00.

After line nine insert the following:

Section 2. Emergency.) This act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval.

And recommend the adoption of the Standing Committee's Amendments.

MINNIE D. CRAIG,  
Chairman.

Mr. Horner moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

Mr. Wigen requested an extension of time on House Bill No. 4.

Which request was granted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Miss Clara Butt, Parshall; C. K. Robertson, Valley City; E. O. Boostrom, McVille; Chas. Houska, Cando; R. Ratering, Slope County; MacLain Johnson, Hillsboro; L. F. Lesmeister, Selz; August Isaak, Krem; Mrs. Chas. Duffey, Shields; Mrs. Staale Hendrickson, Coteau; Mrs. M. J. Olson, Driscoll; M. H. Amundson, Bowman; John Stormoen, Rolla; L. W. Richter, Geo. Perry, S. C. Brownfield, Belfield; C. S. Laidlaw, Minneapolis, Minn.;

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Stanley F. Casey, Rugby; J. O. Grubb, Mrs. R. A. Owings,  
Burke County.

Mr. Opdahl moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## NINETEENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 26, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

## ROLL CALL

All members present except Messrs. Dolwig, Erickson of Benson, Lee, Oberg, Place and Twichell.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Eighteenth day and recommend that the same be corrected as follows:

Page two, line 14, correct spelling of name "Johnston."

Page Eleven, strike out all of line 4 and insert the following: "Speaker announced the motion carried."

Page Eleven, line 6 strike out the name Lynch and insert Erickson of Kidder.

Page Eleven, line 9 same correction.

Page 14, line 22, correct spelling of name "Minnie."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Messrs. Martin, Svingen and Shurr presented letters from the secretary of the Women's Non-Partisan club of Bottineau urging legislation favorable to the Sheppard-Towner act.

Similar ones were presented by: Mr. Olson, from C. M. Bjerke of Arena.

Mr. Henderson, from the secretary of the Twentieth Century club of Devils Lake with 15 signatures.

Two by Messrs. Horner, Twichell and Jardipe, from the Rotary Club and City Health Officer of Fargo.

One by Mr. Horner, from the president of the W. C. T. U. of North Dakota.

Mr. Fettig from the president of the Rugby Woman's club.

Mr. Sax from the secretary of the Ladies' Commercial club of Watford City.

One from the president of the Bathgate Study Club.

Mr. Dickerson, from the Renville County P. T. A.

Five from P. T. A. presidents at Minot, Burlington, Sawyer and Berthold.

All these communications were read and referred to the Committee on Appropriations.

Mr. Henderson presented a resolution from the commander of Herby Johnson Post, American Legion, Edmore, North Dakota, urging an extension of the term of office of Veterans' Service Commissioner for two years.

This was read and referred to the Committee on State Affairs.

Mr. Fettig presented a protest from the manager of the Barton Independent Elevator Company against the proposed change in grain storage regulations.

This was read and referred to the Committee on Warehouse and Grain Grading.

Mr. Thompson presented a similar one from the Farmers' Union Elevator and Mercantile Company of Regan which was read and likewise referred.

Mr. Olafson presented a letter from Rev. J. E. Timian of Crystal, with 30 signers, protesting against the law pertaining to the Ten Commandments.

Mr. Olson of Burleigh presented a similar one from 10 signers of Wing.

These were read and referred to the Committee on Education.

Mr. Holthusen presented a letter from H. C. Myhra, Wahpeton, urging an appropriation for restoration of the State Park at Abercrombie.

Read and referred to the Committee on Appropriations.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved the adoption of this report.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "commissioners" insert a comma and the words, "prior to the enactment of this act,".

Also, in Section 1, line 16 after the word "with", strike out the period and insert a comma and the following:

" , provided however, that nothing contained herein shall affect any act or proceeding now pending in any court in the State affecting the same."

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line three of the printed bill after the word "Commission" insert a comma and the following words, ",prior to the enactment of this act,".

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, of the printed bill, after the word, "Commission" insert a comma and the words, "prior to the enactment of this act,".

Also in Section 1, line 19 of the printed bill, strike out the words, "six (6) months" and insert in lieu thereof the words "one year."

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$30,000.00, and insert in lieu thereof the figures \$40,000.00.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures \$133,778.50, and insert in lieu thereof the figures \$130,778.50.

In line 8, Section 1 of the printed bill, strike out the figures \$74,000.00, and insert in lieu thereof the figures \$71,000.00.

In line 19, Section 1 of the printed bill, strike out the figures \$133,778.50, and insert in lieu thereof the figures \$130,778.50.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 14 A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:



Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS AND RESOLUTIONS

Mr. Fettig moved that the absent members be excused.

Which motion prevailed.

Mr. McCay requested the withdrawal of House Bill No. 20.

Which request was granted.

Mr. Cox requested the withdrawal of House Bill No. 62.

Which request was granted.

Mr. Freeman, on behalf of Mr. Twichell, requested an extension of time on House Bills No. 11 and No. 22.

Which request was granted.

At this time the Speaker ruled on the point of order raised the previous day by Mr. Erickson of Kidder, (Journal of January 25, page 11).

The Speaker ruled:

First, that it was in order to grant the Division and it is therefore in order at this time to announce the vote as determined by the Chief Clerk.

The vote as determined was 52 ayes and 36 nays; therefore Mr. Twete's motion is declared carried.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 26, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Ac-

tions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

And the Speaker signed the same in the presence of the House.

#### FIRST AND SECOND READING OF HOUSE BILLS

The Judiciary Committee introduced:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Henrickson, by request, introduced:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately

**Paying the Cost of Such Improvements, and Declaring an Emergency.**

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Mr. Thompson, by request, introduced:

**House Bill No. 81. A Bill For an Act to Amend and Re-enact Sections 5059 and 5062, Compiled Laws of 1913, Relating to Fraternal Benefit Societies.**

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Olson of Burleigh, introduced:

**House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of such Contracts, and Validating Existing Contracts.**

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Cox, by request, introduced:

**House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.**

Which was read the first and second times and referred to the Committee on Insurance.

Messrs. Schultz and Keierleber, by request, introduced:

**House Bill No. 84. A Bill For an Act Defining Authority of Insurance Agents and Adjusters and Providing for Waiver of Provisions in Policies and Exercise of Options Thereunder, and Declaring Void Provisions in Policies Contrary to Provisions of This Act.**

Which was read the first and second times and referred to the Committee on Insurance.

Also;

House Bill No. 85. A Bill For an Act to Preserve Legal Remedies of Parties for a Breach of Contract, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of This Act.

Which was read the first and second times and referred to the Committee on Judiciary.

Messrs. Schultz, McCay and Keierleber introduced:

House Bill No. 86. A Bill For an Act Amending and Re-enacting Section 189b9 of the Supplement to the 1913 Compiled Laws of North Dakota Annotated and Enacted in 1925. Relating to the Duty of Assessors Relative to Listing Land for Hail Insurance.

Which was read the first and second times and referred to the Committee on Insurance.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 26, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 0; absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Northridge
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Van Berkom
Flom	McColl	Veitch
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hanson	Mau	Wigen
Hausmann	Miller	Wilson
Helbling	Montgomery	Worner

Messrs.	Messrs.	Messrs.
Henderson	Morgan	Young
Henrickson	Muus	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Lee	Rulon
Dolwig	Oberg	Thompson
Erickson, Benson	Opdahl	Twichell
Hamilton	Plath, John, Cass	

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Was read the third time.

Mr. Lynch moved that House Bill 18 be re-referred to the Committee on Livestock.

Which motion was lost.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 69; nays, 34; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Owings
Anfinson	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnson, Ward	Plath, Wm., Cass
Boe	Kapfer	Pfenning
Brown	Keierleber	Sax
Burkhart	Kneeland	Schultz
Burns	Kraft	Shurr
Butt	Larson	Smith
Carlson	Levin	Standley
Cox	Lindgren	Steen
Dillard	McColl	Swendseid
Dyer	McCay	Treffry
Erickson, Kidder	McDowall	Turner
Fettig	McGauvran	Twete
Freeman	McManus	Van Berkorn
Gilchrist	Martin	Watt
Hamilton	Miller	Wedel
Hanson	Montgomery	Wentz



Messrs.	Messrs.	Messrs.
Helbling	Muus	Westford
Henrickson	Northridge	Wigen
Hermes	Olson, Burleigh	Wilson
Horner	Olson, Hettinger	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Mau
Anderson	Henderson	Morgan
Bell	Hoffman	Olafson
Bohnsack	Holthusen	Steedsman
Brunsdale	Isaak	Svingen
Bubel	Johnston	Thatcher
Carter	Johnson, Nelson	Veitch
Craig	Johnson, Traill	Wagner
Dickerson	Larvick	Worner
Flom	Lavik	Mr. Speaker
Frojen	Lembcke	
Gibbens	Lynch	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Oberg	Thompson
Erickson, Benson	Opdahl	Twichell
Halcrow	Plath, John, Cass	
Lee	Rulon	

So the bill passed and the title was agreed to.

Mr. Gilchrist moved that the vote by which House Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 101; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Northridge
Amsberry	Hermes	Olafson

Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Place
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dillard	Lembcke	Treffry
Dyer	Levin	Twete
Erickson, Kidder	Lindgren	Van Berkom
Fettig	Lynch	Veitch
Flom	McColl	Wagner
Freeman	McCay	Watt
Frojen	McDowall	Wedel
Gibbens	McGauvran	Wentz
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hamilton	Mau	Wilson
Hanson	Miller	Worner
Hausmann	Montgomery	Young
Helbling	Morgan	Mr. Speaker
Henderson	Muus	

Those voting in the negative were:

Messrs.  
Holthusen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Oberg	Thompson
Dolwig	Opdahl	Turner
Erickson, Benson	Plath, John, Cass	Twichell
Lee	Rulon	

So the bill passed and the title was agreed to.

Mr. Peters moved that House Bill No. 24 be withdrawn from third reading and placed on General Orders for today.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 42. A Bill For an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Was read the first and second times and referred to the Committee on Appropriations.

### THIRD READING OF SENATE BILLS

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for

Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 89; nays, 11; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Montgomery
Anderson	Hermes	Morgan
Anfinson	Hoffman	Muus
Bell	Holthusen	Northridge
Boe	Horner	Olafson
Bohnsack	Indergaard	Olson, Burleigh
Brown	Isaak	Olson, Hettinger
Brunsdale	Iverson	Peters
Bubel	Jardine	Place
Burkhart	Johnston	Plath, Wm., Cass
Burns	Johnson, Nelson	Pfenning
Butt	Johnson, Traill	Sax
Carlson	Johnson, Ward	Schultz
Carter	Kapfer	Shurr
Cox	Keierleber	Smith
Dilland	Kneeland	Standley
Dyer	Kraft	Steedsman
Erickson, Kidder	Larson	Steen
Fettig	Larvick	Thatcher
Flom	Lavik	Treffry
Freeman	Lindgren	Van Berkorn
Frojen	Lynch	Veitch
Gibbens	McColl	Watt
Gilchrist	McCay	Wedel
Halcrow	McDowall	Wentz
Hamilton	McGauvran	Westford
Hanson	McManus	Wilson
Hausmann	Martin	Young
Helbling	Mau	Mr. Speaker
Henderson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Owings	Wagner
Dickerson	Svingen	Wigen
Lembecke	Swendseid	Worner
Levin	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Lee	Thompson
Bishop	Oberg	Turner
Bittner	Opdahl	Twichell
Dolwig	Plath, John, Cass	
Erickson, Benson	Rulon	

So the bill passed and the title was agreed to.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 76; nays, 21; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnston	Pfenning
Boe	Johnson, Nelson	Sax
Bohnsack	Johnson, Traill	Schultz
Brown	Johnson, Ward	Shurr
Burns	Kneeland	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Steen
Dillard	Levin	Treffry
Dyer	Lynch	Van Berkom
Fettig	McColl	Veitch
Flom	McDowall	Watt
Frojen	McGauvran	Wedel
Gibbens	McManus	Wentz
Gilchrist	Martin	Westford
Halcrow	Mau	Wigen
Hamilton	Miller	Worner
Helbling	Montgomery	Young
Henderson	Morgan	Mr. Speaker
Henrickson	Muus	
Hermes	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Isaak	Olson, Hettinger
Burkhart	Kapfer	Owings
Butt	Keierleber	Svingen
Craig	Kraft	Swendseid
Dickerson	Lembcke	Twete
Erickson, Kidder	Lindgren	Wagner
Hanson	McCay	Wilson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ainsberry	Indergaard	Thatcher
Brunsdale	Lee	Thompson
Dolwig	Oberg	Turner
Erickson, Benson	Opdahl	Twichell
Freeman	Plath, John, Cass	
Hausmann	Rulon	

So the bill passed and the title was agreed to.

#### GENERAL ORDERS

Mr. Standley moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Standley to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the following amendment:

Strike out the following in Section 1, line 8, "biennium beginning July 1, 1929" and inserting in lieu thereof the following: "period beginning when this act becomes effective."

I. W. STANDLEY,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: M. Tschida, Glen Ullin; J. E. Buttree, Valley City; T. O. Kraabel, John B. Jardine, Fargo; A. A. Robinson, Minot; Geo. N. Bresnahan, Casselton; H. H. Gravseth, Bisbee.

Mr. Steen moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

TWENTY-FIRST DAY

House of Representatives,  
Bismarck, North Dakota,  
January 28, 1929.

The House was called to order promptly at 2:00 p. m., Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

ROLL CALL

All members present except Messrs. Brown, Opdahl, Place and J. G. Plath.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Nineteenth day and recommend that the same be corrected as follows:

Page 20, the third line from the bottom, strike out the word "where" and insert in lieu thereof the word "when."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications urging legislation favorable to the Shepard-Towner act were presented by:

The secretary of the Bismarck Study Club.



Mr. Erickson of Benson County, from members of the York Homemakers' Club.

Mr. Hoffman, from the Pembina County P. T. A.

Mr. Young, from the Womens' Civic League of Williston.

Mr. Johnson of Nelson County, two; from the secretaries of the Aneta Civic Club, and the Civic and Study Club of McVille.

Messrs. Svingen and Martin, from the secretary of the Bottineau Women's Club.

Messrs. Fettig and Peters, from the Secretary of Pierce county P. T. A.

Mr. Steen, from the Fortnightly Club of LaMoure.

Mr. Bell, from the secretary of the Women's Club of Casselton.

The president of the Velva Woman's Club.

These were read and referred to the Committee on Appropriations.

A copy of resolutions passed by the House of Representatives of the State of Nebraska favoring a federal investigation of live stock marketing conditions was received from the Chief Clerk of the House.

This was read and referred to the Committee on State Affairs.

Mr. Indergaard presented a letter from Mr. Saxlund, Carington, North Dakota, pertaining to the sale of malt syrup.

Read and referred to the Committee on Temperance.

Protests against the law pertaining to the Ten Commandments were presented by:

R. H. Lucke, with 32 signers, from Oakes and Stirum.

E. H. Quast, with 20 signers, from Rolla.

These were read and referred to the Committee on Education.

The Speaker presented a letter from Mrs. Theo. Serr of Mandan favoring retention of the copies of the Ten Commandments in school rooms.

This was read and also referred to the Committee on Education.

Petitions urging compulsory hail insurance on cropped lands were presented by:

Mr. Erickson of Kidder, from 62 residents of Kidder county.

Mr. Larson of Emmons, from 17 residents of Emmons county.

These were read and referred to the Committee on Insurance.

Mr. Wagner presented a protest from the cashier of the First State Bank of Turtle Lake, North Dakota, against building of bridge over the Missouri River to connect with Oliver County|

This was read and referred to the Committee on Highways and Bridges.

Communications protesting any changes in the present grain storage law were presented by:

Mr. Olson of Bismarck, from the Patterson Land Company of Bismarck; and a second from the president of the Farmers' Cooperative Elevator of Wing.

Messrs. Steen and Opdahl, from the managers of the La Moure Grain and Fuel Company, and the Independent Elevator Company, La Moure.

Mr. Hoffman, from the secretary of the Cavalier Milling Company.

These were read and referred to the Committee on Warehouse and Grain Grading.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Also,

House Bill No. 8. A Bill For an Act Making an Appropria-

tion for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Also,

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly Re-Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same do pass.

JOSEPH McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 58. A Bill For an Act to Repeal Section 3591a of the Supplement to the Compiled Laws of North Dakota for 1913, being Section 1 of Chapter 35 of the Session Laws of North Dakota for 1921, Relating to the Publication of City Council Proceedings.

Have had the same under consideration and recommend that the same be referred to General Orders.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Thatcher introduced:

House Bill No. 87. A Bill For an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureau; Forbidding Discriminatory Rates and Requiring Written Variation to be Filed; Requiring Fire Insurance Companies to Maintain or be Members of Rating Bureaus; Providing that Risks be Inspected; Requiring Rating Agreements to be Submitted to Commissioner of Insurance; also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau and Proceedings Under Appeal from Order of Commissioner; Penalty for Violation; Exempting County Mutual Companies, and Providing Appropriation for Administration Thereof.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Henderson, by request, introduced:

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Burkhart introduced:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Lindgren and Thatcher introduced:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Worner, Lynch, Holthusen and Morgan introduced:

House Bill No. 91. A Bill For an Act Making an Appropriation for the Purpose of Assisting in Rebuilding and Repairing Buildings in the Fort Abercrombie State Park Damaged and Destroyed in the Cyclone of the Summer of 1928.

Which was read the first and second times and referred to the Committee on Appropriations.

Messrs. Muus and Burns introduced:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Which was read the first and second times and referred to the Committee on State Affairs.

Committee on Appropriations introduced:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Kapfer, by request, introduced:

House Bill No. 94. A Bill For an Act to Amend and Re-enact Section 6768a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Lynch introduced:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Which was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Turner introduced:

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Insurance.

Messrs. McManus and Jardine introduced:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
January 28, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 45. A Bill For an Act to Amend and Re-



enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
January 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota  
January 28, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley

Messrs.	Messrs.	Messrs.
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Swendseid
Craig	Larvick	Thatcher
Dickerson	Lavik	Thompson
Dilland	Lee	Treffry
Dolwig	Lembcke	Turner
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkom
Fettig	McCull	Veitch
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Mau	Wigen
Hanson	Miller	Wilson
Hausmann	Montgomery	Worner
Helbling	Morgan	Young
Henderson	Muus	Mr. Speaker
Henrickson	Northridge	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Opdahl	Plath, John, Cass
Flom	Place	Svingen

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Bittner	Jardine	Pfenning
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Butt	Keierleber	Standley
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dilland	Lavik	Thatcher
Dolwig	Lee	Thompson
Dyer	Lembcke	Treffry
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McColl	Van Berkom
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker
Hermes	Oberg	

Those voting in the negative were:

Messrs.	Messrs.
Bubel	Dickerson

Absent and not voting:

Messrs.	Messrs.
Brown	Place
Opdahl	Plath, John, Cass

So the bill passed and the title was agreed to. Emergency clause declared carried.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1918).

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Was read the first and second times and referred to the Committee on Appropriations.

### THIRD READING OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Plath, Wm., Cass
Bittner	Jardine	Pfenning
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lembcke	Thatcher
Dillard	Levin	Thompson
Dolwig	Lindgren	Treffry

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brown	Johnson, Ward	Place
Cox	Lee	Plath, John, Cass
Erickson, Kidder	Opdahl	Worner
Hoffman		

So the bill passed and the title was agreed to.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley

Messrs.	Messrs.	Messrs.
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dillard	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Fettig	Lynch	Twete
Flom	McColl	Twichell
Freeman	McCay	Van Berkom
Frojen	McDowall	Veitch
Gibbens	McGauvran	Wagner
Gilchrist	McManus	Watt
Halcrow	Martin	Wedel
Hamilton	Mau	Wentz
Hanson	Miller	Westford
Hausmann	Montgomery	Wigen
Heibling	Morgan	Wilson
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Johnson, Ward	Plath, John, Cass
Cox	Opdahl	Worner
Erickson, Kidder	Place	

So the bill passed and the title was agreed to.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Northridge
Amsberry	Hermes	Oberg
Anderson	Hoffman	Olafson
Anfinson	Holthussen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Bohnsack	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Sax
Burkhart	Johnson, Traill	Schultz
Burns	Johnson, Ward	Shurr
Butt	Kapfer	Smith
Carlson	Koierleber	Standley
Carter	Kneeland	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McCull	Twichell
Freeman	McCay	Van Berkorn
Frojen	McDowall	Veitch
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Montgomery	Wilson
Heibling	Morgan	Young
Henderson	Muus	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Opdahl	Wagner
Flom	Place	Worner
Kraft	Plath, John, Cass	

So the bill passed and the title was agreed to.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Horner	Olson, Hetteringer



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Indergaard	Peters
Bell	Isaak	Plath, Wm., Cass
Bishop	Iverson	Pfenning
Bittner	Jardine	Rulon
Boe	Johnston	Sax
Bohnsack	Johnson, Nelson	Schultz
Brunsdale	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Smith
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsman
Butt	Kneeland	Steen
Carlson	Larson	Svingen
Carter	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lee	Thompson
Dickerson	Lembcke	Treffry
Dilland	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Benson	McColl	Van Berkorn
Erickson, Kidder	McCay	Veitch
Fettig	McDowall	Wagner
Flom	McGauvran	Watt
Freeman	McManus	Wentz
Frojen	Martin	Wedel
Gibbens	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Hermes	Oberg	
Henderson	Owings	

Those voting in the negative were:

**Messrs.**  
Holthusen

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brown	Kraft	Place
Gilchrist	Opdahl	Plath, John, Cass

So the bill passed and the title was agreed to. Emergency clause declared carried.

A return was made to the Eighth Order of Business.

Mr. Boe requested the withdrawal of House Bill No. 54.

Which request was granted.

Mr. Twichell moved that the Committee on Appropriations be requested to return House Bill No. 54.

Which motion prevailed.

## SIGNING OF THE BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

And the Speaker signed the same in the presence of the House.

A return was made to the Seventh Order of Business.

Mr. Cox moved that legislative action on House Bills No. 49 and 50 be deferred two legislative days.

Which motion prevailed.

## GENERAL ORDERS

Mr. Thatcher moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Thatcher to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

In Section 1, line three of the printed bill after the word "Commission" insert a comma and the following words, "prior to the enactment of this act,".

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

In line 3, Section 1 of the printed bill, strike out the figures \$30,000.00, and insert in lieu thereof the figures \$40,000.00.

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

In line 3, Section 1 of the printed bill, strike out the figures \$133,778.50, and insert in lieu thereof the figures \$130,778.50.

In line 8, Section 1 of the printed bill, strike out the figures \$74,000.00, and insert in lieu thereof the figures \$71,000.00.

In line 19, Section 1 of the printed bill, strike out the figures \$133,778.50, and insert in lieu thereof the figures \$130,778.50.

And recommend the adoption of the Standing Committee's Amendments.

WM. A. THATCHER,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: D. R. Jones, Wahpeton; Howard Maher, Devils Lake; O. J. Hugness, and Halvor Halvorson, Sheyenne; Jake Blegberg, Sharon; J. N. Urness, Williston; Thomas Whalen, St. Thomas; Hon. J. S. Hulteng, Grand Forks; P. M. Shefveland, Van Hook; Rasmus Sunseth, Grand Forks; Lynn De Vore, Dawson; M. J. Connolly, New England.

Mrs. Craig moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## TWENTY-SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
January 29, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

## ROLL CALL

All members present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-first day and recommend that the same be corrected as follows:

Page 8, line 16, correct the spelling of word "Rebuilding."

Page 17, line 40, change figure 105 to 106, and figure 2 to 1.

Page 18, line 17, after name "Dickerson" insert "Dilland."

Line 36, strike out name "Dilland."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Mr. Kneeland presented a telegram from the Fargo Ministerial Association favoring retention of the copies of the Ten Commandments in school rooms.

Messrs. Plath and Dyer presented protests from Lutheran Congregations of Kindred, Davenport, West Prairie and Bowman, Rhame and Grand River against the retention of the same.

All were read and referred to the Committee on Education.

Petitions favoring compulsory hail insurance on cropped lands were presented by:

Mr. Svingen, from 46 citizens of Souris.

Twenty-six residents of Kenmare.

Read and referred to the Committee on Insurance.

Two petitions urging legislation favorable to the Sheppard-Towner act were presented by Mrs. Amsberry and Mrs. Lindgren.

These were read and referred to the Committee on Appropriations.

Mr. Steen presented a letter from the president of Golden Glen Local No. 416 of the Farmers' Educational and Co-operative Union of America.

Read and referred to the Committee on State Affairs.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the governor:

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General

Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Also,

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Also,

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

And that the same were delivered at 11:10 a. m., January 29th.

E. E. VEITCH,  
Chairman.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages



to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 5. A Bill For an Act providing for Storage and Grain Delivery charges in Elevators and the issuance of Warehouse receipts for same. That Section 18 of Chapter 155 of the Session Laws 1927 North Dakota to be Amended and Re-enacted.

Have had the same under consideration and recommend that the same be amended as follows:

Preceding line 1 in the printed bill insert the following:

Section 1. Amendment.) Section 18 of Chapter 155 of the Session Laws of 1927, North Dakota, be amended and re-enacted to read as follows:

On page 2, in line 21 of the printed bill, strike out the word "thirtieth" and insert in lieu thereof the word "fortieth."

In line 22 of the printed bill strike out the word "ten" and insert in lieu thereof the word "eight."

In line 23 of the printed bill strike out the word "thirty" and insert in lieu thereof the word "twenty."

In line 24 strike out the figures "30" and insert in lieu thereof the figures "20."

And when so amended recommend the same do pass.

G. W. HOFFMAN,  
Chairman.

Mr. Hoffman moved that the report be adopted.

Mr. Freeman moved as a substitute motion that House Bill No. 5 be re-referred to the Committee on Warehouse and Grain Grading.

Which motion prevailed and the bill was so re-referred.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 73. A Bill For an Act Providing Additional Requirement for the Office of County Coroner.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the printed bill by striking out the figures 5000 where the same occurs twice in the bill, and insert in lieu thereof the figures 10000.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 53. A Bill For an Act Providing for the Application for Permit to Operate a Pool Hall, Billiard Room, Ball Alley, or Pin Alley, and Regulating the Issuance thereof and repealing all Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 64. A Bill For an Act to Amend and Re-enact Section 3162a4 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Regulation of Public Dances and Dance Places.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 11. A Bill for an Act Declaring that any Person Who Obtains Food, Lodging, Care or other Accommodation at any Hotel, Lodging House, Inn, Boarding or Eating House, Hospital or Sanitarium, Either for Himself or for Another without Paying for same, be Adjudged Guilty of a Misdemeanor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. Aljets moved as a substitute motion that House Bill No. 11 be re-referred to the Committee on State Affairs.

Which motion was lost.

The question being upon the motion of Mr. Twichell, the question was put and the motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 8. A Bill for an Act to Provide a Stand-

ard Time for the State of North Dakota and the Institution and Continuance Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In next to the last line of the Original Bill after the word "intended" insert a comma.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Boe and Mrs. Craig introduced:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the Compiled Laws of the State of North Dakota for the year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Northridge, by request, introduced:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Also, by request:

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Which was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Lynch introduced:

House Bill No. 101. A Bill For an Act to Amend and Re-enact Section 3725 of the Compiled Laws of North Dakota for 1913.

Which was read the first and second times and referred to the Committee on Judiciary.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Which was read the first and second times and referred to the Committee on Judiciary.

Also,

House Bill No. 103. A Bill For an Act to Amend and Re-enact Section 3712 of the Compiled Laws of North Dakota for the year 1913, Providing for Reassessment in Certain Cases.

Which was read the first and second times and referred to the Committee on Judiciary.

Messrs. Turner and Butt introduced:

House Bill No. 104. A Bill For an Act to Appropriate the Sum of One Hundred Thousand Dollars (\$100,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Dunn County, North Dakota, at or near Elbowoods in McLean County, on State Highway Route No. 8, Under the Provisions of Section 1, Chapter

73 of the Session Laws of North Dakota for 1919 as Amended and Re-enacted by Chapter 161, Session Laws of 1927, and Authorizing and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
January 29, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
January 29, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota  
January 29, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### THIRD READING OF HOUSE BILLS

House Bill No. 26. A Bill For an Act Making an Ap-



propriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Opdahl
Amsberry	Henrickson	Owings
Anderson	Hermes	Peters
Anfinson	Hoffman	Place
Bell	Holthusen	Plath, John, Cass
Bishop	Horner	Plath, Wm., Cass
Bittner	Isaak	Pfenning
Boe	Iverson	Rulon
Bohnsack	Jardine	Sax
Brown	Johnston	Schultz
Brunsdale	Johnson, Nelson	Shurr
Bubel	Johnson, Traill	Smith
Burkhart	Kapfer	Standley
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Svingen
Carter	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lembcke	Thompson
Dickerson	Levin	Treffry
Dillard	Lindgren	Turner
Dolwig	Lynch	Twete
Dyer	McCull	Twichell
Erickson, Benson	McCay	Veitch
Erickson, Kidder	McGauvran	Wagner
Fettig	McManus	Watt
Flom	Mau	Wedel
Freeman	Miller	Wentz
Frojen	Montgomery	Westford
Gibbens	Morgan	Wigen
Gilchrist	Muus	Wilson
Halcrow	Northridge	Worner
Hamilton	Oberg	Young
Hanson	Olafson	Mr. Speaker
Hausmann	Olson, Burleigh	
Helbling	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.
Indergaard	Keierleber

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	McDowall	Van Berkom
Lee	Martin	

So the bill passed and the title was agreed to.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfening
Brunsdale	Johnson, Traill	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kraft	Shurr
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lee	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dolwig	Lynch	Thompson
Dyer	McCull	Treffry
Erickson, Benson	McCay	Turner
Erickson, Kidder	McDowall	Twete
Fettig	McGauvran	Veitch
Flom	McManus	Wagner
Freeman	Martin	Watt
Frojen	Mau	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford

Messrs.	Messrs.	Messrs.
Halcrow	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Henrickson	Indergaard

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kneeland	Van Berkum
Johnson, Ward	Twichell	Worner

So the bill passed and the title was agreed to.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102, nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Traill	Plath, Wm., Cass
Brown	Johnson, Ward	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kraft	Shurr
Burns	Larson	Smith
Butt	Larvick	Standley

Messrs.	Messrs.	Messrs.
Carlson	Lavik	Steedsman
Carter	Lee	Steen
Cox	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dolwig	Lynch	Thompson
Dyer	McColl	Treffry
Erickson, Benson	McCay	Turner
Erickson, Kidder	McDowall	Twete
Fettig	McGauvran	Twichell
Flom	McManus	Van Berkorn
Freeman	Martin	Veitch
Frøjen	Mau	Wagner
Gibbens	Miller	Watt
Gilchrist	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hanson	Northridge	Wigen
Henderson	Oberg	Wilson
Hoffman	Olafson	Worner
Holthusen	Olson, Burleigh	Young
Horner	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Craig	Hermes
Anderson	Helbling	Johnson, Nelson
Anfinson	Henrickson	Pfenning

Absent and not voting:

Messrs.	Messrs.
Hausmann	Kneeland

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 100; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Owings

Messrs.	Messrs.	Messrs.
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Carter	Lavik	Steen
Cox	Lee	Svingen
Craig	Lindgren	Swendseid
Dilland	Lynch	Thatcher
Dolwig	McCay	Thompson
Dyer	McGauvran	Treffry
Erickson, Benson	McDowall	Turner
Fettig	McManus	Twete
Flom	Martin	Twichell
Freeman	Mau	Van Berkom
Frojen	Miller	Veitch
Halcrow	Montgomery	Wagner
Hamilton	Morgan	Watt
Hausmann	Muus	Wedel
Helbling	Northridge	Wentz
Henderson	Oberg	Westford
Henrickson	Olafson	Wigen
Hermes	Olson, Burleigh	Wilson
Hoffman	Olson, Hettinger	Worner
Holthusen	Opdahl	Mr. Speaker
Horner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, Kidder	Levin
Anderson	Kraft	McColl
Burkhart	Lembcke	Young
Dickerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Gilchrist	Hanson

So the bill passed and the title was agreed to.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River

on Federal Highway 85, or Roads Across Navigable Streams  
Within the State of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 109; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Olson, Hettinger
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Peters
Bell	Jardine	Place
Bishop	Johnston	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	Lee	Svingen
Dilland	Lembcke	Swendseid
Dolwig	Levin	Thatcher
Dyer	Lindgren	Thompson
Erickson, Benson	Lynch	Treffry
Erickson, Kidder	McColl	Turner
Fettig	McCay	Twete
Flom	McGauvran	Twichell
Freeman	McManus	Van Berkom
Frojen	McDowall	Veitch
Gibbens	Martin	Wagner
Gilchrist	Mau	Watt
Halcrow	Miller	Wedel
Hamilton	Montgomery	Wentz
Hausmann	Morgan	Westford
Helbling	Muus	Wigen
Henderson	Northridge	Wilson
Henrickson	Oberg	Worner
Hermes	Olafson	Young
Hoffman	Olson, Burleigh	Mr. Speaker
Holthusen		

Those voting in the negative were:

Messrs.	Messrs.
Craig	Dickerson

Absent and not voting:

Messrs.	Messrs.
Cox	Hanson

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Northridge
Amsberry	Hermes	Oberg
Anderson	Hoffman	Olafson
Anfinson	Holthusen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Isaak	Opdahl
Bittner	Iverson	Owings
Boe	Jardine	Peters
Bohnsack	Johnston	Place
Brown	Johnson, Nelson	Plath, John, Cass
Brunsdale	Johnson, Traill	Plath, Wm., Cass
Bubel	Johnson, Ward	Pfenning
Burns	Kapfer	Rulon
Butt	Keierleber	Sax
Carlson	Kraft	Schultz
Carter	Larson	Shurr
Cox	Larvick	Smith
Dilland	Lavik	Standley
Dolwig	Lee	Steedsman
Dyer	Lembcke	Steen
Erickson, Benson	Levin	Svingen
Erickson, Kidder	Lindgren	Thompson
Fettig	Lynch	Turner
Flom	McColl	Twichell
Freeman	McCay	Veitch
Frojen	McGauvran	Watt
Gibbens	McDowall	Wedel

Messrs.	Messrs.	Messrs.
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Mau	Wigen
Hanson	Miller	Wilson
Hausmann	Montgomery	Worner
Helbling	Morgan	Young
Henderson	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Thatcher	Van Berkom
Dickerson	Treffry	Wagner
Swendseid	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Indergaard	Kneeland

So the bill passed and the title was agreed to.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 112, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman



Messrs.	Messrs.	Messrs.
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McGauvran	Veitch
Freeman	McDowall	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.  
Shurr

So the bill passed and the title was agreed to. Emergency clause declared carried.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 65. A Bill for an Act to Amend and Re-

enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Was read the first and second times and referred to the Committee on State Affairs.

#### GENERAL ORDERS

Mr. J. G. Plath moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Plath to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 58. A Bill For an Act to Repeal Section 3591a of the Supplement to the Compiled Laws of North Dakota for 1913, being Section 1 of Chapter 35 of the Session Laws of North Dakota for 1921, Relating to the Publication of City Council Proceedings.

And recommend the bill for passage, as written.

JOHN G. PLATH,  
Chairman.

Mr. Fettig moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mr. and Mrs. M. N. Hunt, Max; Carl Jab, Jamestown; Mrs. Irma Poppler, Grand Forks; Hon. Tobias D. Casey, Hon. Wm. Kastelecky, Dickinson; L. T. Sproul, Valley City; H. Van Berkorn, Burke County; Judge Lowe, Minot, North Dakota.

Mr. Henrickson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## TWENTY-THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
January 30, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

## ROLL CALL

All members present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-second day and recommend that the same be corrected as follows:

Page 19, line 2, correct spelling of word "voting."

Strike out lines 27 and 28 on page 6, also lines 11 and 12 on page 9.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Mr. Pfenning presented a telegram from Clara Westphal, urging legislation for licensing of chiropodists.

Messrs. Horner, Twichell and Jardine presented a similar one from Daisy Shanon of Fargo.

Read and referred to the Committee on State Affairs.

Mr. Standley presented a letter from W. H. Butler of Cooperstown, urging legislation to raise tuition charges in high schools.

Read and referred to the Committee on Education.

A petition urging compulsory hail insurance on cropped lands was presented by 22 residents of La Moure.

Read and referred to the Committee on Insurance.

Communications favoring farm grain storage legislation, from W. C. Peterson and Ed. Beaun of New England, were presented by Mr. Place.

Read and referred to the Committee on State Affairs.

Resolutions urging legislation favorable to the Sheppard-Towner act were presented by: Mr. Johnson of Nelson, from the Pekin Study Club.

Mr. Standley from the Wm. G. Peterson Post No. 13, American Legion of Finley.

Mr. Lee, from members of the Center P. T. A.

These were read and referred to the Committee on Appropriations.

Mr. Halcrow presented a telegram from the Fargo Ministerial Association urging legislative control of the sale of malt products for alcoholic beverages.

Read and referred to the Committee on Temperance.

Messrs. Horner, Twichell and Jardine presented a telegram from 200 members of Calvary Baptist church, Fargo, favoring retention of copies of the Ten Commandments in school rooms.

Read and referred to the Committee on Education.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Have had the same under consideration and recommend that the same be amended as follows:

In line 10, Section 1 of the printed bill, strike out the figure \$3,000.00, and insert in lieu thereof the figure \$3,300.00.

In line 15, Section 1 of the printed bill, strike out the figure \$500.00, and insert in lieu thereof the figure \$300.00.

In line 16, Section 1 of the printed bill, strike out the figure \$1,350.00, and insert in lieu thereof the figure \$2,350.00.

In line 20, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$700.00.

In line 21, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$750.00.

In line 22, Section 1 of the printed bill, strike out the figure \$1,300.00, and insert in lieu thereof the figure \$1,000.00.

In line 24, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$750.00.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 12 of the printed bill (add "ing" after "aid").

Line 25 of the printed bill strike out (if the same be necessary).

Line 26 of the printed bill strike out words (if possible or desirable).

And when so amended recommend the same do pass.

JOSEPH McGAUVRAN,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Have had the same under consideration and recommend that the same do pass.

JOSEPH McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: A Majority of your Committee on Game and Fish to whom was referred:

House Bill No. 1. A Bill For an Act to Amend and Re-enact Section 5 of Chapter 146 of the Session Laws of the State of North Dakota for 1927.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: A Minority of your Committee on Game and Fish to whom was referred:

House Bill No. 1. A Bill For an Act to Amend and Re-enact Section 5 of Chapter 146 of the Session Laws of the State of North Dakota for 1927.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,  
R. A. OWINGS,  
ALBERT VAN BERKOM.

Mr. Svingen moved that the report be adopted.

Mr. Twichell moved that the majority report on House Bill No. 1 be adopted.

Mr. Thatcher moved as a substitute motion that the minority report on House Bill No. 1 be adopted.

Which motion was lost.

The question being upon the motion by Mr. Twichell the question was put and the motion prevailed and the majority report of the committee was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 47. A Bill For an Act to Amend and Re-enact Section 1369 of the Compiled Laws of North Dakota for the Year 1913 Relative to High School Diplomas and the Normal School Work for Granting Elementary Certificates and Repealing all Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Have had the same under consideration and recommend that the same do pass as amended by the Senate.

M. H. LYNCH,  
Chairman.

Mr. Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of



1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Have had the same under consideration and recommend that the same do pass.

**F. G. KNEELAND,**  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Jardine moved that House Bill 68 be withdrawn from the Calendar and be placed in General Orders for today.

Which motion prevailed.

Mr. Twichell moved that Senate Bill No. 39 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Lynch introduced:

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines of Interstate Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Halcrow and Burkhart introduced:

House Bill No. 106. A Bill For an Act to Regulate the Sale of Malt Sugar, Malt Extract, and Malt Syrup and to Prevent the Use of the Same in the Manufacture of Intoxicating Liquor and to Prescribe Regulations Therefor.

Which was read the first and second times and referred to the Committee on Temperance.

Messrs. Henderson and Indergaard introduced:

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Mr. Jardine introduced:

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Northridge and Freeman introduced:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Cox introduced:

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Bubel introduced:

House Bill No. 111. A Bill For an Act to appropriate the Sum of One Hundred Thousand (\$100,000.00) Dollars From any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Mercer County and McLean County, North Dakota, Under the Provisions of Chapter 73 of the Session Laws of the State of North Dakota for the year 1919, as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the year 1927, Out of Any Moneys in State Highway Fund under Paragraph 2a of Section 11 of

Chapter 44 of the Laws of the Special Session of the 16th Legislative Assembly of the State of North Dakota for the Year 1919, and Acts Amendatory Thereto, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
January 30, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be

Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

## THIRD READING OF HOUSE BILLS

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Was read the third time.

Mr. Twichell offered as an amendment: In line 2 of the title of the printed bill, and in line 2 of the body of the printed bill change the word "for" to "of."

Which amendment was adopted.

Mr. Twichell moved that the rules be suspended and that House Bill No. 52 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 109; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfening
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher

Messrs.	Messrs.	Messrs.
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Erickson, Kidder	McCay	Twichell
Fettig	McGauvran	Van Berkom
Flom	McManus	Veitch
Freeman	McDowall	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Lembcke		

Those voting in the negative were:

Messrs.  
Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Indergaard	Johnson, Ward

So the bill passed and the title was agreed to.

House Bill No. 58. A Bill For an Act to Repeal Section 3591a of the Supplement to the Compiled Laws of North Dakota for 1913, being Section 1 of Chapter 35 of the Session Laws of North Dakota for 1921, Relating to the Publication of City Council Proceedings.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, 64; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Henderson	Muus
Bittner	Hoffman	Northridge
Boe	Holthusen	Olafson
Bohnsack	Horner	Peters
Brown	Iverson	Plath, John, Cass
Brunsdale	Jardine	Plath, Wm., Cass
Burns	Johnston	Smith

Messrs.	Messrs.	Messrs.
Carter	Johnson, Nelson	Standley
Fettig	Johnson, Traill	Thompson
Flom	Johnson, Ward	Twichell
Freeman	Kneeland	Watt
Frojen	Larvick	Wedel
Gibbens	McDowall	Wentz
Halcrow	McGauvran	Westford
Hamilton	Mau	Wiger
Hausmann	Miller	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Owings
Amsberry	Kapfer	Place
Anderson	Keierleber	Pfenning
Anfinson	Kraft	Rulon
Bishop	Larson	Sax
Bubel	Lavik	Schultz
Burkhart	Lee	Shurr
Butt	Lembcke	Steedsman
Carlson	Levin	Steen
Craig	Lindgren	Svingen
Dickerson	Lynch	Swendseid
Dilland	McColl	Thatcher
Dolwig	McCay	Treffry
Dyer	McManus	Turner
Erickson, Benson	Martin	Twete
Erickson, Kidder	Montgomery	Van Berkom
Gilchrist	Morgan	Veitch
Hanson	Oberg	Wagner
Helbling	Olson, Burleigh	Wilson
Henrickson	Olson, Hettinger	Worner
Hermes	Opdahl	Young
Indergaard		

Absent and not voting:

Messrs.  
Cox

So the bill failed of passage.

Mr. Erickson of Kidder moved that the vote by which House Bill No. 58 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational

Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Was read the first and second times and referred to the Committee on State Affairs.

### THIRD READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amsberry	Indergaard	Opdahl
Anfinson	Isaak	Owings
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz



Messrs.	Messrs.	Messrs.
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lembeke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McColl	Turner
Erickson, Benson	McCay	Twete
Erickson, Kidder	McGauvran	Twichell
Fettig	McManus	Van Berkoni
Flom	McDowall	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gilchrist	Miller	Wedel
Hamilton	Montgomery	Wentz
Hanson	Morgan	Westford
Hausmann	Muus	Wigen
Henderson	Northridge	Wilson
Henrickson	Oberg	Worner
Hermes	Olafson	Young
Hoffman	Olson, Burleigh	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Halcrow	Lee
Butt	Helbling	Rulon
Gibbens	Horner	

So the bill passed and the title was agreed to.

A return was made to the Eighth Order of Business.

#### MESSAGE FROM THE GOVERNOR

Office of the Governor,  
Bismarck, North Dakota,  
January 30, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Also,

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Also,

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Very truly yours,  
GEORGE F. SHAFER,  
Governor.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

And the Speaker signed the same in the presence of the House.

#### GENERAL ORDERS

Mr. Swendseid moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Swendseid to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commis-

sion in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Amendments of the Standing Committee:

In Section 1, line 2, of the printed bill, after the word, "Commission" insert a comma and the words, "prior to the enactment of this act,".

Also in Section 1, line 19 of the printed bill, strike out the words, "six (6) months" and insert in lieu thereof the words "one year."

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Amendments of Standing Committee:

In Section 1, line 2, after the word "commissioners" insert a comma and the words, "prior to the enactment of this act,".

Also, in Section 1, line 16 after the word "with", strike out the period and insert a comma and the following:

“, provided however, that nothing contained herein shall affect any act or proceeding now pending in any court in the State affecting the same.”

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 73. A Bill For an Act Providing Additional Requirement for the Office of County Coroner.

Amendments of the Standing Committee:

Amend the printed bill by striking out the figures 5000 where the same occurs twice in the bill, and insert in lieu thereof the figures 10000.

And recommend that the bill be indefinitely postponed.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Amendments of the Standing Committee:

In next to the last line of the Original Bill after the word "intended" insert a comma.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

And amend same by inserting:

In Section 2, line 11, page 3, of the printed bill, after the first "the" the words "then accumulated."

R. E. SWENDSEID,  
Chairman.

Mrs. Craig moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions

of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

A return was made to the Thirteenth Order of Business.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 90. A Bill for an Act to appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Was read the first and second times and referred to the Committee on Highways and Bridges.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: F. E. Cobb, Bottineau; Ed. Kromrey, Kramer; Henry Hendrickson, Coteau; John Auger, Cincinnatti, Ohio; Mark Andrews, Fargo; Dr. C. C. Swain, Mayville; Fred Schmallenberger, Hebron; Hon. John Knauf, Jamestown; Geo. Sidner, Lansford; F. A. Brainard, Souris; P. W. Eddy, Jamestown; J. N. Ulness, Williston; M. Rabinowitz, Minot; Fred Schmallenberger, Hebron.

Mr. Erickson of Kidder moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## TWENTY-FOURTH DAY

House of Representatives,  
Bismarck, North Dakota,  
January 31, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. James Austin.

## ROLL CALL

All members present except Mr. Bubel.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-third day and recommend that the same be corrected as follows:

Page "10" line "6" strike out "House Bill No. 35 with title" and insert in lieu thereof "House Bill No. 37 with title."

Page 12, line 22, strike out names Lynch and Turner and show same members voting in the affirmative.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Messrs. Thatcher, Svingen, Martin and Shurr presented a letter from the board of directors of the Farmers' Cooperative

Elevator Co. of Carbury, urging them to work against passage of House Bill No. 19.

Read and referred to the Committee on Warehouse and Grain Grading.

Mr. Wilson presented a letter from W. C. Peterson of New England urging favorable legislation for farm storage of grain.

Read and referred to the Committee on State Affairs.

A resolution from the Farmers' Union No. 496, Lundsvally, urging the same legislation, and also compulsory hail insurance, was read and referred to the Committee on Insurance.

A similar one from the Farmers' Union Local No. 773 of New England was likewise read and referred.

A protest, signed by G. Schatz and 18 others from Emmons County, against the law pertaining to the Ten Commandments was presented by Mr. Larson.

Read and referred to the Committee on Education.

Resolutions urging legislation favorable to the Sheppard-Towner act were presented by:

The Woman's Study Club of Wimbledon.

Messrs. Levin and Boe, from the Fordville Commercial Club.

Mr. Sax from the president of the American Legion Auxiliary of Alexander.

Mr. Veitch, one from the president of the Emerado Study club and a similar one from the A. A. U. W. of Grand Forks.

These were read and referred to the Committee on Appropriations.

Mr. J. G. Plath presented a letter from the cashier of the Security State Bank of Noonan urging repeal of the Guaranty Fund act.

Read and referred to the Committee on Banks and Banking.

Mr. Opdahl presented a protest from W. L. Krengal of Marion, with 43 signers against the law pertaining to the Ten Commandments.

Read and referred to the Committee on Education.



## REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2565 lines 14 to 16 strike out the words, "and the attorney member of the Board shall be allowed five dollars for drawing the pleadings and making the records in each case, (and add the comma).

Also after the period in line 18 insert the following:

"The county judge shall draw all necessary pleadings and make the records in each case without further compensation."

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Also,

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Also,

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.  
Which motion prevailed and the report was adopted.

#### MESSAGE FROM THE GOVERNOR

Office of the Governor,  
Bismarck, North Dakota,  
January 31, 1929.

To the House of Representatives of the State of  
North Dakota:

I herewith transmit for your information a copy of the report and recommendations of the Judicial Council of the State of North Dakota in accordance with the provisions of Section 8, Chapter 124 of the Session Laws of North Dakota for 1927.

Very truly yours,

GEO. F. SHAFER,  
Governor.

Mr. Cox moved that the report be accepted and that it be referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Wedel moved that the absent member be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Wigen and Turner introduced:

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, States' Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. McManus introduced:

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Which was read the first and second times and referred to the Committee on Education.

Messrs. Burkhart, Freeman, Helbling and Jardine introduced:

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Which was read the first and second times and referred to the Committee on Appropriations.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
January 31, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 11. A Bill for an Act Making Appropria-

tion for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
January 31, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
January 31, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

### THIRD READING OF HOUSE BILLS

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Was read the third time.

Mr. Twichell moved that further consideration of this bill be deferred one legislative day.

Which motion prevailed.

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Was read the third time.

Mrs. Craig asked unanimous consent to offer the following amendment:

In line 1 of the printed bill after "Section 1" insert "amendment."

In line 3, Section 41 insert: "When local authorities may restrict the right to use highways."

Which request was granted.

Mrs. Craig then moved that the rules be suspended and House Bill No. 65 be considered properly re-engrossed and placed upon its third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Burkhart	Johnson, Traill	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell

Messrs.	Messrs.	Messrs.
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McDowall	Watt
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	

Those voting in the negative were:

Messrs.  
Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Kneeland	Van Berkom
Johnson, Ward	Standley	

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax

Messrs.	Messrs.	Messrs.
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Erickson, Kidder	McColl	Twete
Fettig	McCay	Twichell
Flom	McGauvran	Van Berkom
Frojen	McDowall	Veitch
Gibbens	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Bubel	Freeman

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections



3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Was read the third time.

Mr. Twichell asked unanimous consent to offer the following amendment:

In Section 4, line 4 of the printed bill after the word "the" insert the words "then accumulated."

Which request was granted.

Mr. Twichell then moved that the rules be suspended and House Bill No. 68 be considered properly re-engrossed and placed upon its third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dillard	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	McDowall	Watt

Messrs.	Messrs.	Messrs.
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Olafson	Steedsman

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfennig
Brown	Johnson, Ward	Rulon
Burkhart	Kapfer	Sax
Burns	Keierleber	Schultz
Carlson	Kneeland	Shurr
Carter	Kraft	Smith
Cox	Larson	Standley
Dickerson	Larvick	Steedsman
Dilland	Lavik	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry

Messrs.	Messrs.	Messrs.
Erickson, Benson	Lynch	Turner
Fettig	McColl	Twete
Flom	McCay	Twichell
Frojen	McGauvran	Van Berkom
Gibbens	McDowall	Veitch
Gilchrist	McManus	Watt
Halcrow	Martin	Wedel
Hamilton	Mau	Wentz
Hanson	Miller	Westford
Hausmann	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Henrickson	Northridge	Young
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Owings	Wagner
Isaak	Steen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Butt	Lee
Bubel	Freeman	Svingen

So the bill passed and the title was agreed to.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Oberg
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnston	Plath, John, Cass

Messrs.	Messrs.	Messrs.
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfennig
Brown	Johnson, Ward	Rulon
Brunsdale	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Svingen
Dilland	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McDowall	Watt
Gibbens	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Owings	Thompson
Dickerson	Steen	Wagner
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Gilchrist	Olafson

So the bill passed and the title was agreed to. Emergency clause declared carried.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River in the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 82. A Bill for an Act to Amend and Re-

enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

### THIRD READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Was read the third time.

Mr. Twichell moved that Senate Bill No. 69 be re-referred to the Committee on Elections and Election Privileges.

Which motion prevailed and the bill was so re-referred.

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 109; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dillard	Lembcke	Thatcher
Dolwig	Levin	Thompson
Erickson, Benson	Lindgren	Treffry

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lynch	Turner
Fettig	McColl	Twete
Flom	McCay	Twichell
Freeman	McDowall	Van Berkorn
Frojen	McGauvran	Veitch
Gibbens	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Dickerson	Steen

Absent and not voting:

Messrs.  
Dyer

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 99; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Northridge
Amsberry	Henderson	Oberg
Anderson	Henrickson	Olafson
Anfinson	Hoffman	Olson, Burleigh
Bell	Holthusen	Opdahl
Bishop	Horner	Owings
Bittner	Indergaard	Peters
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Smith
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Swendseid
Carter	Larvick	Thatcher
Cox	Lavik	Thompson
Craig	Lee	Treffry
Dickerson	Lembeke	Turner
Dillard	Levin	Twete
Dolwig	Lindgren	Twichell
Erickson, Benson	Lynch	Van Berkom
Fettig	McColl	Veitch
Flom	McCay	Wagner
Freeman	McDowall	Watt
Frojen	McGauvran	Wedel
Gibbens	McManus	Wentz
Gilchrist	Martin	Westford
Halcrow	Mau	Wigen
Hamilton	Miller	Werner
Hanson	Montgomery	Young
Hausmann	Morgan	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dyer	Olson, Hettinger	Standley
Erickson, Kidder	Place	Svingen
Isaak	Schultz	Wilson
Keierleber	Shurr	

Absent and not voting:

Messrs.	Messrs.
Johnson, Nelson	Muus

So the bill passed and the title was agreed to.

Mr. Standley explained his vote: I think it not right to change other people's time.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the



Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Have had the same under consideration and recommend that the same be amended as follows:

That Section 3 of the printed bill be amended to read as follows:

Section 3. The ballot to be Submitted at such Election shall be prepared by the County Auditor and shall be in the following form:

"Shall a levy of not to exceed \_\_\_\_\_ mills be made annually for a period of \_\_\_\_\_ (not to exceed 10 years), for the purpose of erection of the following public improvement \_\_\_\_\_."

YES .....   
NO .....

and there shall be inserted in the blank space in such question by the county auditor appropriate words describing the nature of the improvement to be undertaken.

In line 2 of Section 6 of the printed bill change the words "two mills" to "one mill."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

#### GENERAL ORDERS

Mr. Johnson of Traill moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Johnson to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

## Amendments of the Standing Committee:

In line 10, Section 1 of the printed bill, strike out the figure \$3,000.00, and insert in lieu thereof the figure \$3,300.00.

In line 15, Section 1 of the printed bill, strike out the figure \$500.00, and insert in lieu thereof the figure \$300.00.

In line 16, Section 1 of the printed bill, strike out the figure \$1,350.00, and insert in lieu thereof the figure \$2,350.00.

In line 20, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$700.00.

In line 21, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$750.00.

In line 22, Section 1 of the printed bill, strike out the figure \$1,300.00, and insert in lieu thereof the figure \$1,000.00.

In line 24, Section 1 of the printed bill, strike out the figure \$1,000.00, and insert in lieu thereof the figure \$750.00.

And recommend the adoption of the Standing Committee's amendments.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chaper 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

## Amendments of the Standing Committee:

In line 12 of the printed bill (add "ing" after "aid").

Line 25 of the printed bill strike out (if the same be necessary).

Line 26 of the printed bill strike out words (if possible or desirable).

And recommend the adoption of the Standing Committee's amendments.

CARL E. JOHNSON,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Albert Oslie, Velva; Mrs. Geo. Benson, C. T. Hoverson, Fargo; Hon. M. M. Borman and Olaf Bjorke, Abercrombie; Oscar Lee, Williston; W. E. Slagbaugh, Minot; E. H. Stubblefield, Cando; Dr. H. M. Waldron, Drayton; Harold Borland, Rolla; Carl Johnson, La Moure; David Wennerstrom, Finley; Orval E. Davolt, Carrington; Carl Thompson, New Rockford; B. O. Sorbo, Grand Forks; Walter Palmer, Minnewaukon; Mr. and Mrs. Ole Larson, Knox; J. C. Miller, Bottineau; James McKechnie, Mohall; Christian Braa, Crosby.

Mr. Standley moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

TWENTY-FIFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 1, 1929.

The House was called to order promptly at 2:00 p. m., the Speaker, Edwin Traynor, presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

Roll Call: All members present except Mr. Lynch.

REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fourth day and recommend that the same be corrected as follows:

Page 8, change line to read, "Mrs. Craig asked unanimous consent to offer the following amendment:

Change line 11 to read, "Which request was granted."

Page 11, change line 5 to read, "Mr. Twichell asked unanimous consent to offer the following amendment: Change line 8 to read, "Which request was granted."

Page 15, line 9, correct spelling of word "repairs."

Page 19, line 14, correct spelling of word "period."

Page 18, change Hermes from "absent and not voting" to "aye."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Mr. Wigen presented a letter from the president of the W. C. T. U. of Reeder urging him to support legislation prohibiting the sale of malt syrup for alcoholic beverages.

Mr. Worner presented a similar one from the W. C. T. U. president of Christine.

A third on the same matter was received from eighteen women of Abercrombie.

All were read and referred to the Committee on Temperance.

Messrs. Hamilton and Bell presented resolutions from the secretary of the North Dakota Crop Improvement Association urging more consideration of crop, seed, and soil improvement through the Extension Division of the Agricultural College.

The Speaker presented a similar resolution. Both were read and referred to the Committee on Agriculture.

Mr. Jardine presented communications from the city and county auditors of Fargo protesting against passage of House Bill 67.

Read and referred to the Committee on Tax and Tax Laws.

Mr. Cox presented a letter from Rev. R. T. Johnson, Bismarck, urging retention of copies of the Ten Commandments in school rooms.

Read and referred to the Committee on Education.

A resolution from the Stutsman County Sheep Growers' Association urging an adequate dog law was read and referred to the Committee on Live Stock.

Communications urging legislation favorable to the Shepard-Towner Act were presented by:

Mr. Hamilton from the Fordville Commercial Club.

Mr. Wedel, from T. L. Brouillard of Ellendale.

Mr. Anfinson from Mrs. C. E. Rinehart and 8 others of Rolette.

All were read and referred to the Committee on Appropriations.

Mr. Worner presented a protest from the manager of the Galchutt Farmers Elevator Company against House Bill No. 19.

Read and referred to the Committee on Warehouse and Grain Grading.

Mr. Worner presented a letter from Mr. A. Stern, Wahpeton, urging an appropriation to restore the Abercrombie State Park.

Read and referred to the Committee on Appropriations.

Mr. Twichell presented an opinion from the Attorney General and requested that the same be printed in the Journal.

Which request was granted.

#### MESSAGE FROM THE ATTORNEY GENERAL

#### OPINION

Office of Attorney General,  
Bismarck, North Dakota,  
February 1st, 1929.

Hon. L. L. Twichell,  
House of Representatives,  
State Capitol,  
Bismarck, North Dakota.

Dear Sir:

In response to your request for an opinion from this Department relative to acquiring by eminent domain property for use of the state institutions, I beg to advise as follows:

Section 14 of the Constitution of the State of North Dakota provides that "private property shall not be taken or damaged for public use without just compensation having been first made to or paid into Court for the owner", etc. Independently of express authority by the Constitution, private property can be taken only for public use and the Legislature cannot authorize a taking for a strictly private use even upon making a compensation. The necessity that the use shall be public excludes the idea that property may be taken under semblance of public use and ultimately conveyed and appropriated to a private use. But this rule does not prevent property taken for public use from being resold to private

persons with restrictions imposed upon them to carry out the public purpose. An ulterior public advantage may justify a comparatively insignificant taking of private property for what, in its immediate purpose, is a private use. *Noble State Bank vs. Haskell*, 219 U. S. 104.

No one doubts the existence in the state governments of the right of eminent domain—a right distinct from and paramount to the right of ultimate ownership. It grows out of the necessity of their being, not only out of the tenure by which lands are held. It may be exercised, though the lands are not held by grant from the Government, either mediately or immediately, and independent of the conditions whether or not they would escheat to the government in case of a failure of heirs. The right is the offspring of political necessity; and it is inseparable from sovereignty, unless denied to it by its fundamental law.

The Legislature recognized the fact that there might be some question as to whether or not the State would have the right to exercise the right of eminent domain and acquire for the use of any of the state institutions any property necessary for the maintenance and expansion thereof and therefore enacted the following statute during the 1925 Session of the Legislature, which reads as follows:

“Section 11a1 (1925 Supplement to the Compiled Laws of North Dakota for the year 1913). Acquiring by Eminent Domain Property for Use of State Institutions. The state may, by the exercise of the right of eminent domain, acquire, for the use of any of the state institutions, any property necessary to the maintenance or expansion thereof, or to the acquirement of any of the essentials of their existence or necessary to their operation or the health, safety or support of any inmates thereof or the protection or care of their property.”

The Legislature, at the same Session, further provided that the proceedings for the acquirement of any such property shall be prosecuted by the Attorney General in the name of the State as plaintiff, and shall be governed by the general provisions of law applicable to condemnation proceedings.

In view of the above statutory provisions, I am of the opinion that the state may, by the exercise of the right of eminent domain, acquire for the use of any of the state institutions, any property necessary to the maintenance, expansion or use thereof under proper proceedings instituted by the Attorney General in the name of the State as plaintiff, and the provisions of Section 14 of the Constitution are complied with by paying into Court for the owner such compensation as may be awarded under the proceedings instituted.

Very truly yours,  
CHAS. SIMON,  
First Asst. Attorney General.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Also,

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chaper 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 5. A Bill For an Act providing for Storage and Grain Delivery charges in Elevators and the issuance of



Warehouse receipts for same. That Section 18 of Chapter 155 of the Session Laws 1927 North Dakota to be Amended and Re-enacted.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. W. HOFFMAN,  
Chairman.

Mr. Hoffman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which the committee report on House Bill No. 5 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title of the bill by inserting in Line 1 of the printed bill, after the word and figures "Section 18" and ahead of the word "of", where said word first occurs in said line, the word and figures "and Section 24."

On page 2 of the printed bill in Line 22 thereof strike out the words "one-half" and insert in lieu thereof the words "one-fourtieth."

On page 2 of the printed bill, in Line 23, strike out the word "month" and insert in lieu thereof the word "day" and in the same line and the succeeding line, after the word "thereof" strike out the words "but not to exceed five cents per bushel for one year"; and in line 25 of the same page strike out the word "thirty" and insert in lieu thereof the word "twenty."

On page 3 of the printed bill, immediately preceding the emergency clause, insert the following; as Section 2:

Section 2. That Section 24, of Chapter 155 of the Session Laws of North Dakota for the year 1927 be amended and re-enacted to read as follows:

**Section 24. DISCRIMINATION PROHIBITED.** No public warehouseman shall discriminate in the buying, selling, receiving and handling of grain or the service rendered to owners of stored grain, nor shall such warehouseman discriminate in the receiving of grain offered for sale or storage; provided, that no public warehouseman shall be required to receive for storage any grain which is heating or otherwise out of condition.

Amend the bill by inserting in same, immediately following the enacting clause, the following:

Section 1. That Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927 be amended and re-enacted to read as follows:

In Line 1 of Section 1 of the printed bill strike out the figure "1" following the word "Section" and insert in lieu thereof the figures "24."

And when so amended recommend the same do pass.

G. W. HOFFMAN,  
Chairman.

Mrs. Craig moved that the absent member be excused.

Which motion prevailed.

Mr. Freeman moved that the Speaker appoint a committee of three members to act with a like committee from the Senate to arrange for a memorial program for Lincoln's birthday.

Which motion prevailed.

The Speaker appointed as such committee Representatives Kneeland, Lindgren and Gibbens.

Mr. Twichell moved that when the House completes its days' business it recess until 1:00 p. m. the following day.

Which motion prevailed.

Mr. Kneeland rose to the question of personal privilege and requested that his remarks be printed in the Journal.

Mr. Kneeland:

Last Tuesday afternoon House Bill 58 was discussed in Committee of the Whole. The next day it was defeated on final passage. I assumed that ended the matter and was fast forgetting it, when my attention was called to an editorial in the Mandan Pioneer discussing the bill and seriously reflecting upon myself, another member of this House and the city in which I have lived for more than a quarter of a century. The second paragraph of the editorial reads thus:

"Yet today in the North Dakota house of representatives, one finds the unique spectacle of two neophytes at lawmaking, Kneeland of Stutsman, and Mau of Ransom, new members, leading the fight to repeal the law requiring city councils to publish their proceedings."

On investigation I find that a neophyte is not such a vile animal as I first feared, and like other men of my age, I feel rather flattered at anything which classes me with men of some newness and youth.

Further on is a statement alleged to have been made on the argument, by the two members, meaning of course, Mr. Mau and myself, which the writer criticises as childish puerile and asinine. (I hope I pronounce that word asinine correctly,—I want to add it to my vocabulary.)

However, it seems to me that no newspaper should publish an article of this kind without having a competent reporter on hand to report correctly the facts. That the Pioneer did not have may be assumed, for I took no part whatever in the argument on this bill, either in Committee of the Whole or on the floor of the House, and therefore the statement in the editorial as to what I said is absolutely and unqualifiedly false.

The editorial tells us that a valuable franchise was granted in Mandan a couple of years ago, without a citizen of Mandan knowing a thing about it, until the deal was closed, (which by the way would be a legal impossibility,) and then the writer insinuates, in a paragraph beginning "we wonder," that Jamestown or Lisbon has some kind of a public utility deal to put over and that Mr. Mau and myself "are attempting to lay the ground-work for it by removing the public information."

I protest against the publication of any such false and libelous insinuation. Perhaps the editor could appreciate this better if we use an illustration. Suppose in this case we should do some wondering, not actual but just hypothetical wondering. We might wonder how much the Pioneer was influenced by its hope to bring about publication of commission proceedings in Mandan to its own profit. We might wonder if the editor is really so simple as to suppose the law

regarding council proceedings, if in force in Mandan, would have prevented the secrecy he says existed regarding the franchise granted there. We might wonder, if his intentions are so pure, why he does not advocate some law that would give the public advance notice that the granting of a franchise is being contemplated, at a merely nominal expense to the city, instead of the publication of what is done after it becomes history and everybody knows it anyway, but at great profit to the newspaper. We might wonder if in that case, if it came about as the Pioneer says, just what part the Pioneer had in laying the groundwork by failing to print the news. In fact, we might wonder how anything of the kind could have happened in Mandan if that city had had an honest, up-to-date, progressive, efficient and public-serving newspaper.

As far as this bill 58 is concerned, the City of Jamestown, and no resident of that city except myself, had anything to do with it. It was recommended, I am informed, I was not there, by a meeting of city officials of the state held last fall. It was handed to me with the suggestion I introduce it. I was familiar with the law and honestly believed it should be repealed and so introduced the bill without any suggestion or knowledge whatever that I should do so from any other resident or officer of Jamestown. Furthermore Jamestown has no public utility franchise now pending before its council and is not likely to have for several years. And I will challenge the Pioneer or anybody else to show an instance where any franchise has been granted by Jamestown without the public having full information and being invited in fact to cooperate with the council in looking after the interests of the city.

Every reasonable courtesy and privilege should be granted to the press by this House. But the press should confine its statements of fact regarding the proceedings here to the truth, and should refrain from malicious innuendoes, without any foundation of fact, regarding the members of this House and responsible officials of our municipalities.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Twichell introduced:

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Committee on Game and Fish introduced:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Which was read the first and second times and referred to the Committee on Game and Fish.

Also,

House Bill No. 117. A Bill For an Act to Amend and Re-enact Sections 3 and 5 of Chapter 146 of the 1927 Session Laws Relating to Fur-Bearing Animals and Regulating the Taking Thereof.

Which was read the first and second times and referred to the Committee on Game and Fish.

Also,

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Which was read the first and second times and referred to the Committee on Game and Fish.

Also,

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Which was read the first and second times and referred to the Committee on Game and Fish.

Also,

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Which was read the first and second times and referred to the Committee on Game and Fish.

Also,

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Which was read the first and second times and referred to the Committee on Game and Fish.

Messrs. Place and Dyer introduced:

House Bill No. 122. A Bill For an Act to Appropriate the Sum of Twenty Thousand Dollars (\$20,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River at a Point in the Vicinity of Section 9, Township 136, Range 104 in the County of Slope, North Dakota as may be more Particularly Determined by a Survey, Under the Provisions of Chapter 73 of the Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and Do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Bishop introduced:

House Bill No. 123. A Bill For an Act to Limit the Rate in Mills Which May be Levied by School Districts, Providing a Method of Increasing Such Levy and Continuance or Discontinuance Thereof.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Committee on Appropriations introduced:

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Horner introduced:

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Other Members of Such Bureau; Defining Their Powers and Duties; Defining the duties of Sheriffs, Constables, Marshals and other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court

and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of the Members of Such Bureau and Declaring an Emergency.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. R. A. Johnson and Kneeland introduced:

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Messrs. Jardine and Carl E. Johnson introduced:

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Mr. Twichell introduced:

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Turner introduced:

House Bill No. 129. A Bill For an Act Appropriating Money for the Benefit of the North Dakota Dairymen's

Association, for the Purpose of Promoting and Encouraging the Dairying Interests in the State.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Twichell introduced:

House Bill No. 130. A Bill For an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Thompson, by request, introduced:

House Bill No. 131. A Bill For an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota of the Year 1927.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. O. E. Erickson introduced:

House Bill No. 132. A Bill For an Act Prohibiting Every Teacher of Public Schools, Every Member of the School Board, Every County Superintendent of Public Instruction, and the State Superintendent of Instruction, from Either Directly or Indirectly Permitting the Pupils of any School to be Organized into a Soliciting Agency for the Purpose of Selling any Publication or Commodity Whatsoever, Either by Means of Public Solicitation or using the School House or any of the Equipment of a Public School House for the Purpose of Soliciting Subscriptions or Business of Any Kind. Penalty. For the Purpose of Preventing the Minds of the Pupils of the School to be Distracted from Educational Work and Formed into Clubs for the Purpose of Soliciting and Securing Subscriptions for Publications and Other Commodities and for Declaring the Public Policy of the State in Relation Thereto.

Which was read the first and second times and referred to the Committee on Education.

Mr. Freeman introduced:

House Bill No. 133. A Bill For an Act Relative to the Payment of Tuition for Attendance at the Model High School Operated and Maintained in Connection with the State University, and Repealing all Acts and Parts of Acts in Conflict Therewith.



Which was read the first and second times and referred to the Committee on Education.

### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
February 1, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Board of County Commissioners under

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Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following as a Committee to Act with a like committee of the Senate to arrange for a Joint Meeting and a program on Lincoln's Birthday:

REPRESENTATIVES  
KNEELAND.  
LINDGREN,  
GIBBENS.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. President: I have the honor to return:

Senate Bill No. 8. A Bill for an Act to Provide a Stand-

ard Time for the State of North Dakota and the Institution and Continuance Thereof.

Which the House has amended as follows:

In next to the last line of the original bill after the word "intended" insert a "comma."

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. Speaker: I have the honor to return:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Which the Senate has amended as follows:

In line 12 of the printed bill strike out the words "Two Dollars" and the figures "\$2.00" and insert in lieu thereof the words: "Three Dollars" and the figures "\$3.00."

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House Amendment to:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a committee of three to act with a like committee of the House to arrange for a joint meeting and a program on Lincoln's Birthday:

SENATORS:  
MATTHAEI,  
CAIN,  
THORSON.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 1, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

### THIRD READING OF HOUSE BILLS

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 67; nays, 39; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson	Peters
Bishop	Jardine	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Sax
Burns	Kneeland	Smith
Carter	Larvick	Standley
Cox	Levin	Steedsman
Craig	McGauvran	Thatcher
Erickson, Benson	McDowall	Thompson
Fettig	McManus	Treffry
Freeman	Mau	Turner
Frojen	Miller	Twichell
Gibbens	Morgan	Veitch
Halcrow	Muus	Watt
Hamilton	Northridge	Wedel
Hausmann	Oberg	Wentz
Helbling	Olafson	Westford
Henderson	Olson, Burleigh	Wigen
Hoffman	Olson, Hettinger	Wilson
Horner	Opdahl	Mr. Speaker
Indergaard		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Montgomery
Amsberry	Holthusen	Owings
Anfinson	Kapfer	Place
Brunsdale	Keierleber	Schultz
Bubel	Kraft	Shurr
Burkhart	Larson	Steen
Carlson	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Twete
Dyer	Lindgren	Van Berkom
Erickson, Kidder	McColl	Wagner
Flom	McCay	Worner
Henrickson	Martin	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Gilchrist	Isaak
Butt	Hanson	Lynch
Dolwig		

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Thompson moved that the vote by which House Bill No. 66 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Burkhart explained his vote:

I was in the Appropriations Committee and I did not object to the report of the committee. I have been rather suspicious, or rather dissatisfied in not knowing just exactly how I should vote on this proposition until I had made further inquiry. Upon further investigation it seems to me it is unnecessary to have this land. It seems to me we have enough land at the penitentiary already, if used as it should be, for use of the penitentiary, and further, my information as I have it, is that this land is not as good land as I anticipated it was in the first place.

For these reasons I must vote "no."

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.  
Aljets  
Amsberry  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Bubel  
Burkhart  
Burns  
Carlson  
Carter  
Cox  
Craig  
Dickerson  
Dilland

Messrs.  
Hermes  
Hoffman  
Holthusen  
Horner  
Indergaard  
Iverson  
Jardine  
Johnston  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Kapfer  
Keierleber  
Kneeland  
Kraft  
Larson  
Larvick  
Lavik  
Lee

Messrs.  
Olafson  
Olson, Burleigh  
Olson, Hettinger  
Owings  
Peters  
Place  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Standley  
Steedsman  
Svingen  
Swendseid  
Thatcher

Messrs.	Messrs.	Messrs.
Dyer	Lembcke	Thompson
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Turner
Fettig	McColl	Twete
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.  
Steen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Isaak	Opdahl
Butt	Lynch	Twichell
Dolwig	McGauvran	Van Berkom
Gilchrist		

So the bill passed and the title was agreed to.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Twichell
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Henderson	Northridge	Young
Heibling	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dolwig	Kneeland	Van Berkom
Gilchrist	Lynch	Wentz
Isaak	Olafson	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Turner moved that the House do now concur in the Senate Amendments to House Bill No. 18.

### ROLL CALL

The question being on the motion of Mr. Turner, the roll



was called, and there were ayes, 65; nays, 39; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arasberry	Johnson, Nelson	Peters
Bell	Johnson, Ward	Place
Bishop	Kneeland	Plath, John, Cass
Brown	Kraft	Plath, Wm., Cass
Burkhart	Larson	Pfenning
Burns	Larvick	Rulon
Butt	Lee	Sax
Carlson	Lembcke	Smith
Cox	Lindgren	Standley
Dyer	McCull	Steen
Erickson, Kidder	McCay	Thompson
Fettig	McDowall	Turner
Freeman	Martin	Twete
Halcrow	Mau	Twichell
Hamilton	Miller	Watt
Hanson	Montgomery	Wentz
Henderson	Muus	Westford
Henrickson	Oberg	Wigen
Hermes	Olson, Burleigh	Wilson
Horner	Olson, Hettinger	Young
Indergaard	Opdahl	Mr. Speaker
Iverson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Helbling	Northridge
Anfinson	Hoffman	Olafson
Bittner	Holthusen	Schultz
Boe	Jardine	Shurr
Bohnsack	Johnson, Traill	Steedsman
Bubel	Johnston	Svingen
Craig	Kapfer	Swendseid
Dickerson	Keierleber	Thatcher
Erickson, Benson	Lavik	Treffry
Flom	Levin	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Wedel
Hausmann	Morgan	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dillard	Isaak
Brunsdale	Dolwig	Lynch
Carter	Gilchrist	Van Berkom

So the motion prevailed.

Mr. Turner moved that the rules be suspended and House

Bill No. 18 be considered properly re-engrossed and placed upon its third reading and final passage.

Which motion prevailed.

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 71; nays, 36; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Iverson	Peters
Anfinson	Johnson, Nelson	Place
Bell	Johnson, Ward	Plath, John, Cass
Bishop	Kneeland	Plath, Wm., Cass
Bittner	Kraft	Pfenning
Brown	Larson	Rulon
Burkhart	Larvick	Sax
Burns	Lee	Smith
Butt	Lembcke	Standley
Carlson	Lindgren	Steen
Cox	McCull	Swendseid
Dillard	McCay	Thompson
Dyer	McDowall	Treffry
Erickson, Kidder	McGauvran	Turner
Fettig	McManus	Twete
Freeman	Martin	Twichell
Halcrow	Mau	Watt
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Henderson	Muus	Wigen
Henrickson	Oberg	Wilson
Hermes	Olson, Burleigh	Young
Horner	Olson, Hettinger	Mr. Speaker
Indergaard	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Northridge
Anderson	Helbling	Olafson
Bohnsack	Hoffman	Opdahl
Brunsdale	Holthusen	Schultz
Bubel	Jardine	Shurr
Carter	Johnson, Traill	Steedsman

Messrs.	Messrs.	Messrs.
Craig	Johnston	Svingen
Dickerson	Kapfer	Thatcher
Erickson, Benson	Keierleber	Veitch
Flom	Lavik	Wagner
Frojen	Levin	Wedel
Gibbens	Morgan	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Boe	Gilchrist	Lynch
Dolwig	Isaak	Van Berkom

So the bill passed and the title was agreed to.

Mr. McCay moved that the vote by which House Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Was read the first and second times and referred to the Committee on Highways and Bridges.

#### GENERAL ORDERS

Mr. O. E. Erickson moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. O. E. Erickson to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Amendments of the Standing Committee:

In Section 2565 lines 14 to 16 strike out the words, "and the attorney member of the Board shall be allowed five dollars for drawing the pleadings and making the records in each case, (and add the comma).

Also after the period in line 18 insert the following:

"The county judge shall draw all necessary pleadings and make the records in each case without further compensation."

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Amendments of the Standing Committee:

That Section 3 of the printed bill be amended to read as follows:

Section 3. The ballot to be Submitted at such Election shall be prepared by the County Auditor and shall be in the following form:

"Shall a levy of not to exceed \_\_\_\_\_ mills be made annually for a period of \_\_\_\_\_ (not to exceed 10 years), for the purpose of erection of the following public improvement \_\_\_\_\_"

YES .....   
NO .....

and there shall be inserted in the blank space in such question by the county auditor appropriate words describing the nature of the improvement to be undertaken.

In line 2 of Section 6 of the printed bill change the words "two mills" to "one mill."

And recommend the adoption of the Standing Committee's Amendments.

O. E. ERICKSON,  
Chairman.

Mr. Mau moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: David Isaak, Krem; Ernest Johnson, Cooperstown; P. E. Schley, New Rockford.

Pursuant to Mr. Twichell's motion the House stands recessed until 1:00 p. m., Saturday.

C. R. VERRY,  
Chief Clerk.

TWENTY-FIFTH DAY AFTER RECESS  
AND TWENTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 2, 1929.

The House reassembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Ninth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Turner introduced:

House Bill No. 134. A Bill For an Act to appropriate the Sum of \$33,078.70 out of the Hail Indemnity Tax Fund for the Purpose of Reimbursing the Various Permanent School and Institutional Funds of the State for Moneys Expended by the Board of University and School Lands for Hail Indemnity Taxes Paid on Lands Acquired by the State through Foreclosure Proceedings and Providing the Procedure to be Followed Therewith.

Which was read the first and second times and referred to the Committee on Insurance.

Committee on Appropriations introduced:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Peters introduced:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Cox introduced:

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal, Attachment, Claim and Delivery and Other Like Cases.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Twichell requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Twichell moved: That the hereto attached opinion of the Attorney General with respect to the Constitutionality of Senate Bill No. 5, now before a house committee and shortly to be reported in with a majority for its passage, be read by the clerk and such opinion printed in the House Journal of this Legislative day.

Which motion prevailed.

## OPINION FROM THE ATTORNEY GENERAL

Office of Attorney General,  
Bismarck, North Dakota,  
January 28, 1929.

Hon. A. W. Fowler,  
State Senate,  
Capitol.

Dear Sir:

## OPINION

In response to your request for an opinion from this office relative to Senate Bill No. 5, in which you ask an opinion upon the following questions: (1) Does said Senate Bill No. 5, and particularly Subd. 2 of Sec. 4 thereof, impose any debt against, or liability upon the State of North Dakota through any action taken thereunder by the Board of Administration, and, (2) is such bill constitutional, I beg to advise as follows:

We have gone over this bill very carefully and fully, and have also considered the decision of our Supreme Court in the case of Wilder vs. Murphy, 218 NW 156, and the cases of Loomis vs. Callahan, (Wis), 220 NW 816, and McLean vs. Regent (Ore.), 265 Pac. 412, and we would advise you as follows:

First, in our opinion said Senate Bill No. 5, and particularly Subd. 2 of Sec. 4 thereof, does not to any extent or degree whatever create a debt against or a charge upon the State of North Dakota. By Subd. 8 of Sec. 2, found on Page 4 of the printed bill, it is specifically provided that the holding company, or its successors or assigns shall acquire no right, title or interest in or to the campus site or dormitory erected thereon, or the equipment thereof, save and except the right to operate such dormitory solely for the educational purposes, in the manner and upon the terms and conditions provided in the Act. Clearly, therefore, there is no lien given against the campus site. By Subd. 2 of Sec. 4 it is specifically provided as follows:

"Such lease shall provide for the payment to such association, its successors or assigns, of a net cash annual rental of not to exceed 15% of the cost of such site, dormitory and equipment. Said net cash annual rental shall be payable and paid, solely and exclusively out of the income derived from the operation of such dormitory as herein provided, and it is hereby expressly provided that the state shall incur no liability whatever by reason of the exercise of the authority hereby granted to the said Board of Administration."

By this language it is expressly and clearly provided that the net cash annual rental to be paid by the Board of Administration to the holding association is payable and shall be paid solely and exclusively and only out of the income derived from the operation of the dormitory and from nowhere



else. There is no provision for any bond issue, nor is there any provision for the levy of any tax for the payment of the rental or of any indebtedness.

Section 182 of the Constitution provides the sole and exclusive manner in which a debt may be created against the State of North Dakota. It provides in part:

"No further indebtedness shall be incurred by the state unless evidenced by a bond issue which shall be authorized by law for certain purposes to be clearly defined. Every law authorizing a bond issue shall provide for levying an annual tax, or make other provision sufficient to pay the interest semi-annually, and the principal within thirty years from the date of the issue of such bonds."

It is, therefore, clear that no debt or obligation was intended to be created against the State of North Dakota, nor is any such debt or obligation, in fact, created. If we assume that Senate Bill No. 5, and particularly Subd. 2 of Sec. 4, does create a debt or obligation (which it does not), then the Act would be unconstitutional and void after the decision of our Supreme Court in Wilder vs. Murphy. I might add that under the provision of Subd. 5 of Sec. 2, found on Page 3 of the printed bill, that just as soon as the indebtedness of the holding company against the site, dormitory and equipment is paid any lease which the Board of Administration might make under Sec. 4 would immediately become null and void and the title to the dormitory site and equipment would immediately pass to the State.

With respect to whether or not Senate Bill No. 5 is constitutional and meets the objections made by our Supreme Court in Wilder vs. Murphy to Chapter 257 and 258, Session Laws 1927, which were held unconstitutional in that decision, I would say that in my opinion Senate Bill No. 5 meets all criticisms made by our Supreme court in Wilder vs. Murphy, and is constitutional and valid. In support of this conclusion, I would cite the cases above referred to of Loomis vs. Callahan and McLean vs. Regent.

Yours very truly,

CHAS. SIMON,  
Assistant Attorney General.

Mr. Twichell moved that action on House Bill No. 19, now in General Orders, be postponed until the legislative day of February 5.

Mr. Van Berkomp moved as a substitute motion that House Bill No. 19 be put on General Orders for this afternoon.

The Speaker ruled the motion out of order.

The question being upon the original motion by Mr. Twichell the question was put and the motion prevailed.

Mr. Twichell moved that the rule with regard to the time

limit for introduction of appropriation bills be suspended for five legislative days.

Which motion prevailed.

Mr. O. E. Erickson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### TWENTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 2, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

#### ROLL CALL

All members present except Messrs. Dolwig, Isaak, Lynch, and Smith.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fifth day and recommend that the same be corrected as follows:

Page 4, line 16, correct spelling of word "sovereignty."

Page 7, strike out line 32 and insert in lieu thereof, Kneeland, Lindgren and Gibbens.

Page 9, line 5, correct spelling of word "advocate."

Page 15, strike out lines 30, 31 and 32 and insert in lieu thereof, Kneeland, Lindgren and Gibbens.

Page 24, line 5, change Dilland from voting "nay" to "aye."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Petitions urging compulsory state hail insurance on cropped land were presented by: 38 residents of La Moure County. 22 residents of Dickey County.

Read and referred to the Committee on Insurance.

Petitions urging the restriction of malt products for alcoholic beverages were presented by: 18 citizens of Fargo.

Messrs. Carlson and Standley, from 64 citizens of Hope.

Mr. Veitch from the secretary of Dacotah Club, Grand Forks.

Read and referred to the Committee on Temperance.

Messrs. Horner, Jardine and Twichell presented letters from the president of the North Dakota W. C. T. U. and the State Director Bible in Schools urging retention of copies of the Ten Commandments in school rooms.

Read and referred to the Committee on Education.

A petition from 83 residents of Benson County urging an adequate dog law was read and referred to the Committee on Live Stock.

Resolutions urging legislation favorable to the Sheppard-Towner act were presented by:

The President of School District No. 13 P. T. A. of Pembina County.

Mr. Gibbens, from the P. T. A. of Center, North Dakota.

Read and referred to the Committee on Appropriations.

#### REPORTS OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 17. A Bill for an Act to appropriate the sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same do pass.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Sections 5059 and 5062, Compiled Laws of 1913, Relating to Fraternal Benefit Societies.

Have had the same under consideration and recommend that the same be amended as follows:

In line two of the title after the word "of" insert the following: "North Dakota for."

In line one of section one of the printed bill after the word "of" insert the following: "North Dakota for."

In line 14, page two of the printed bill strike out the words "or endowments."

In line 28 of the printed bill strike out the comma after the word "issued" and the remainder of line 28, 29 and 30, and insert in lieu thereof a period.

In line 42 of the printed bill after the word "may" insert the following "in addition to those benefits provided in subsection 1 of section 5062 issue endowment certificates and."

And when so amended recommend the same do pass.

C. VERNON FREEMAN,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Have had the same under consideration and recommend that the same do pass.

JOS. MCGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Also,

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Also,

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 94. A Bill For an Act to Amend and Re-enact Section 6768a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Have had the same under consideration and recommend that the same be amended as follows:

Beginning at the end of line 7 of Section 3 of the printed bill strike out the words "for agricultural purposes, or."

In line 8 of Section 3 of the printed bill strike out the "comma" after the word mineral and insert the word "or."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed.

Mr. Flom requested an extension of time on House Bill No. 74.

Which request was granted.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Bishop introduced:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Thompson introduced by request:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Thompson introduced by request:

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

Which was read the first and second times and referred to the Committee on Insurance.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 2, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Pur-

pose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
 C. R. VERRY,  
 Chief Clerk.

House Chamber,  
 Bismarck, North Dakota,  
 February 2, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Very respectfully,  
 C. R. VERRY,  
 Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 86; nays, 10; absent and not voting, 16; passed, 1.

Those voting in the affirmative were:

- |          |            |                  |
|----------|------------|------------------|
| Messrs.  | Messrs.    | Messrs.          |
| Aljets   | Henderson  | Oberg            |
| Ansberry | Henrickson | Olafson          |
| Anfinson | Hermes     | Olson, Burleigh  |
| Bell     | Hoffman    | Olson, Hettinger |
| Bishop   | Holthusen  | Opdahl           |
| Bittner  | Iverson    | Owings           |
| Boe      | Johnston   | Peters           |



Messrs.	Messrs.	Messrs.
Bohnsaek	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Pfenning
Bubel	Kapfer	Rulon
Burkhart	Keierleber	Sax
Butt	Kneeland	Schultz
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Dillard	Lavik	Swendseid
Dyer	Lee	Thatcher
Erickson, Kidder	Lembcke	Thompson
Erickson, Benson	Levin	Turner
Fettig	McCoy	Van Berkom
Flom	McCoy	Watt
Freeman	McDowall	Wedel
Frojen	McGauvran	Wentz
Gilchrist	McManus	Westford
Halcrow	Mau	Wigen
Hamilton	Miller	Wilson
Hanson	Montgomery	Young
Hausmann	Morgan	Mr. Speaker
Helbling	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Shurr	Wagner
Dickerson	Svingen	Worner
Indergaard	Treffry	
Martin	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Isaak	Place
Brown	Jardine	Plath, John, Cass
Burns	Johnson, Ward	Smith
Dolwig	Lindgren	Veitch
Gibbens	Lynch	
Horner	Northridge	

Passed:

Messrs.  
Twichell

So the bill passed and the title was agreed to.

Mr. Twichell desired to pass on this roll call as he is personally interested in the bill, being a member of the Board of Commissioners of Insanity of Cass county.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Provid-

ing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 62; nays, 41; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hoffman	Peters
Bell	Holthusen	Plath, John, Cass
Bishop	Johnston	Plath, Wm., Cass
Bittner	Johnson, Nelson	Pfenning
Boe	Johnson, Traill	Rulon
Bohnsack	Johnson, Ward	Standley
Brown	Kneeland	Steedsman
Brunsdale	Larvick	Thompson
Carter	McDowall	Turner
Cox	McGauvran	Twichel
Dyer	McManus	Veitch
Fettig	Mau	Watt
Flom	Miller	Wedel
Freeman	Montgomery	Wentz
Frojen	Morgan	Westford
Gibbens	Muus	Wigen
Halcrow	Oberg	Wilson
Hamilton	Olafson	Worner
Hausmann	Olson, Burleigh	Mr. Speaker
Helbling	Olson, Hettinger	
Henderson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Place
Amsberry	Iverson	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembcke	Treffry
Erickson, Kidder	Levin	Twete
Erickson, Benson	McCull	Van Berkom
Gilchrist	McCay	Wagner
Hanson	Martin	Young
Henrickson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Horner	Lynch

Messrs.	Messrs.	Messrs.
Burns	Isaak	Northridge
Dolwig	Jardine	Smith
Hermes	Lindgren	

So the bill passed and the title was agreed to.

Mr. Freeman moved that the vote by which House Bill No. 22 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lee explained his vote: "I vote "no" on this bill because it opens up an avenue for additional taxation and further, it does away with the present restrictions purposely put on our statutes for the protection of our taxpayers."

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 2, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 38. A Bill For an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Was read the first and second times and referred to the Committee on Corporations Other than Municipal.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title of the printed bill after the word

"Lines" strike out the word "of" and insert in lieu thereof the word "on".

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Have had the same under consideration and recommend that the same be amended as follows:

Page 3 of the printed bill, Section 2, at the end of line 46 change the word "of" to "is".

Section 2 line 47 of the printed bill insert the word "of" between the words "sums" and "not".

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement.

Have had the same under consideration and recommend that the same be amended as follows:

In line 11 of the printed bill, Section 3, after the comma following the word "dogs," the word "crows" be inserted.

In second line of the title strike out the period and add "of the Compiled Laws of North Dakota of 1913."

In line two Section 1 of printed bill insert "of the Compiled

Laws of North Dakota for 1913" after the word "Supplement."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Have had the same under consideration and recommend that the same be amended as follows:

Beginning at line 7 of the original bill, strike out all of Section 6001a1 after the words "Notice to County Treasurer" and insert the following: "No personal property shall be sold at public auction in the State of North Dakota unless the owner thereof or the clerk of such auction sale, shall at least six days prior to the holding of such auction sale, have notified the County Treasurer of the county in which such sale is to be held of the holding thereof. Such notice shall be in writing and shall be mailed such County Treasurer by registered mail, and shall contain a list of the personal property to be so sold, together with the name and post office address of the person or persons in whose name, or names, the property to be sold was last assessed, and together with a description of the land upon which so assessed.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of

1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

And the Speaker signed the same in the presence of the House.

A return was made to the Seventh Order of Business.

Mr. Freeman requested an extension of time on House Bills Nos. 71, 67, 63, 59, 60, 61 and 21.

Which request was granted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. J. Morris, Jamestown; Mrs. Einar Muus, Minot; Mrs. C. H. Morgan, Walcott; N. M. Aakran, Minot; Ole Larson, Walford, Mrs. S. J. Atkins, Byrdie Atkins, Cando; Mrs. Halsey Hall, Minneapolis, Minn.; Mrs. D. A. Marcks, Bismarck.

Mr. McCay moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## TWENTY-EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 4, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

## ROLL CALL

All members present except Messrs. Kneeland and Lynch.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Twenty-fifth day after recess and the Twenty-sixth Day and  
recommend that the same be corrected as follows:

Page 4, line 20, correct spelling of the word "unconstitu-  
tional."

Strike out line 44 and insert: "Mr. Van Berk~~o~~m moved as  
a substitute motion that House Bill No. 19 be put on General  
Orders for this afternoon." The Speaker ruled the motion  
out of order.

The question being upon the original motion by Mr. Twichell  
the question was put and the motion prevailed.

Page 10, line 13, correct spelling of word "request."

Page 11, line 7, correct spelling of word "chapter."

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Mr. Flom presented a letter from the president of the Sarles Commercial Club urging repeal of the Guaranty Fund law.

Read and referred to the Committee on Banks and Banking.

Mr. Carter presented a resolution from the Ransom County Sheep Growers urging an adequate dog law.

Read and referred to the Committee on Live Stock.

Petitions urging legislation prohibiting the sale of malt products for alcoholic beverages were presented by:

The W. C. T. U. of Esmond.

President of the North Dakota W. C. T. U.

35 residents of Adams county.

39 residents of Cando.

26 citizens of Fargo.

44 citizens of Devils Lake.

24 citizens of Bantry.

25 citizens of Esmond.

All were referred to the Committee on Temperance.

Petitions urging compulsory hail insurance on cropped lands were presented by:

Mr. Svingen from 21 taxpayers of Bottineau county.

45 taxpayers of Wells county.

A similar petition from Mr. Twete, signed by Ed. Sherley and 37 others of Noonan.

A communication urging legislation favorable to agriculture was presented by the secretary of McLean County Farmers' Union.

Read and referred to the Committee on State Affairs.

A resolution, urging retention of copies of the Ten Commandments in school rooms, was presented by Mr. Cox from 30 members of the Presbyterian Church of Bismarck.

Read and referred to the Committee on Education.

Petitions urging legislation favorable to the Sheppard-Towner act were presented by:

Mr. Oberg, from the Entre Nous Club of Garrison.

Messrs. Martin, Svingen and Thatcher, from the American Legion Auxiliary of Willow City.

Mr. Svingen, from the Presbyterian Church Woman's Missionary Society of Bottineau.

President of the P. T. A. of Lone Tree.

Read and referred to the Committee on Appropriations.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Have had the same under consideration and recommend that the same be amended as follows:

On page three (3) at line forty-eight (48) of the Printed Bill, strike out the words and figures "Five Hundred (\$500) Dollars" and insert in lieu thereof the following: "Two Hundred Fifty (\$250) Dollars, or by imprisonment in the county jail not to exceed thirty (30) days."

And when so amended recommend the same do pass.

JOHN G. PLATH,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 77. A Bill For an Act to appropriate the Sum of Forty-Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River between McKenzie County and Dunn County, North Dakota, on Federal Highway No. 22 Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement, Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct such Bridge and Do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOS. MCGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erect-

ing a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4, Section 1 of the printed bill, strike out the words "thirty-six one", and insert in lieu thereof the word "ten."

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 67. A Bill For an Act to Amend and Re-enact Sections 2191, 2197 and 2203 of the 1925 Supplement to the Compiled Laws of 1913, Providing for the Sale of Real Estate for Delinquent Taxes, the Rate of Interest, Tax Sale Certificates, Redemption of such Real Estate.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: A Minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER KEIERLEBER,  
RICHARD BUBEL,  
E. E. IVERSON,  
JAMES McMANUS.

Mr. Keierleber moved as a substitute motion that the minority report of the committee on Senate Bill No. 5 be adopted instead of the majority report.

Which motion was lost.

The question being upon the motion by Mr. Twichell the question was put and the motion prevailed.

The Committee on Insurance made the following report:

Mr. Speaker: A Majority of your Committee on Insurance to whom was referred:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
GORDON COX,  
D. L. PETERS,  
I. W. STANDLEY,  
F. E. HENDERSON,  
J. A. JARDINE,  
HUGH McDOWALL,  
J. H. BURNS.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted.

The Minority of the Committee on Insurance made the following report:

Mr. Speaker: The Minority of your Committee on Insurance to whom was referred:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insur-

ance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,  
H. F. BUTT,  
C. N. LEE,  
MABEL C. LINDGREN,  
EINAR TWETE,  
OLAF DILLAND.

Mr. Lee moved as a substitute motion that the Minority report of the Committee on Senate Bill No. 20 be adopted instead of the Majority report.

Roll Call demanded and granted.

The question being on the substitute motion by Mr. Lee, the roll was called, and there were ayes, 54; nays, 57; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Bishop	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kraft	Shurr
Butt	Larson	Steen
Carlson	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembeke	Thatcher
Dilland	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Benson	McColl	Van Berkom
Erickson, Kidder	McCay	Wagner
Gilchrist	McManus	Wigen
Hanson	Martin	Worner
Henrickson	Oberg	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Henderson	Olson, Burleigh
Bittner	Hermes	Peters
Boe	Hoffman	Plath, John, Cass
Bohnsack	Horner	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Nelson	Standley
Cox	Johnson, Ward	Steedsman
Dolwig	Larvick	Thompson



Messrs.	Messrs.	Messrs.
Fettig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	Mau	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wilson
Helbling	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Kneeland	Lynch

So the motion was declared lost.

The question being upon the motion by Mr. Freeman the question was put and the motion prevailed.

Mr. Freeman moved that the vote by which the motion of Mr. Lee was lost be reconsidered and the motion to reconsider be laid on the table.

Roll call demanded and granted.

The question being on the motion of Mr. Freeman, the roll was called, and there were ayes, 57; nays, 54; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Henderson	Olson, Burleigh
Bittner	Hermes	Peters
Boe	Hoffman	Plath, John, Cass
Bohnsack	Horner	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Burns	Johnson, Nelson	Smith
Carter	Johnson, Traill	Standley
Cox	Johnson, Ward	Steedsman
Dolwig	Larvick	Thompson
Fettig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	Mau	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wilson
Helbling	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Bishop	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kraft	Shurr
Butt	Larson	Steen
Carlson	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dillard	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Benson	McColl	Van Berkom
Erickson, Kidder	McCay	Wagner
Gilchrist	McManus	Wigen
Hanson	Martin	Worner
Henrickson	Oberg	Young

Absent and not voting:

Messrs.	Messrs.
Kneeland	Lynch

So the motion was declared carried.

Mr. Standley moved that the absent members be excused.

Which motion prevailed.

Mr. Thatcher moved that House Bill 90 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

Mr. Freeman moved that House Bill 81 be re-referred to the Committee on Insurance.

Which motion prevailed.

And the bill was so re-referred.

Mr. Twichell moved that House Bill 48 be re-referred to the Committee on Highways and Bridges.

Which motion prevailed and the bill was so re-referred.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Was delivered to the Governor for his approval at the hour of 2:30 o'clock, February 4, 1929.

E. E. VEITCH,  
Chairman.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Was read the first and second times and referred to the Committee on Military Affairs.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of

the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Olafson
Amsberry	Helbling	Olson, Burleigh
Anderson	Henderson	Olson, Hettinger
Anfinson	Henrickson	Opdahl
Bell	Hermes	Owings
Bishop	Hoffman	Peters
Bittner	Holthusen	Plath, Wm., Cass
Boe	Horner	Pfenning
Bohnsack	Indergaard	Rulon
Brown	Isaak	Sax
Brunsdale	Iverson	Schultz
Bubel	Jardine	Shurr
Burkhart	Johnston	Smith
Burns	Johnson, Nelson	Standley
Butt	Kapfer	Steedsman
Carlson	Kraft	Swendseid
Carter	Larson	Thatcher
Cox	Larvick	Thompson
Craig	Lavik	Treffry
Dickerson	Lee	Turner
Dilland	Lembeke	Twichell
Dolwig	Levin	Van Berkom
Dyer	Lindgren	Veitch
Erickson, Kidder	McGauvran	Wagner
Fettig	McManus	Watt
Flom	Martin	Wedel
Freeman	Mau	Westford
Frojen	Montgomery	Wilson
Gibbens	Morgan	Werner
Gilchrist	Muus	Young
Halcrow	Northridge	Mr. Speaker
Hamilton	Oberg	

Those voting in the negative were:

Messrs.	Messrs.
Svingen	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Lynch	Place
Hausmann	McColl	Plath, John, Cass
Johnson, Traill	McCay	Steen
Johnson, Ward	McDowall	Wentz
Keierleber	Miller	Wigen
Kneeland		

So the bill passed and the title was agreed to. Emergency clause declared carried.

### GENERAL ORDERS

Mr. Halcrow moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Halcrow to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Amendments of the Standing Committee:

Beginning at the end of line 7 of Section 3 of the printed bill strike out the words "for agricultural purposes, or."

In line 8 of Section 3 of the printed bill strike out the "comma" after the word mineral and insert the word "or."

And recommend the adoption of the Standing Committee's amendments.

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Amendments of the Standing Committee:

In line 4 of the title of the printed bill after the word "Lines" strike out the word "of" and insert in lieu thereof the word "on."

And recommend the adoption of the standing committee's amendments.

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Amendments of the Standing Committee:

Page 3 of the printed bill, Section 2, at the end of line 46 change the word "of" to "is."

Section 2 line 47 of the printed bill insert the word "of" between the words "sums" and "not."

And the additional amendment as follows:

Section 2, line 48 of the printed bill strike out the comma and insert the word "or" and strike out the words "or corporation."

And recommend the adoption of the Standing Committee's amendments.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement.

Amendments of the Standing Committee:

In line 11 of the printed bill, Section 3, after the comma following the word "dogs," the word "crows" be inserted.

In second line of the title strike out the period and add "of the Compiled Laws of North Dakota for 1913."

In line two Section 1 of printed bill insert "of the Compiled Laws of North Dakota for 1913" after the word "Supplement."

And recommend the adoption of the Standing Committee's amendments.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Amendments of the Standing Committee:

Beginning at line 7 of the original bill, strike out all of Section 6001a1 after the words "Notice to County Treasurer" and insert the following: "No personal property shall be sold at public auction in the State of North Dakota unless the owner thereof or the clerk of such auction sale, shall at least six days prior to the holding of such auction sale, have notified the County Treasurer of the county in which such sale is to be held of the holding thereof. Such notice shall be in writing and shall be mailed such County Treasurer by registered mail, and shall contain a list of the personal property to be so sold, together with the name and post office address of the person or persons in whose name, or names, the property to be sold was last assessed, and together with a description of the land upon which so assessed.

And recommend the adoption of the Standing Committee's amendments.

JOHN HALCROW,  
Chairman.

Mr. Fettig moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Isaak Mattson, Minot; Mat Bye, Regent; A. M. Greenfield, Fessenden; G. D. Fisher, Harvey; Hon. Hans Miller, Ryder, N. D.; Carl Holm, South Heart; Hon. Gunder Olson, Fargo; C. B. Titus, Bottineau; R. G. McFarland, James E. Bothne, Jamestown.

Mr. Turner moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

TWENTY-NINTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

ROLL CALL

All members present except Mr. Veitch.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Twenty-eighth day and recommend that the same be corrected  
as follows:

Page 2, line 15, change the word "Hettinger" to "Adams."

Page 13, following line 10, insert the following "Emergency  
clause declared carried."

Page 14, line 32, following the words North Dakota, change  
the word "of" to "for."

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Resolutions urging the retention of copies of the Ten Com-  
mandments in school rooms were presented by:

Mr. Halcrow, from Wm. H. Tait of Bowesmont.



A similar one from the Fellowship class of the Methodist Episcopal church of Drayton.

A third by Mr. O. E. Erickson, from the pastor of the Methodist Episcopal Church of Steele.

These were read and referred to the Committee on Education.

Petitions urging compulsory hail insurance on cropped lands were presented by:

Mr. Svingen, from 18 taxpayers of Bottineau county.

48 taxpayers of Mercer county.

15 taxpayers of Wells county.

These were read and referred to the Committee on Insurance.

Mr. Aljets presented a letter from H. E. Linderman of Carrington, urging legislative protection of bachelors.

Read and referred to the Committee on State Affairs.

Petitions urging legislation favorable to the Sheppard-Towner act were presented by:

The P. T. A. of Washburn.

Officers of the North Dakota State Department of American Legion Auxiliary.

Read and referred to the Committee on Appropriations.

Mr. Boe presented a letter from W. C. Treumann of Graf-ton, favoring passage of Senate Bill No. 9.

Read and referred to the Committee on Judiciary.

A resolution from the county commissioners of La Moure county favoring a direct gasoline tax for highway work was read and referred to the Committee on Tax and Tax Laws.

Mr. Boe presented a communication from the secretary of the North Dakota Crop Improvement Association urging more consideration of crop, seed, and soil improvement through the Extension Division of the Agricultural College.

This was read and referred to the Committee on Agriculture.

Mr. Hoffman presented telegrams from 59 Farmers' Cooperative Elevators protesting against any change in grain storage regulations.

Mr. Butt presented a similar protest from the King Elevator Company of Sanish.

These were read and referred to the Committee on Warehouse and Grain Grading.

#### REPORTS OF STANDING COMMITTEES

A Majority of the Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was referred:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

A Minority of the Committee on State Affairs made the following report:

Mr. Speaker: A Minority of your Committee on State Affairs to whom was referred:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. D. DICKERSON,  
ALBERT VAN BERKOM,  
E. E. IVERSON,  
C. N. LEE,  
R. BUBEL,  
P. KEIERLEBER,  
A. S. KRAFT,  
JAMES McMANUS.

Mr. McManus moved as a substitute motion that the minority report of the committee on House Bill 109 be adopted instead of the majority report.

Which motion was lost.

The question being upon the motion of Mr. Twichell the question was put and the motion prevailed.

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations other than Municipal to whom was referred:

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Have had the same under consideration and recommend that the same be amended as follows:

In line 14 of the printed bill strike out word "the" after word "of" and insert in lieu thereof "each."

In line 21 of the printed bill add the letter "s" to the word "interest."

In line 22 of the printed bill strike out the letter "r" at the end of the word "merger" and insert in lieu thereof, the letter "d."

And when so amended recommend the same do pass.

J. O. WIGEN,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 4. A Bill For an Act relating to executions, attachments, claim and delivery proceedings and other process and repealing sections 7526, 7550 and 7728 of the compiled laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 85. A Bill For an Act to Preserve Legal Remedies of Parties for a Breach of Contract, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of such Contracts, and Validating Existing Contracts.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Have had the same under consideration and recommend that the same be amended as follows:

In line three of the title, insert the words "corporations and" after the word cooperative.

After line 15 of the printed bill, add Section 2, "emergency) This act is hereby declared an emergency and shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

J. O. WIGEN,  
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

Line 10, Section 19 of the engrossed bill after the word "state" insert a "comma."

Line 14, Section 19 of the engrossed bill strike out the word "is" and insert the word "are."

At the end of line 3, page 2, of the engrossed bill after the word "state" insert a "comma."

In line 5, page 2, of the engrossed bill strike out the word "is" and insert the word "are."

In line 13, page 1, Section 19 of the engrossed bill after the word merchandise insert a "comma."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill as the same came from the Senate, strike out everything after line 17 on page 2, and add in lieu thereof "Provided, however, that where a municipal corporation, the State of North Dakota, or a department, institution or other agency of the State, is named as garnishee, such proceedings shall not be defended by the garnishee upon the ground that the defendant, is an officer, agent, servant or employee of such garnishee.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

That the title of the bill be corrected to read as follows:

"For an Act to Amend and Re-enact Section 486 of the Compiled Laws of North Dakota of 1913, as amended by Section 2 of Chapter 211 of the Session Laws of North Dakota of the year 1927."

Strike out all of lines 1, 2 and 3 following the words and figures "Section 1, Amendment" as the same appears in the engrossed bill and insert in lieu thereof: "Section 486 of the Compiled Laws of North Dakota of 1913, as amended by Section 2 of Chapter 211 of the Session Laws of North Dakota for the year 1927, is hereby Amended and Re-enacted to read as follows."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to

Provide for the Examination and Licensing of Chiroprodists and Providing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 Section 2 of the printed bill the correct spelling of the word "Callosities" in place of "cellosities."

That line 6, Section 2 be struck out and the words, "the human foot" be inserted in lieu thereof.

At the end of line 5 section 2 of the printed bill place a "comma."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.



Have had the same under consideration and recommend that the same do pass.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

Line 5 of the title after the word bridge insert the words "or bridges". Section 1, line 10, of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges." Section 1, page 2, line 3 of the engrossed bill as it came from the Senate after the word site insert the words "or sites."

Section 1, page 2, line 7 of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges."

Section 1, page 2, line 11 of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges."

Section 2, line 6, of the engrossed bill as it came from the Senate after the word "of" insert the word "any."

And when so amended recommend the same do pass.

JOSEPH McGAUVRAN,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Also,

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Interstate Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

And find the same correctly Engrossed.

E. A. WATT,  
Chairman.

Mr. Watt moved that the report be adopted.

Which motion prevailed.

Mr. Olson of Burleigh moved that the absent member be excused.

Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for

the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Hamilton introduced:

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Which was read the first and second times and referred to the Committee on State Affairs.

Committee on Judiciary introduced:

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Which was read the first and second times and referred to the Committee on Judiciary.

Also;

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Which was read the first and second times and referred to the Committee on Appropriations.

Mr. Fettig introduced:

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Burkhart and Rulon introduced:

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Which was read the first and second times and referred to the Committee on Appropriations.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. Speaker: I have the honor to return:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Which the Senate has amended as follows:

That engrossed bill be amended by inserting enacting clause; in Section two, Emergency, in line 3 of the printed bill, that after the word passage the period be stricken out and the words "and approval" be added.

Very respectfully,

F. E. TUNELL,  
Secretary.

## THIRD READING OF HOUSE BILLS

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Place
Bohnsack	Johnson, Nelson	Plath, John, Cass
Brown	Johnson, Traill	Plath, Wm., Cass
Brunsdale	Johnson, Ward	Pfenning
Bubel	Kapfer	Rulon
Burkhart	Keierleber	Sax
Burns	Kneeland	Schultz
Butt	Kraft	Shurr
Carlson	Larson	Smith
Carter	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dolwig	Lynch	Thompson
Dyer	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Van Berkorn
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Lembcke	Oberg	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Jardine	Treffry
Erickson, Benson	Johnston	Twichell
Gilchrist	Steen	Veitch
Hanson		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 92; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Anfinson	Hoffman	Olafson
Bell	Holthusen	Olson, Burleigh
Bishop	Horner	Olson, Hettinger
Bittner	Indergaard	Opdahl
Boe	Isaak	Peters
Bohnsack	Iverson	Plath, John, Cass
Brown	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Larson	Standley
Cox	Larvick	Steedsman
Dickerson	Lee	Thompson
Dolwig	Lembcke	Turner
Erickson, Benson	Levin	Twete
Fettig	Lynch	Twichell
Flom	McCay	Van Berkom
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wiger
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Mr. Speaker
Henrickson	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Kraft	Steen
Anderson	Lavik	Svingen
Craig	Lindgren	Swendseid
Dilland	McColl	Thatcher
Dyer	Owings	Treffry
Erickson, Kidder	Place	Young
Hanson		

Absent and not voting:

Messrs.	Messrs.
Jardine	Veitch

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the third time.

Mr. Lynch moved that the bill be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters



Messrs.	Messrs.	Messrs.
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kraft	Shurr
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lee	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McColl	Turner
Erickson, Benson	McCay	Twete
Erickson, Kidder	McGauvran	Twichell
Fettig	McManus	Van Berkorn
Flom	McDowall	Wagner
Freeman	Martin	Watt
Frojen	Mau	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wilson
Hamilton	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.  
Thatcher

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hanson	Johnson, Traill	Veitch
Johnson, Nelson	Kneeland	Wigen

So the bill passed and the title was agreed to.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Ward	Sax
Burkhardt	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steen
Cox	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkom
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Traill	Steedsman
Craig	Martin	Veitch

So the bill passed and the title was agreed to.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 5, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 75. A Bill For an Act Making an Appro-

priation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Mr. Thatcher moved that the House do concur in the Senate amendments to House Bill No. 45.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Was read the first and second times and referred to the Committee on Judiciary.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Oberg
Amsberry	Henrickson	Olafson
Anderson	Hermes	Olson, Burleigh
Anfinson	Hoffman	Olson, Hettinger
Bell	Holthusen	Owings
Bishop	Herner	Peters
Bittner	Indergaard	Place
Boe	Isaak	Plath, John, Cass
Bohnsack	Iverson	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kraft	Shurr
Carter	Larson	Smith
Cox	Larvick	Standley
Craig	Lavik	Steedsman
Dickerson	Lembcke	Steen
Dilland	Levin	Swendseid
Dolwig	Lindgren	Thatcher
Dyer	Lynch	Thompson
Erickson, Benson	McColl	Treffry
Erickson, Kidder	McCay	Turner
Fettig	McDowall	Van Berkom
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wédel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Worner
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Johnson, Ward	Twete
Carlson	Kneeland	Twichell
Helbling	Lee	Veitch
Johnston	Opdahl	Wilson
Johnson, Nelson	Svingen	

So the bill passed and the title was agreed to.

Mr. Freeman moved a call of the House, which was granted.

The roll was called and showed Messrs. Veitch and Opdahl absent.

Mr. Lynch moved that further business under the call be dispensed with.

Which motion prevailed.

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 60; nays, 51; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Horner	Peters
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Trail	Rulon
Burns	Johnson, Ward	Smith
Carter	Kneeland	Standley
Cox	Larvick	Steedsman
Dolwig	Lynch	Thompson
Flom	McDowall	Turner
Freeman	McGauvran	Twichell
Frojen	Mau	Watt
Gibbens	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wigen
Helbling	Northridge	Wilson
Henderson	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Martin
Amsberry	Holthusen	Oberg
Anderson	Indergaard	Owings
Anfinson	Isaak	Place
Bubel	Iverson	Sax
Burkhart	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kraft	Steen
Craig	Larson	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher

Messrs.	Messrs.	Messrs.
Dyer	Lembcke	Treffry
Erickson, Benson	Levin	Twete
Erickson, Kidder	Lindgren	Van Berkom
Fettig	McColl	Wagner
Gilchrist	McCay	Worner
Hanson	McManus	Young

Absent and not voting:

Messrs.	Messrs.
Opdahl	Veitch

So the bill passed and the title was agreed to.

Mr. Freeman moved that the vote by which Senate Bill No. 5 was passed be reconzidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Oberg
Amsberry	Henrickson	Olafson
Anderson	Hermes	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Owings
Bishop	Indergaard	Peters
Boe	Isaak	Place
Bohnsack	Iverson	Plath, John, Cass
Brown	Jardine	Plath, Wm., Cass
Brunsdale	Johnston	Pfenning
Bubel	Johnson, Nelson	Rulon
Burkhart	Johnson, Traill	Sax
Burns	Johnson, Ward	Schultz
Butt	Kapfer	Shurr
Carlson	Keierleber	Smith
Carter	Kneeland	Standley
Cox	Kraft	Steedsman
Craig	Larson	Svingen
Dickerson	Larvick	Thatcher

Messrs.	Messrs.	Messrs.
Dilland	Lavik	Thompson
Dolwig	Lee	Treffry
Dyer	Lembcke	Turner
Erickson, Benson	Levin	Twete
Erickson, Kidder	Lindgren	Twichell
Fettig	Lynch	Van Berkom
Flom	McColl	Wagner
Freeman	McGauvran	Wedel
Projen	McManus	Wentz
Gibbens	Martin	Westford
Gilchrist	Mau	Wigen
Halcrow	Miller	Wilson
Hamilton	Montgomery	Worner
Hanson	Morgan	Young
Hausmann	Muus	Mr. Speaker
Helbling	Northridge	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bittner	McDowall	Swendseid
Hoffman	Opdahl	Veitch
McCay	Steen	Watt

So the bill passed and the title was agreed to.

#### GENERAL ORDERS

Mr. Lynch moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Lynch to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Amendments of the Standing Committee:

Amend the title of the bill by inserting in Line 1 of the printed bill, after the word and figures "Section 18" and ahead of the word "of", where said word first occurs in said line, the word and figures "and Section 24."

On page 2 of the printed bill in Line 22 thereof strike out

the words "one-half" and insert in lieu thereof the words "one fortieth."

On page 2 of the printed bill, in Line 23, strike out the word "month" and insert in lieu thereof the word "day" and in the same line and the succeeding line, after the word "thereof" strike out the words "but not to exceed five cents per bushel for one year"; and in line 25 of the same page strike out the word "thirty" and insert in lieu thereof the word "twenty."

On page 3 of the printed bill, immediately preceding the emergency clause, insert the following; as Section 2:

Section 2. That Section 24, of Chapter 155 of the Session Laws of North Dakota for the year 1927 be amended and re-enacted to read as follows:

Section 24. DISCRIMINATION PROHIBITED. No public warehouseman shall discriminate in the buying, selling, receiving and handling of grain or the service rendered to owners of stored grain, nor shall such warehouseman discriminate in the receiving of grain offered for sale or storage; provided, that no public warehouseman shall be required to receive for storage any grain which is heating or otherwise out of condition.

Amend the bill by inserting in same, immediately following the enacting clause, the following:

Section 1. That Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927 be amended and re-enacted to read as follows:

In Line 1 of Section 1 of the printed bill strike out the figure "1" following the word "Section" and insert in lieu thereof the figures "24".

And recommend the adoption of the Standing Committee's amendments except as amended. And the additional amendments.

Strike out the Emergency Clause.

In line 25, page 2, of the printed bill, change word "twenty" to "thirty".

Strike out balance of line 26, after the word "deliver," all of line 27 and the first three words of line 28.

Amend the amendments of the Standing Committee's report to read: "Section 18" instead of "Section 24."

In line 22, page 2 of the printed bill, strike out the word "per" where it occurs the first time.

**House Bill No. 78. A Bill For an Act to Amend and Re-**



enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

**Amendments of the Standing Committee:**

On page three (3) at line forty-eight (48) of the Printed Bill, strike out the words and figures "Five Hundred (\$500) Dollars" and insert in lieu thereof the following: "Two Hundred Fifty (\$250) Dollars, or by imprisonment in the county jail not to exceed thirty (30) days."

**And the additional amendments:**

In line 2 of the title of the printed bill after the word "the" insert the figures "1925." In line 3 strike out the words "for the year 1925" and insert "of the year 1913." In line 2 of Section 1 make same amendment as in line 2 of title and same amendment in line 3 as in line 3 of title.

In line 26, page 2 of the printed bill( after the word "inspector" add: "provided, it shall not be necessary to secure such certificate of health where said bees, brood, comb or used beekeeping appliances and equipment have been inspected as provided herein within 90 days prior to such sale or shipment within the state."

And recommend the adoption of the Standing Committee's amendments.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

**Amendments of the Standing Committee:**

In line 4, Section 1 of the printed bill, strike out the words "thirty-six one," and insert in lieu thereof the word "ten."

And recommend the adoption of the Standing Committee's amendments.

M. H. LYNCH,  
Chairman.

Mr. J. G. Plath moved the adoption of the report of the Committee of the Whole.

Which motion prevailed, and the report of the Committee of the Whole was adopted.

Mr. Hoffman moved that House Bill No. 19, as amended, be printed in today's Journal.

Which motion prevailed.

## HOUSE BILL NO. 19

Introduced by Representatives Northridge and Hamilton

## A BILL

**For an Act to Amend and Re-enact Section 18 and Section 24 of Chapter 155 of the Session Laws of the State of North Dakota for the Year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to Be Issued by Such Warehousemen.**

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927 be amended and re-enacted to read as follows:

Section 18. (AMENDMENT. STORAGE AND DELIVERY CHARGES. TERMINAL DELIVERY.) Every public warehouseman shall receive for storage, so far as the capacity of his warehouse will permit, all grain tendered to him without discrimination of any kind, provided, that such grain is sound and in a warehouseable condition. Upon date of delivery of grain for storage a warehouse receipt shall be issued to the owner or his agent, which shall state the place and date when the grain was received, the name of the owner of the grain, the kind of grade of the grain according to the official standards established by the Secretary of Agriculture of the United States, the gross weight, dockage, and net weight of the grain as per North Dakota standard weight. All receipts shall be consecutively numbered, and no two receipts bearing the same number and series shall be issued during the same year. No receipt shall be issued except upon actual delivery of grain into such a warehouse. No warehouseman shall insert in any such receipt any language in any wise limiting or modifying his liability as imposed by the laws of this state. Such receipt shall contain either on its face or reverse side the following specific warehouse and storage contract:

"This grain is received, insured and stored subject to the following charges: One-fortieth of one cent per net bushel per day from date of delivery, or fraction thereof; provided, however, that no storage shall be charged for grain so stored for thirty days from date of delivery. Upon surrender of this receipt and payment or tender of a delivery charge per gross bushel of three cents on flax, two cents on wheat or rye, and two cents on other grains, and all other stated lawful charges accrued up to the time of said surrender of this receipt, the above amount, kind and grade of grain will be delivered to the person named above or his order as rapidly as due diligence, care and prudence will permit. At the option of the holder of this receipt, the amount, kind and grade of grain for which this receipt is issued shall, on his demand,

be delivered back to him, at any terminal point customarily shipped to, or at the place where received, upon the payment of the above charges for receiving, handling, storage and insurance; and in case of terminal delivery, the payment in addition to the above, of the regular freight charges on the gross amount called for by this ticket, or in lieu thereof, a receipt issued by a bonded warehouse or elevator company doing business at such terminal point. Nothing in this receipt shall be construed to require the delivery of the identical grain specified herein, but an equal amount of grain of the same kind and grade, shall be delivered to him."

Public warehousemen may also insert in the said receipt the following provision:

"If any of the grain embraced in this receipt shall prove to be covered by a chattel mortgage or other lien, or the partial or absolute title prove to be in some other than the person to whom this receipt was issued, the same shall, if discovered before the delivery of the grain, be sufficient reason for the refusal to deliver to the holder of the receipt, or if discovered after the delivery of the grain such delivery shall be deemed an over delivery for which said holder of this receipt, to whom such delivery is made, shall be accountable."

Provided, further, that grain placed in a special bin shall be excepted from the provisions of this section.

Section 2. That Section 24 of Chapter 155 of the Session Laws of North Dakota for the year 1927 be amended and re-enacted to read as follows:

Section 24. DISCRIMINATION PROHIBITED. No Public warehouseman shall discriminate in the buying, selling, receiving and handling of grain or the service rendered to owners of stored grain, nor shall such warehouseman discriminate in the receiving of grain offered for sale or storage; provided, that no public warehouseman shall be required to receive for storage any grain which is heating or otherwise out of condition.

Referred to the Committee on Warehouses and Grain Grading.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: H. L. Finke, Minot; Mrs. Bernard Nickerson, Mandan; Hon. Sivert Thompson, Devils Lake; W. C. Taylor, La Moure; Hans Christianson, Baldwin; F. T. Cuthbert, Devils Lake; John Fuur, S. Sweitzer, Dodge.

Mr. Wilson moved that the House do now adjourn.

Which motion prevailed, and the House adjourned.

C. R. VERRY,  
Chief Clerk.

THIRTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 6, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

ROLL CALL

All members present except Mr. Veitch.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-ninth day and recommend that the same be corrected as follows:

Page 10, line 8 add the letter "s" at the end of the word "highway."

Page 27, line 2, correct the spelling of word "Bill."

Page 27, line 33 strike out the word "in" and insert in lieu thereof the word "into."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Messrs. Holthusen and Worner presented a letter from the teachers of the Wahpeton schools protesting against the proposed teachers' pension bill.

This was read and referred to the Committee on Education.

Petitions urging legislation to prohibit the sale of malt products for alcoholic beverages were presented by:

Mrs. Amsberry from the W. C. T. U. of Epping.

Mr. Steedsman from 21 citizens of Northwood.

These were read and referred to the Committee on Temperance.

Petitions urging legislation favorable to the Sheppard-Towner act were presented by:

Messrs. Opdahl and Steen, from the American Legion Auxiliary of Edgeley.

28 members of the Center P. T. A.

Mr. Northridge, from the Fifth District Chairman of Child Welfare, Valley City.

Read and referred to the Committee on Appropriations.

Petitions protesting against the law pertaining to the Ten Commandments were presented by:

Mr. Steen, from 45 voters of Kulm.

Mr. Isaak, from 23 voters of Krem.

Two communications favoring retention of copies of the Ten Commandments in school rooms were presented by:

Mr. Halcrow, from the W. C. T. U. of Bowsmont.

Mr. Northridge, from G. H. Bruns of Jamestown.

These were read and referred to the Committee on Education.

Petitions urging compulsory state hail insurance on cropped lands were presented by:

Mr. Twete, from 44 taxpayers of Williams and Divide counties.

Five taxpayers of Logan county.

42 taxpayers of Benson county.

21 taxpayers of Burke county.

167 taxpayers of Ward county.

36 taxpayers of Eddy county.

107 taxpayers of Foster county.

These were read and referred to the Committee on Insurance.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 and Section 24 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Also,

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Also,

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Also,

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

And find the same correctly Engrossed.

E. A. WATT,  
Acting Chairman.

Mr. Watt moved that the report be adopted.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropria-

tions for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Have had the same under consideration and recommend that the same be amended as follows:

Beginning at the end of line 2, Section 5 of the engrossed bill as it came from the Senate, strike out the words and figures "Thirty-three hundred dollars (\$3300.00)" and insert in lieu thereof the words and figures "Three Thousand dollars (\$3000.00)."

Beginning at the end of line 4, Section 7, page 1 of the engrossed bill and line 1 page 2, strike out the words and figures "Thirteen Thousand Dollars (\$13,000.00)" and insert in lieu thereof "Twelve Thousand Four Hundred Dollars (\$12,400.00)."

Line 4, Section 9 of the engrossed bill as it came from the Senate, strike out the word "and" and insert in lieu thereof a "comma."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Have had the same under consideration and recommend that the same be amended as follows:

In line 20, Section 1 of the engrossed bill, strike out the word "ten" and insert in lieu thereof the word "eight."

In the bottom line on page 1 of the Senate engrossed bill, strike out the words "not exceeding sixty days,"

In lines 8 and 9, Section 710a1 of the engrossed bill as the same came from the Senate, strike out the words "preceding legislative assembly" and the period following the same and add "body of that branch of the preceding legislative assembly in which such vacancy occurs."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 44. A Bill For an Act to appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.



Have had the same under consideration and recommend that the same be amended as follows:

In line 45, Sub-division 4, Section 3 of the printed bill, strike out the figures \$4,000.00, and insert in lieu thereof the figures \$5,000.00.

In line 47, Sub-division 4, Section 3 of the printed bill, strike out the figures \$16,700.00, and insert in lieu thereof the figures \$17,700.00.

In line 21, Subdivision 14, Section 3, of the printed bill, after the word "Commission" add a comma and the words "including travel."

In line 21, Subdivision 18, Section 3 of the printed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$200.00", and in line 24, Subdivision 18, Section 3 of the printed bill, strike out the figures "\$65,470.00" and insert in lieu thereof the figures "\$65,170.00."

In line 6, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$4,200.00".

In line 8, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$24,000.00" and insert in lieu thereof the figures "\$20,000.00."

Strike out all of line 10, Subdivision 19, Section 3 of the printed bill.

In line 11, subdivision 19, Section 3 of the printed bill, strike out the figures '\$5,280.00' and insert in lieu thereof the figures "\$5,000.00."

In line 12, subdivision 19, Section 3 of the printed bill, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00".

In line 14, subdivision 19, Section 3 of the printed bill, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$380.00."

In line 15, subdivision 19, Section 3 of the printed bill, strike out the figures "\$2,200.00" and insert in lieu thereof the figures "\$1,600.00."

Strike out all of line 19, subdivision 19, Section 3 of the printed bill.

In line 21, subdivision 19, section 3 of the printed bill, strike out the figures "\$120,580.00" and insert in lieu thereof the figures "\$110,580.00."

In line 5, subdivision 20, Section 3 of the printed bill, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 12, subdivision 20, Section 3 of the printed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 14, subdivision 20, Section 3 of the printed bill, strike out the figures "\$34,000.00" and insert in lieu thereof the figures "\$32,000.00."

In line 5, subdivision 25, Section 3 of the printed bill, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,700.00."

In line 7, subdivision 25, Section 3 of the printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$100.00."

In line 10, subdivision 25, Section 3 of printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$300.00."

In line 11, subdivision 25, Section 3 of printed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$4,000.00."

Following line 13, subdivision 25, Section 3 of printed bill, insert line "13½ Missouri River Development Commission \$3,600.00".

In line 15, subdivision 25, Section 3 of printed bill, strike out the figures "\$15,300.00" and insert in lieu thereof the figures "\$21,200.00."

In line 12, subdivision 28, Section 3 of printed bill, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line 14, subdivision 28, Section 3 of printed bill, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 16, subdivision 28, Section 3 of printed bill, strike out the figures "\$22,700.00" and insert in lieu thereof the figures "\$23,700.00."

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 84. A Bill For an Act Defining Authority

of Insurance Agents and Adjusters and Providing for Waiver of Provisions in Policies and Exercise of Options Thereunder, and Declaring Void Provisions in Policies Contrary to Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Have had the same under consideration and recommend that the same be amended as follows:

Line 15, page 2, of the engrossed bill as it came from the Senate, the words "one hundred" be changed to the word "eighty".

In line 6 of Section 2125 of the engrossed bill as it came from the Senate, insert a "comma" after the word "township".

In line 8, page 2 of Section 2125 of engrossed bill as reported from the Senate, insert a "comma" after the word "more".

Line 20 of page 2 of the engrossed bill as it came from the Senate, strike out the words "real estate" and insert in lieu thereof the words "personal property".

At end of line 2, page 3 of the engrossed bill as it came from the Senate, insert a "comma".

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

#### REPORT OF SELECT COMMITTEES

The Special Committee of the Committee on Appropriation submitted its report which was read from the desk.

Mr. Peters moved that the report be printed in the Journal.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

We, the Special Committee of the Committee on Appropriations of the House of Representatives of the Twenty-first Legislative Assembly of the State of North Dakota, being duly appointed by said body to consider and make recommendations with respect to the present condition and future policy and educational program of the State School of Forestry at Bottineau, North Dakota; hereby report to you our recommendations as follows:

We commend the forestry work and urge its extension along the lines it has been working.

We recommend that the course in the Junior College be made primarily a course where Teachers would be especially trained for the teaching of Agriculture and Forestry, Landscape Gardening and kindred subjects.

We further recommend that the energies of the institution be especially directed to the propagation of trees and other plants adapted to this climate and the distribution of the same throughout the state.

F. PAUL SMITH,  
J. H. BURKHART,  
W. A. HAUSMANN,

Approved by Appropriations Committee.

D. L. PETERS,  
Chairman.

Mr. Standley moved that the absent member be excused.

Which motion prevailed.

Mr. Johnson of Traill moved that the number of Journals printed each day be reduced from 4,500 to 3,700.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Brunsdale introduced:

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Isaak introduced, by request:

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Swenseid introduced, by request:

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Swendseid introduced, by request:

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Swendseid introduced, by request:

House Bill No. 150. A Bill for an Act to Repeal Sections 8277 and 8278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Smith introduced, by request:

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Education.

Mr. Olson of Burleigh introduced:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota

for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs Burkhart and Cox introduced:

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

Which was read the first and second times and referred to the Committee on State Affairs.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota.  
February 6, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 6, 1929,

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 6, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Which the House has amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 6, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McCay	Twichell
Fettig	McDowall	Van Berkom
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Sax	Veitch
McCull		

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its



Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter, 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 63; nays, 49; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Holthusen	Peters
Boe	Horner	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Ward	Standley
Cox	Kneeland	Steedsman
Dolwig	Larvick	Thompson
Fettig	Lynch	Turner
Flom	McDowall	Twichell
Freeman	McGauvran	Watt
Frojen	Mau	Wedel
Gibbens	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Oberg
Amsberry	Isaak	Opdahl
Anderson	Iverson	Owings
Anfinson	Kapfer	Place
Bubel	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Shurr
Carlson	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Benson	McColl	Twete

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McCay	Van Berkom
Gilchrist	McManus	Wagner
Hanson	Martin	Young
Henrickson		

Absent and not voting:

Messrs.  
Veitch

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 109 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Aljets explained his vote: "I vote 'No' for the reason that I have always wanted the mill out of politics and this bill makes a political football out of the best friend the farmer ever had.

"Therefore, I vote 'No.'"

Mrs. Craig explained her vote:

"I vote 'No' because I realize full well the snares in this bill, and its political significance. I realize as do thousands of people in this state, the hope and vision of the I. V. A. that the mill should be in the 'Missouri River.' For this reason I vote 'No'—that I prefer that the I. V. A. assume full responsibility for its success or failure."

Mr. Erickson of Kidder:

"I vote 'No' on this bill for the reason that I think it is easier to place the blame on one manager than on three."

Mr. Henrickson explained his vote:

"By listening to the discussion of this bill it appears to me that all the mill and elevator needs in order to make it a great and grand success is patronage and honest management. I believe Governor Shafer, under the present law, can give us honest management. The Non-Partisans, who are both father and mother of this mill are not going to starve their child, but are going to nurse it along by patronizing the mill. And the I. V. A.'s who are grooming Shafer for something bigger and better in the near future, are also going to patronize it. That is the reason I vote 'No' on this bill."

Mr. Cox requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Cox then moved that House Bill No. 82 be re-referred to the Committee on Cities and Municipal Corporations.

Which motion prevailed and the bill was so re-referred.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aijets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfening
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kraft	Standley
Carlson	Larson	Steadsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembeke	Thatcher
Dillard	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Erickson, Kidder	McCay	Twichell
Fettig	McDowall	Van Berkom
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Halcrow	Kneeland	Veitch

So the bill passed and the title was agreed to.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dilland	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Benson	Lindgren	Treffry
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkom
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson

Messrs.	Messrs.	Messrs.
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Miller	Veitch
Keierleber	Turner	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Hoffman moved that House Bill No. 19 be withdrawn from the calendar and placed in General Orders for today.

Which motion prevailed.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfennig
Brunsdale	Johnson, Ward	Rulon
Burkhart	Kapfer	Sax
Burns	Keierleber	Schultz
Butt	Kneeland	Shurr
Carlson	Kraft	Smith
Carter	Larson	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Steen
Dickerson	Lee	Svingen
Dilland	Lembcke	Swendseid
Dolwig	Levin	Thatcher
Dyer	Lindgren	Thompson
Erickson, Benson	Lynch	Turner

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Kidder	McColl	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bubel	Martin	Veitch
Johnson, Nelson	Treffry	Wagner
Johnson, Traill		

So the bill passed and the title was agreed to.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Olafson
Amsberry	Henrickson	Olson, Burleigh
Anderson	Hermes	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Peters
Bishop	Horner	Place
Bittner	Indergaard	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen

Messrs.	Messrs.	Messrs.
Craig	Lee	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McCcoll	Turner
Erickson, Benson	McCay	Twete
Erickson, Kidder	McDowall	Van Berkorn
Fettig	McGauvran	Watt
Flom	McManus	Wedel
Freeman	Martin	Wentz
Frojen	Mau	Westford
Gibbens	Miller	Wigen
Gilchrist	Montgomery	Wilson
Halcrow	Morgan	Worner
Hamilton	Muus	Young
Hausmann	Northridge	Mr. Speaker
Helbling		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dickerson	Lembcke	Owings
Hanson	Levin	Swendseid
Johnston	Oberg	Wagner
Kraft		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Isaak	Twichell	Veitch

So the bill passed and the title was agreed to.

### THIRD READING OF SENATE BILLS

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Iverson	Peters
Bishop	Johnston	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Rulon
Brunsdale	Keierleber	Sax
Burkhart	Kneeland	Schultz
Burns	Larson	Shurr
Butt	Larvick	Smith
Carlson	Lavik	Standley
Carter	Lee	Steedsman
Cox	Lembcke	Svingen
Craig	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dolwig	Lynch	Thompson
Dyer	McColl	Treffry
Erickson, Benson	McCay	Triner
Erickson, Kidder	McDowall	Twete
Fettig	McGarran	Van Berkom
Flom	McManus	Wagner
Freeman	Martin	Wedel
Frojen	Mau	Wentz
Gibbens	Miller	Westford
Gilchrist	Montgomery	Wigen
Halcrow	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Hermes	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Hanson	Isaak
Dickerson	Henrickson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Steen	Veitch
Jardine	Twichell	Watt
Kraft		

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger



Messrs.	Messrs.	Messrs.
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Pfenning
Bubel	Johnson, Ward	Rulon
Burkhart	Kapfer	Sax
Burns	Keierleber	Schultz
Carlson	Kneeland	Shurr
Carter	Kraft	Smith
Cox	Larson	Standley
Craig	Larvick	Steedsman
Dilland	Lavik	Svingen
Dolwig	Lembcke	Swendseid
Dyer	Levin	Thatcher
Erickson, Benson	Lindgren	Thompson
Erickson, Kidder	Lynch	Treffry
Fettig	McCull	Turner
Flom	McCay	Twete
Freeman	McDowall	Van Berkorn
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hanson	Northridge
Dickerson	Henrickson	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Steen	Veitch
Lee	Twichell	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Oberg
Amsberry	Hoffman	Owings
Anfinson	Holthusen	Olafson
Bell	Horner	Olson, Burleigh
Bishop	Indergaard	Olson, Hettinger
Bittner	Isaak	Opdahl
Boe	Jardine	Peters
Bohnsack	Johnston	Place
Brown	Johnson, Nelson	Plath, John, Cass
Brunsdale	Johnson, Traill	Plath, Wm., Cass
Bubel	Johnson, Ward	Pfenning
Burkhart	Kapfer	Rulon
Burns	Kneeland	Sax
Butt	Kraft	Shurr
Carlson	Larson	Smith
Cox	Larvieck	Standley
Craig	Lavik	Steedsman
Dillard	Lee	Svingen
Dolwig	Lembecke	Swendseid
Dyer	Levin	Thatcher
Erickson, Benson	Lindgren	Thompson
Erickson, Kidder	Lynch	Treffry
Fettig	McCoy	Turner
Flom	McCay	Twichell
Freeman	McDowall	Van Berkom
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Hermes	Northridge	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Henrickson	Schultz
Carter	Keierleber	Twete
Dickerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Iverson	Veitch	Wagner
Steen		

So the bill passed and the title was agreed to and the emergency clause declared carried.

A return was made to the Eighth Order of Business.

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 6, 1929.

To the House of Representatives of the State of  
North Dakota:

I herewith return:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Without my approval for the following reasons:

The purpose of this bill is to increase the state bounty on wolves and coyotes from \$3.00 each to \$5.00 for each mature wolf and coyote, \$3.00 for each wolf and coyote pup, and providing a bounty for Canadian lynx and bobcats in the sum of \$10.00 for each mature lynx, \$5.00 for each lynx pup, \$5.00 for each mature bobcat and \$3.00 for each bobcat pup.

For twenty years prior to 1923, the state bounty on wolves and coyotes was \$2.50 each. In 1923, this bounty was raised to \$5.00 for mature animals and \$2.00 for pups. During the period from 1923 to 1927, the Legislature was obliged to appropriate \$80,000 to meet the deficits occurring in the wolf bounty fund, a result which, no doubt, induced the Legislative Assembly in 1927 to reduce the bounty to the present rates. This bill, if it becomes a law, will require the expenditure of funds in the sum of at least \$50,000, and perhaps, \$60,000 over and above the regular appropriation during the present biennium for state bounty purposes. It will, therefore, be incumbent upon this Legislative Assembly to make the necessary additional appropriation therefor, or a deficit will occur in the wolf bounty fund. In my judgment present conditions do not warrant the placing of such an additional burden upon the State Treasury. To do so, is not in keeping with the policy of economy in public expenditures, which I think the state should follow during the ensuing biennium. This is particularly true in view of the fact that the commercial market for wolf and coyote pelts is especially good at this time. I am informed on reliable authority that wolf and coyote hides bring from \$10.00 to \$20.00 each on the present market, a price substantially above these offered in recent years, and which is in itself a considerable inducement for the increased destruction of these predatory animals.

This bill comes to me before the Legislature has acted upon the major appropriation bills before it. It is known that these bills, which are intended to provide for the necessary operation and maintenance expenses of state departments and

the state institutions, will consume all, if not more than the present available revenues of the state during the biennium. Should the appropriations exceed the available revenues, it will mean higher tax rates for the people of the state, a consequence which the public welfare requires should be avoided, if possible. Under these circumstances, I am unwilling to increase the liabilities of the state treasury, which an approval of this bill would necessitate.

Very truly yours,

GEO. F. SHAFER,  
Governor.

### GENERAL ORDERS

Mr. Butt moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee on the whole.

The Speaker called Mr. Butt to the chair.

When the committee arose it submitted the following report: ,

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Amendments of the Standing Committee:

In line 14 of the printed bill strike out word "the" after word "of" and insert in lieu thereof "each".

In line 21 of the printed bill add the letter "s" to the word "interest".

In line 22 of the printed bill strike out the letter "r" at the end of the word "merger" and insert in lieu thereof, the letter "d".

And recommend the adoption of the Standing Committee's Amendments.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Amendments of the Standing Committee:

In line 4 Section 2 of the printed bill the correct spelling of the word "Callosities" in place of "cellosities."

That line 6, Section 2 be struck out and the words, "the human foot" be inserted in lieu thereof.

At the end of line 5 section 2 of the printed bill place a "comma".

And recommend the adoption of the Standing Committee's Amendments.

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Amendments of the Standing Committee:

Line 10, Section 19 of the engrossed bill after the word "state" insert a "comma".

Line 14, Section 19 of the engrossed bill strike out the word "is" and insert the word "are".

At the end of line 3, page 2, of the engrossed bill after the word "state" insert a "comma".

In line 5, page 2, of the engrossed bill strike out the word "is" and insert the word "are".

In line 13, page 1, Section 19 of the engrossed bill after the word "merchandise" insert a "comma".

And recommend the adoption of the Standing Committee's amendments.

And the additional amendments:

In line 11 of the printed bill, after word "state" change "comma" to a "period" and strike out the balance of line 11 and all of line 12.

In line 13 after "(b)" insert "Except a" and strike out capital "A".

In line 16 change word "is" to "are".

In line 18 after "(c)" insert "And except further, that" and change capital "E" to small letter "e".

In line 22 change "is" to "are".

Senate Bill No. 60. A Bill for an Act to Amend and Re-

enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

**Amendments of the Standing Committee:**

In the engrossed bill as the same came from the Senate, strike out everything after line 17 on page 2, and add in lieu thereof "Provided, however, that where a municipal corporation, the State of North Dakota, or a department, institution or other agency of the State, is named as garnishee, such proceedings shall not be defended by the garnishee upon the ground that the defendant, is an officer, agent, servant or employee of such garnishee.

And recommend the adoption of the Standing Committee's amendments.

**And the additional amendments:**

In the title of the printed bill, before the word "Supplement" insert "1925" and strike out word "for" preceding "1913" and insert "of the year".

In line 1, Section 1 of the printed bill insert "1925" preceding the word "Supplement" and in line 2, preceding "1913" insert "the year".

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota of the Year 1927.

**Amendments of the Standing Committee:**

That the title of the bill be corrected to read as follows:

"For an Act to Amend and Re-enact Section 486 of the Compiled Laws of North Dakota of 1913, as amended by Section 2 of Chapter 211 of the Session Laws of North Dakota of the year 1927."

Strike out all of lines 1, 2, and 3 following the words and figures "Section 1, Amendment" as the same appears in the engrossed bill and insert in lieu thereof: "Section 486 of the Compiled Laws of North Dakota of 1913, as amended by Section 2 of Chapter 211 of the Session Laws of North Dakota for the year 1927, is hereby Amended and Re-enacted to read as follows."

And recommend the adoption of the Standing Committee's amendments.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River

of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Amendments of the Standing Committee:

Line 5 of the title after the word bridge insert the words "or bridges". Section 1, Line 10, of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges". Section 1, page 2, line 3 of the engrossed bill as it came from the Senate after the word site insert the words "or sites".

Section 1, page 2, line 7 of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges."

Section 1, page 2, line 11 of the engrossed bill as it came from the Senate after the word bridge insert the words "or bridges."

Section 2, line 6, of the engrossed bill as it came from the Senate after the word "of" insert the word "any".

And recommend the adoption of the Standing Committee's amendments.

H. F. BUTT,  
Chairman.

Mr. Freeman moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. C. H. Morgan, Walcott; Wm. G. Owens, Williston; J. H. Bellon, Lehr; Mrs. H. Wedel, Ellendale; T. L. Evans, Halliday; W. H. Sutherland, Brantford; R. Dubbs, New Leipzig; W. E. Mallory, Van Hook; Henry C. Flakrud, Sheyenne; Guy M. Turner, Dickinson; Mr. and Mrs. D. Oglesby, Wimbledon; M. B. Munson, Portland; H. L. Halvorson, Minot; Mr. and Mrs. Albert Dewitz, Tappen; Albert Weber, Towner.

Mr. McCay moved that the House do now recess until 1:00 p. m. the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST  
DAY

House of Representatives,  
Bismarck, North Dakota,  
February 7, 1929.

The House reassembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Freeman introduced:

House Bill No. 154. A Bill for an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Freeman introduced:

House Bill No. 155. A Bill for an Act Requiring a Surplus of \$100,000 as a Condition to Admission of Foreign Mutual Insurance Companies.

Which was read the first and second times and referred to the Committee on Insurance.

Mr. Lynch introduced:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Judiciary.



**Mr. Swendseid introduced:**

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Which was read the first and second times and referred to the Committee on Insurance.

**Mr. Thompson introduced, by request:**

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Which was read the first and second times and referred to the Committee on State Affairs.

**Mr. Freeman introduced:**

House Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 189b1, 189b5, 189b9 and 189b11 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to State Hail Insurance, Stating What Crops May be Insured, Defining the Duties of Assessors and County Auditors, and Providing for Method of Making Crop Affidavits, and Forms Thereof, and Defining "Excepted Counties."

Which was read the first and second times and referred to the Committee on Insurance.

**Messrs. Burkhart and Horner introduced:**

House Bill No. 160. A Bill for an Act Permitting Sacred Concerts, Pageants, Song Festivals and Band Concerts Upon the First Day of the Week at State, County, Municipal Fair Grounds, Charging Entrance Fees Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

**Messrs. Burkhart and Horner introduced:**

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board

**of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.**

Which was read the first and second times and referred to the Committee on State Affairs.

**GENERAL ORDERS**

Mr. Cox moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Cox to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

In line 1 of the title of the bill strike out the last two words "and Section". At the beginning of line 2 in title strike out the figures "24".

On page 28 of the Journal of February 5 strike out the word and figure "Section 2" and all the remainder of the bill.

And the further amendment:

On page 27 of the Journal of February 5, in line 40, strike out the words "or fraction thereof".

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Amendments of the Standing Committee:

Beginning at the end of line 2, Section 5 of the engrossed bill as it came from the Senate, strike out the words and figures "Thirty-three hundred dollars (\$3300.00)" and insert in lieu thereof the words and figures "Three Thousand dollars (\$3000.00)."

Beginning at the end of line 4, Section 7, page 1 of the

engrossed bill and line 1 page 2, strike out the words and figures "Thirteen Thousand Dollars (\$13,000.00)" and insert in lieu thereof "Twelve Thousand Four Hundred Dollars (\$12,400.00)."

Line 4, Section 9 of the engrossed bill as it came from the Senate, strike out the word "and" and insert in lieu thereof a "comma".

And recommend the adoption of the Standing Committee's amendments.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Amendments of the Standing Committee:

In line 20, Section 1 of the engrossed bill, strike out the word "ten" and insert in lieu thereof the word "eight."

In the bottom line on page 1 of the Senate engrossed bill, strike out the words "not exceeding sixty days".

In lines 8 and 9, Section 710a1 of the engrossed bill as the same came from the Senate, strike out the words "preceding legislative assembly" and the period following the same and add "body of that branch of the preceding legislative assembly in which such vacancy occurs".

And recommend the adoption of the Standing Committee's amendments.

GORDON COX,  
Chairman.

Mr. Fettig moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

A return was made to the Tenth Order of Business.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Jardine introduced:

House Bill No. 162. A Concurrent Resolution For an Amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Which was read the first and second times and referred to the Committee on Judiciary.

Messrs. Olafson and Turner introduced:

House Bill No. 163. A Concurrent Resolution For an

Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Thatcher and Kraft introduced:

House Bill No. 164. A Bill For an Act to Provide Additional Compensation to Reimburse Members of the Twenty-first Legislative Assembly for Legitimate Expenses Incurred in the Discharge of Their Duties in Connection with Committee work.

Which was read the first and second times and referred to the Committee on Appropriations.

Messrs. Johnson of Trail and Brunsdale introduced:

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Bell moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

### THIRTY-FIRST DAY

House of Representatives,  
Bismarck, North Dakota,  
February 7, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

### ROLL CALL

All members present except Representatives Amsberry and Veitch.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the

Thirtieth day and recommend that the same be corrected as follows:

Page 7, strike out lines 38 and 39.

Page 26, line 35, begin word "except" with capital letter.

Line 38, begin first "and" with capital letter.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Petitions urging compulsory hail insurance on all cropped land were presented by:

Mr. Treffry, from the Farmers' Union, Local 89 of Eddy County.

29 taxpayers of Foster county.

11 taxpayers of Divide county.

48 taxpayers of Burke and Mountrail counties.

Mr. Rulon, from 48 taxpayers of Stutsman county.

Read and referred to the Committee on Insurance.

Mr. Northridge presented a letter from Miss Sanderson, Valley City, favoring the present teachers pension bill.

Read and referred to the Committee on Education.

A similar one from Edith Van Middlesworth, Valley City, by Mr. Northridge was likewise read and referred.

A similar letter, by Mr. Standley, from the president of the Board of Education, Hannaford, was also likewise read and referred.

Mr. Van Berkomp presented a letter from the county officers of Burke county urging his support of House Bill No. 112.

This was read and referred to the Committee on State Affairs.

Petitions urging legislation to prohibit the sale of malt syrup for alcoholic beverages were presented by:

Mr. Cox, from 16 citizens of Bismarck.

Mr. Opdahl, from 21 citizens of Dickey.

These were read and referred to the Committee on Temperance.

Protests against the law pertaining to the Ten Commandments were presented by Mr. Svingen, from Lutheran Congregations of Trinity, Mouse River, Nidaras and Dovre.

Mr. Worner, from 21 residents of Great Bend.

Communications urging retention of copies of the Ten Commandments in school rooms were presented by:

Mr. Hausmann from members of the Congregational church of Crary.

Mr. O. E. Erickson, from 29 citizens of Minnewaukan.

Also a second from the pastor of the Evangelical church of Jamestown.

All were read and referred to the Committee on Education.

#### REPORTS ON STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

And find the same correctly Enrolled.

E. A. WATT,  
Acting Chairman.

Mr. Watt moved that the report be adopted.

Which motion prevailed.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Also,

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

And find the same correctly Engrossed.

E. A. WATT,  
Acting Chairman.

Mr. Watt moved that the report be adopted.

Which motion prevailed.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Have had the same under consideration and recommend that the same be amended as follows:

In line 16 on Page 2 of the printed bill, change the period to a semi-colon and add thereafter the following: provided that in any such school district containing an incorporated city or village such transportation shall be by public conveyance unless two-thirds of the votes cast at such election are opposed to such mode of transportation.

And when so amended recommend the same do pass.

F. G. KNEELAND,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1220 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title of the bill as introduced change the number 1220 to 1240.

And when so amended recommend the same do pass.

F. G. KNEELAND,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North



**Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.**

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, in Section 3099a1, line 12, strike out the words "two years" and insert in lieu thereof the words, "six months."

Also in Section 3099a5, line 29, strike out the words, "two years" and insert in lieu thereof the words, "six months."

Also in Section 3099a6, line 20, strike out the words, "two years" and insert in lieu thereof the words, "six months."

In the written bill, in Section 3099a6 line 3, strike out the word, "or" and insert in lieu thereof the word, "of."

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted.

Mr. Bubel moved as a substitute motion that Senate Bill No. 18 be recommended for passage.

Roll call demanded and granted.

The question being on the substitute motion of Mr. Bubel, the roll was called, and there were ayes, 19; nays, 86; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Lee	Owings
Bubel	Lynch	Steedsman
Butt	McColl	Thatcher
Carter	McGauvran	Wedel
Cox	McManus	Wigen
Holthusen	Mau	Mr. Speaker
Isaak		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Anderson	Hermes	Opdahl
Anfinson	Hoffman	Peters
Bell	Horner	Place
Bishop	Indergaard	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning

Messrs.	Messrs.	Messrs.
Brown	Johnston	Sax
Brunsdale	Johnson, Nelson	Schultz
Burkhart	Johnson, Traill	Shurr
Burns	Johnson, Ward	Smith
Carlson	Keierleber	Standley
Craig	Kneeland	Steen
Dickerson	Larson	Svingen
Dolwig	Lavik	Swendseid
Dilland	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Fettig	McCay	Twete
Flom	McDowall	Twichell
Freeman	Martin	Van Berkom
Frojen	Miller	Wagner
Gilchrist	Montgomery	Watt
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ansberry	Kapfer	Rulon
Erickson, Kidder	Kraft	Veitch
Gibbens	Larvick	

So the motion was declared lost.

The question being upon the motion of Mr. Kneeland, the question was put and the motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2. This act is hereby declared to be an Emergency

measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

JOSEPH McGAUVRAN,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 21. A Bill For an Act to Amend and Re-enact Section 54, Chapter 162, Session Laws 1927 Regulating the Operation of Vehicles on Highways and Testing of Automobile Lamps.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 7. A Bill For an Act Making an Appropria-

tion for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Have had the same under consideration and recommend that the same be amended as follows:

After line 27, Section 1 of the printed bill, add Section 2:

"Section 2. Provided, that any surplus money accumulating to the credit of the State Game and Fish Commission Fund may be used for the propagation of game and fish upon the written approval of the State Game and Fish Commissioner of all vouchers covering any such expenditures.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 129. A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association, for the Purpose of Promoting and Encouraging the Dairying Interests in the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Kneeland reported that the special committee appointed in regard to a Lincoln Memorial program had secured Hon. George M. McKenna of Napoleon, Judge of the District Court, to deliver the address of the day.

Mr. Turner moved that S. B. No. 60 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Swendseid moved that House Bill No. 3 be referred to the Committee on Judiciary.

Which motion prevailed and the bill was so referred.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed.

Mr. Cox moved that the resignation of C. A. Rust, as chief mailing clerk, be accepted.

Which motion prevailed.

Mr. Cox then moved that H. P. Asseltine be elected to succeed Mr. Rust.

#### ROLL CALL

The question being on the election of H. P. Asseltine, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carter	Larson	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Steen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry

Messrs.	Messrs.	Messrs.
Erickson, Benson	McColl	Turner
Fettig	McCay	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Van Berkom
Frojen	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Gibbens	Svingen
Carlson	Levin	Veitch
Erickson, Kidder		

So H. P. Asseltine was declared elected.

The Speaker administered the oath of office to H. P. Asseltine.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 17. A Bill for an Act to Appropriate the sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

And the Speaker signed the same in the presence of the House.

### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Standley introduced:

House Bill No. 166. A Bill for an Act to Amend and Re-enact Subdivision (a) of Section 17 of Chapter 179 of the 1927 Session Laws of the State of North Dakota Relating to Registration by Manufacturers and Dealers of Vehicles Owned and Operated by Them and Providing for the Use of Dealers' License Plates on Secondhand Vehicles Prior to September 1st.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Johnson and Brunsdale of Traill introduced:

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Wilson and Sax introduced:

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Which was read the first and second times and referred to the Committee on State Affairs.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions



of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 7, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Which the House has passed and your favorable considerations is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Peters
Bell	Jardine	Place
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Svingen
Carter	Lembcke	Swendseid
Craig	Lindgren	Thatcher
Dickerson	Lynch	Thompson
Dillard	McColl	Treffry
Dyer	McCay	Turner
Erickson, Benson	McDowall	Twete
Fettig	McGauvran	Twichell
Flom	McManus	Van Berkom
Freeman	Martin	Wagner
Gilchrist	Miller	Watt
Halcrow	Montgomery	Wedel
Hamilton	Morgan	Wentz
Hanson	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Oberg	Wilson
Henrickson	Olafson	Worner
Hoffman	Olson, Burleigh	Young
Holthusen	Olson, Hettinger	Mr. Speaker
Horner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Gibbens	Levin
Bishop	Henderson	Mau

Messrs.	Messrs.	Messrs.
Cox	Hermes	Rulon
Dolwig	Kneeland	Steen
Erickson, Kidder	Lee	Veitch
Frojen		

So the bill passed and the title was agreed to.

Mr. Peters moved that House Bill No. 93 be re-referred to the Committee on Appropriations.

Which motion prevailed and the bill was so re-referred.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays, 16; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnson, Nelson	Plath, John, Cass
Bohnsack	Johnson, Traill	Plath, Wm., Cass
Brown	Johnson, Ward	Pfenning
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Carter	Lavik	Svingen
Dickerson	Lee	Thatcher
Dolwig	Lindgren	Thompson
Dyer	McColl	Treffry
Fettig	McDowall	Turner
Flom	McGauvran	Twichell
Gibbens	McManus	Van Berkorn
Gilchrist	Martin	Watt
Halerow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson

Messrs.	Messrs.	Messrs.
Helbling	Muus	Worner
Henderson	Northridge	Young
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Johnston	Owings
Dilland	Lembcke	Swendseid
Erickson, Benson	Levin	Twete
Frojen	Lynch	Wagner
Henrickson	McCay	Wedel
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Freeman	Steen
Cox	Rulon	Veitch
Erickson, Kidder		

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Hoffman moved that the rules be suspended and that House Bill No. 19 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Mr. Hoffman withdrew his motion in deference to a substitute motion by Mr. Twichell.

Mr. Twichell moved that House Bill No. 19 be properly re-engrossed before its being placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Owings
Bishop	Iverson	Peters
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhardt	Keierleber	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Carter	Lavik	Steen
Cox	Lee	Svingen
Craig	Lembeke	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Fettig	McCull	Turner
Flom	McCay	Twichell
Frojen	McGauvran	Van Berkorn
Gibbens	McManus	Wagner
Gilchrist	Martin	Watt
Hamilton	Mau	Wedel
Hanson	Miller	Westford
Hausmann	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Henrickson	Northridge	Young
Hermes	Oberg	Mr. Speaker
Hoffman	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Freeman	Rulon
Dickerson	Halcrow	Twete
Erickson, Benson	Kneeland	Veitch
Erickson, Kidder	McDowall	Wentz

So the bill passed and the title was agreed to.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kraft	Shurr
Burkhart	Larvick	Smith
Burns	Lavik	Steedsman
Butt	Lee	Steen
Carlson	Lembcke	Svingen
Carter	Levin	Swendseid
Cox	Lindgren	Thatcher
Dillard	Lynch	Thompson
Dolwig	McColl	Treffry
Dyer	McCay	Turner
Fettig	McDowall	Twichell
Flom	McGauvran	Van Berkom
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Henrickson	Twete
Dickerson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Isaak	Rulon
Erickson, Benson	Johnson, Nelson	Standley
Erickson, Kidder	Kneeland	Veitch
Gibbens	Larson	

So the bill passed and the title was agreed to.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Montgomery
Anderson	Henderson	Morgan
Anfinson	Henrickson	Muus
Bell	Hermes	Northridge
Bishop	Hoffman	Oberg
Bittner	Holthusen	Olafson
Boe	Horner	Olson, Burleigh
Bohnsack	Indergaard	Olson, Hettinger
Brown	Isaak	Opdahl
Brunsdale	Iverson	Owings
Bubel	Jardine	Place
Burkhart	Johnston	Plath, John, Cass
Burns	Johnson, Nelson	Plath, Wm., Cass
Butt	Johnson, Traill	Pfenning
Carlson	Johnson, Ward	Schultz
Carter	Kapfer	Shurr
Cox	Keierleber	Smith
Craig	Kraft	Standley
Dickerson	Larson	Steedsman
Dilland	Larvick	Thompson
Dolwig	Lavik	Treffry
Dyer	Lee	Turner
Erickson, Benson	Lembcke	Twichell
Erickson, Kidder	Levin	Van Berkom
Fettig	Lindgren	Watt
Flom	Lynch	Wedel
Freeman	McCay	Wentz
Frojen	McDowall	Westford
Gibbens	McGauvran	Wigen
Gilchrist	McManus	Wilson
Halcrow	Martin	Worner
Hamilton	Mau	Young
Hanson	Miller	Mr. Speaker
Hausmann		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Steen	Svingen	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Rulon	Thatcher
Kneeland	Sax	Veitch
McColl	Swendseid	Wagner
Peters		

So the bill passed and the title was agreed to and the emergency clause declared carried.

A return was made to the Twelfth Order of Business.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 7, 1929.

Mr. President: I have the honor to inform you that the Senate has refused to concur in the House Amendment to:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

And the President has appointed as a conference committee Senator Etestad, Senator Hyland and Senator Thorson.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota  
February 7, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the



Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Peters moved that the Speaker appoint a conference committee on Senate Bill No. 7.

Which motion prevailed, and the Speaker appointed as such committee Messrs. Twichell, Standley and Butt.

## MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
February 7, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a conference committee on Senate Bill No. 7, Representatives Twichell, Standley and Butt.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

## GENERAL ORDERS

Mr. Turner moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Turner to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Amendments of the Standing Committee:

Line 15, page 2, of the engrossed bill as it came from the Senate, the words "one hundred" be changed to the word "eighty".

In line 6 of Section 2125 of the engrossed bill as it came from the Senate, insert a "comma" after the word "township".

In line 8, page 2 of Section 2125 of the engrossed bill as reported from the Senate, insert a "comma" after the word "more".

Line 20 of page 2 of the engrossed bill as it came from the Senate, strike out the words "real estate" and insert in lieu thereof the words "personal property".

At the end of line 2, page 3 of the engrossed bill as it came from the Senate, insert a "comma."

And recommend the adoption of the Standing Committee's amendments.

And the additional amendments:

In line 25, Section 2125 of the printed bill, the words "real estate" be left in and the words "or personal property" be inserted to follow the word "estate".

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Amendments of the Standing Committee:

In line 45, Sub-division 4, Section 3 of the printed bill, strike out the figures \$4,000.00, and insert in lieu thereof the figures \$5,000.00.

In line 47, Sub-division 4, Section 3 of the printed bill, strike out the figures \$16,700.00, and insert in lieu thereof the figures \$17,700.00.

In line 21, Sub-division 14, Section 3, of the printed bill, after the word "Commission" add a comma and the words "including travel."

In line 21, Subdivision 18, Section 3 of the printed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$200.00", and in line 24, Subdivision 18, Section 3 of the printed bill, strike out the figures "\$65,470.00" and insert in lieu thereof the figures "\$65,170.00."

In line 6, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$4,200.00."

In line 8, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$24,000.00" and insert in lieu thereof the figures "\$20,000.00."

Strike out all of line 10, Subdivision 19, Section 3 of the printed bill.

In line 11, subdivision 19, Section 3 of the printed bill, strike out the figures "\$5,280.00" and insert in lieu thereof the figures "\$5,000.00."

In line 12, Subdivision 19, Section 3 of the printed bill,

strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 14, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$380.00."

In line 15, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$2,200.00" and insert in lieu thereof the figures "\$1,600.00."

Strike out all of line 19, Subdivision 19, Section 3 of the printed bill.

In line 21, Subdivision 19, Section 3 of the printed bill, strike out the figures "\$120,580.00" and insert in lieu thereof the figures "\$110,580.00".

In line 5, Subdivision 20, Section 3 of the printed bill, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,00.00."

In line 12, Subdivision 20, Section 3 of the printed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00".

In line 14, Subdivision 20, Section 3 of the printed bill, strike out the figures "\$34,000.00" and insert in lieu thereof the figures "\$32,000.00".

In line 5, Subdivision 25, Section 3 of the printed bill, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,700.00."

In line 7, Subdivision 25, Section 3 of the printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$100.00."

In line 10, Subdivision 25, Section 3 of the printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$300.00."

In line 11, Subdivision 25, Section 3 of the printed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$4,000.00."

Following line 13, Subdivision 25, Section 3 of printed bill, insert line "13½ Missouri River Development Commission \$3,600.00."

In line 15, Subdivision 25, Section 3 of the printed bill, strike out the figures "\$15,300.00" and insert in lieu thereof the figures "\$21,200.00."

In line 12, Subdivision 28, Section 3 of printed bill, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line 14, Subdivision 28, Section 3 of printed bill, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 16, Subdivision 28, Section 3 of printed bill, strike out the figures "\$22,700.00" and insert in lieu thereof the figures "\$23,700.00."

And recommend the adoption of the Standing Committee's amendments;

And the additional amendments:

In Subdivision 30, line 4, change figures "\$2,640" to "\$3,000.00".

In line 12, same Subdivision, change total to read "\$10,800."

C. C. TURNER,  
Chairman.

Mr. Turner moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the Committee was adopted.

Mr. Erickson rose to a point of personal privilege and asked to have his remarks printed in the Journal.

Mr. Twichell moved as a substitute motion that the remarks of Mr. Erickson be not printed in the Journal.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: J. D. Robertson, C. P. O'Brien, Park River; Einar Leabur, C. L. Lewis, A. E. Goldammar, Lakota; H. J. Schnieder, Williston; G. Gardner, H. Borcharding, New England; Mrs. Fred J. Fredrickson, Valley City; Mrs. J. C. Darrance, Hope, N. D.; W. E. Robb, Wildrose; G. A. Fowler, Casselton; Adam Seidel, Golden Valley; A. E. Graumann, Harvey; M. B. Monson, Portland.

Mr. J. G. Plath moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

THIRTY-SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
February 8, 1929.

The House was called to order promptly at 2:00 p. m., Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

Roll Call: All members present except Messrs. Rulon and Veitch.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirtieth Day After Recess and Thirty-First Day and recommend that the same be corrected as follows:

Page 3, line 18, correct the spelling of word "providing".

Page 17, line 20, change number of bill from 160 to 168.

Page 23, change McColl from absent and not voting to voting aye.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Board of Administration,  
Executive Department,  
Bismarck, North Dakota,  
February 7, 1929.

Honorable Members of the Senate and House of Representatives:

Gentlemen:

The Board of Administration is constantly faced with the difficult problem of providing office space for the expansion of the various offices in the State Capitol.

After utilizing all feasible corridor space for offices, we are still confronted at this particular time with the problem of securing more space for the following offices: State Treasurer, State Land Commissioner, and Commissioner of Agriculture and Labor, including the dairy division of this office.

The Board respectfully suggests that your honorable bodies appoint committees to confer with our board and plan a solution of this housing difficulty for the next biennium.

Respectfully submitted,

BOARD OF ADMINISTRATION,

By Ernest G. Wanner,  
Executive Secretary.

EGW-B

Referred to the Committee on State Affairs.

A resolution from the county commissioners of McIntosh county urging legislative action allowing the county commissioners more power in contracting for and operating road building machinery, was read and referred to the Committee on Highways and Bridges.

A petition urging legislative restriction of the sale of malt sirup, from 38 citizens of Alamo was read and referred to the Committee on Temperance.

Petitions urging compulsory hail insurance on cropped lands were presented by: Mr. Svingen, from 12 taxpayers of Bottineau county; 23 taxpayers of La Moure county; 24 taxpayers of Oliver county. These were read and referred to the committee on Insurance.

Communications urging legislation favorable to the Shepard-Towner Act were presented by:

The Homemakers' Club of Park River.

The Homemakers' Club of Douglas.

The P.-T. A. of Neche.

The Kiwanis Club of Bismarck.

The Mandan Chamber of Commerce.

The State Dental Association.

Twelve Women's Clubs and professional organizations at their meeting in Fargo on May 4, 1928.

The secretary of the State Federation of Women's Clubs.

The Secretary of the State Medical Association.

The President of the State Health Officers' Association.

The American Legion Auxiliary of Ray.

All were read and referred to the Committee on Appropriations.

Mr. Swendseid rose to a point of personal privilege and requested that his remarks be published in the journal:

Believing that the heat of the argument which took place on the floor of this House on February 5th during consideration of the final passage of Senate Bill No. 5, better known as the Dormitory Bill, has subsided, I feel we can take a sober thought of some of the unpleasantness that was injected into the arguments and the resulting newspaper comments.

One of the fundamental propositions upon which our government is founded, and upon which it must rest immovable, is the inalienable right of "freedom of speech." If our representative form of government is not to perish, this right must be held inviolate in our legislative halls.

During the short time that it has been my honor to be a member of our State Legislature, it has been my endeavor to respect this right and to, at no time, engage in personal abuse, heckling or insinuations in the debate of any issue before this body, or attempt in any way to prevent anyone from enjoying his sacred right of "freedom of speech."

As a member of this legislative body I regard it as my duty, not only to vote on every measure that may properly come before it, but to express my views on such measure when I deem it advisable and to such extent as I may, and have the right to expect and demand this privilege, and hold that when this right has been or is being interfered with by heckling, personal abuse or insinuations by any member of this House or anyone else, that not only has my right been interfered with but the fundamental proposition of "freedom of speech" has been violated.

We invite and enjoy free discussion of any issue that may come before us in our deliberations, but I resent and consider it regrettable and deplorable when any member of this legislative body shall be subjected to such heckling, abuses and insinuations as was resorted to by the distinguished gentleman from Cass during the argument on the final passage of the Dormitory Bill, and the accompanying newspaper reports that were published by the Fargo Forum and the Grand



Forks Herald. From these reports we are led to believe that Mr. Twichell did, in fact, sustain his charge that a child ten years old would know better than that the statements made by me were true, and that I must know that they were misleading, whereas, in truth and in fact Mr. Twichell accepted my statement that the Dormitory Bill did not limit the interest on the loan for the construction of the dormitories at 7%, and that in truth and in fact the rate of interest is left entirely to the discretion of the State Board of Administration.

Again I state that when such tactics as above referred to are being resorted to, that not only are our individual rights violated, but that the far greater and more important right upon which our representative form of government is founded, "freedom of speech," has been violated, and without which our free and independent form of government can not endure.

R. E. SWENDSEID.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Also,

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

And find the same correctly Engrossed.

E. A. WATT,  
Acting Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same be amended as follows:

After line 15, Section 1 of the printed bill, strike out all of Section 2.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of

this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Have had the same under consideration and recommend that the same be amended as follows:

After line 7, Section 1 of the printed bill, strike out all of Section 2.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 4 of the printed bill, strike out the words

"fifteen hundred" and insert in lieu thereof the words "one thousand."

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

Section 3, line 5, of the printed bill strike out the word "Controlling" and insert in lieu thereof the word "Storing."

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

Section 7, line 3 of the printed bill, strike out the figures "\$6,000" and place in lieu thereof "\$10,000."

Section 4, line 2, page 2 of the original bill strike out the word and punctuation "townships," where the same occurs the second time in such line.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

**Mr. Speaker:** Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Have had the same under consideration and recommend that the same be amended as follows:

In line 15 on page 2, of the engrossed bill, being line 33 of the printed bill, strike out the word "September" and insert in lieu thereof "August."

And when so amended recommend the same do pass.

M. H. LYNCH,  
Chairman.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

M. H. LYNCH,  
Chairman.

Mr. M. H. Lynch moved that the report be adopted.

Mrs. Craig moved as a substitute motion that House Bill No. 95 be indefinitely postponed.

Which motion was lost.

The question being upon the original motion the question was put and the motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Steen moved that the absent members be excused.

Which motion prevailed.

Mr. Lynch requested an extension of time on House Bill No. 100.

Which request was granted.

Mr. Twichell moved that in view of Tuesday the 12th inst. being a legal holiday and many of the members being desirous of returning home over the week-end, that it be agreed that such members who so desire to return home may be excused with the understanding that they return for the session of Wednesday the 13th inst. and that during their absence no final action shall be taken upon any important measure; the matter of the relative importance of any measure, postponement of action is asked upon, to be determined by the Speaker; that the rules be further temporarily amended, so as to preclude the clincher motion being made upon any measure, until the said session of Wednesday, February 13th.

Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

And the Speaker signed the same in the presence of the House.

Mr. Twichell moved that the Committee report on House Bill No. 131 be withdrawn and that the bill be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Anderson introduced:

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Mr. Gibbens introduced:

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Carter introduced:

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, and or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Swendseid introduced:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Also;

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Messrs. Steedsman and Aljets introduced:

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Thompson, Olson of Burleigh and Cox introduced:

House Bill No. 175. A Bill For an Act to Prohibit the Local Sales of Dairy and Vegetable Products by the State Penitentiary and the State Training School and Providing a Penalty Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Thatcher introduced:

House Bill No. 176. A Bill For an Act to Amend and Re-



enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Which was read the first and second times and referred to the Committee on State Affairs.

MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Board of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### MESSAGE-TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 8, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 8, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 8, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penal-

ties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Which the House has Amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of

Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Was delivered to the Governor for his approval at the hour of 3:15 o'clock p. m., February 8, 1929.

E. A. WATT,  
Acting Chairman.

The Speaker announced a five minute recess, subject to the call of the chair.

The House reassembled, pursuant to recess taken.

The Speaker announced that the House would be on the Eleventh Order of Business.

### THIRD READING OF HOUSE BILLS

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembeke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
<b>Erickson, Benson</b>	<b>McColl</b>	Twete
Fettig	McDowall	Van Berkum
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Mr. Speaker
Helbling		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Henrickson	Lynch	Steen
Indergaard	McCay	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dilland	Opdahl	Veitch
Erickson, Kidder	Rulon	Young
Jardine	Twichell	

So the bill passed and the title was agreed to.

Mr. Hamilton moved that the vote by which House Bill

No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Van Berkomp explained his vote: Mr. Speaker, House Bill No. 19 is the duplicate of House Bill No. 5 and I am sure will meet with the approval of the people of the entire state. The mere changing of the name from House Bill No. 5 to No. 19 does not change the character of the bill in any way. It just shows the lack of sportsmanship on the part of the majority members of the committee. I sincerely hope House Bill No. 19 will not encounter more stormy weather, such as it has met within the committee in the past few weeks, and I hope it will be allowed a peaceful way on its final destination. I vote "aye."

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Iverson	Peters
Bishop	Johnston	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Sax
Brunsdale	Keierleber	Shurr
Bubel	Kneeland	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Dickerson	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Fettig	McColl	Turner
Flom	McCay	Twichell
Freeman	McDowall	Watt
Frojen	McManus	Wedel



Messrs.	Messrs.	Messrs.
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burkhart	Isaak	Schultz
Craig	Lembcke	Twete
Henrickson	McGauvran	Van Berkorn
Indergaard	Owings	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dillard	Jardine	Rulon
Erickson, Benson	Montgomery	Veitch
Erickson, Kidder		

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Was read the third time.

Mr. Twichell asked the unanimous consent to amend the bill.

Which consent was granted.

Mr. Twichell then offered the following amendment:

In line 6, page 2 of the printed bill, after the word "Fund" insert a comma. Before the word "due" in line 7 insert the words "to be." Following the comma after the word "provided" insert the words "the same."

In line 9, after the word "states" insert a comma.

Which amendments were adopted.

Mr. Twichell further moved that the rules be suspended and that House Bill No. 113 be considered properly re-engrossed and placed upon third read and final passage.

Which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfennig
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembeke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCull	Van Berkorn
Flom	McDowall	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Henrickson	Olson, Hettinger	Wigen
McCay		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Opdahl	Veitch
Gibbens	Rulon	

So the bill passed and the title was agreed to.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Olafson
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McCoy	Twichell
Fettig	McCay	Van Berkom
Flom	McDowall	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Opdahl	Thatcher
Gibbens	Rulon	Veitch
Johnson, Ward		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 44: A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Ward	Pfenning
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Craig	Lee	Steen
Dickerson	Lembcke	Svingen
Dilland	Levin	Swendseid
Dolwig	Lindgren	Thatcher
Dyer	Lynch	Thompson
Erickson, Kidder	McColl	Turner
Fettig	McCay	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Van Berkorn
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Rulon
Burkhart	Johnson, Traill	Treffry
Cox	Lavik	Veitch
Erickson, Benson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Have had the same under consideration and recommend that the same be amended as follows:

Line one of the printed bill, after the word and figure "Section 1" the bill read as follows:

That all persons, corporations or associations operating public exhibitions, ordinarily known as shows, circuses, carnivals and like amusement and which persons, corporations or associations furnish as public exhibition, races propelled by motor power, whether auto races, motorcycle races, auto polo races, airplane exhibitions, including ferris wheels, merry-go-rounds, seaplanes, caterpillars and similar exhibitions, are hereby declared to be dangerous to the public; and all persons, associations or corporations managing or promoting the same, before entering into any valid contract for any such performance within this state, shall furnish and file with the Secretary of State its written power of attorney authorizing such official in its behalf to admit legal service of summons and process in all actions and proceedings that may be brought against it within this state; and such bond shall be filed with the Secretary of State and be approved as to form and sufficiency before the filing thereof, by the Attorney General of the State.

Section 2. If any producer shall fail to comply with the terms of this Act in filing a Power of Attorney with the Secretary of State authorizing said official to admit service on any Summons or process against such producer, nevertheless, the Secretary of State shall be authorized to admit legal

service of such Summons or process as made upon such producer thereby; and upon such admission of service the Secretary of State shall immediately ascertain the address and residence of such producer and if the address and residence of such producer shall appear from the contract for such performance, or shall otherwise be obtainable, such Secretary of State shall immediately send such Summons or process by registered mail, addressed and mailed with postage prepaid, to such producer at the residence and address so obtained, and such service for all purposes of suit, shall be deemed legal and valid personal service of Summons and process, made within the State of North Dakota on such producer.

Section 3. That no assignment of any such contract for production, nor the substitution of any event or events contracted for therein, shall relieve the original contracting producer or his bondsmen from any liability covered by such bond, arising from any injuries to persons or property because of the negligent performance of the contract for said exhibition, race or sport; and that any such assignee so negligently performing such contract, shall be jointly and severally liable with the original contractor and bondsmen therefor.

Section 4. That the surety bond required by this Act shall not be less in amount than \$20,000.00 for auto races, autopolos or airplane race or exhibition; and that in all other dangerous public exhibitions, as motorcycle races, ferris wheels, merry-go-rounds, seaplanes, caterpillars and similar exhibitions, the bond required may be less in the discretion of the Attorney General of the State; provided, however, that in any event such bond shall not be less than \$5,000.00.

Section 5. Such bond shall run to the State of North Dakota as the obligee therein; and shall be conditioned for the payment of any and all damages for injuries to persons and property resulting from or occasioned by the negligence of the producer or producers and their agents, servants and employees in the performance of such race, exhibition or entertainment or in the execution thereof; and any person or corporation suffering injuries to person or property thereby, may sue to recover the same in his or its own name, or jointly with other claimants under said bond; it being the intent that such bond shall constitute a security fund for the benefit and to indemnify all persons injured in person and property in such performance.

Section 6. This Act shall not be construed to cover horse races, bicycle races or any entertainment wherein motor power shall not be used in the production of power or speed.

Section 7. Any person, corporation or association violating any of the provisions of this act shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not to exceed \$1000.00; or by imprisonment for a period of not to exceed six months or by both such fine and imprisonment.

Section 8. EMERGENCY: Whereas, an emergency now

exists, in that there is no law adequately protecting the public against injury as herein indemnified against, Now, Therefore, this Act shall take effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Other Members of Such Bureau; Defining Their Powers and Duties; Defining the duties of Sheriffs, Constables, Marshals and other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of the Members of Such Bureau and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

(The amendments are to the printed bill, except as otherwise stated).

In the title of the bill strike out the words "other Members" at the beginning of line 3 thereof and insert in lieu thereof "Assistant Superintendents".

Line 8 of the title strike out the words "of the Members".

Line 2 of Section 1, after the word "General" insert a "comma".

Section 1, line 6, after the word "Identification", insert the word "and".

Section 1, at the end of line 7, and the beginning of line 8, strike out the words "passage and approval", and insert in lieu thereof the words "taking effect".

Section 1, line 8, after the word "act" insert a "comma".

Section 1, line 10, after the word "shall" between the words "and" and "the"

Section 2, line 4 of the original bill change the word "man" to "men".

Section 2, line 5 insert the word "each" between the words "shall" and "receive".

Section 3, line 1, before the word "all" insert "the Criminal Bureau of the Department of Justice at Washington, D. C.,"

Section 3, line 10, insert a "comma" after the word "therefor".

Section 3, line 12, insert a "comma" after the word "state".

Section 3, line 13, insert a "comma" after the word "state".

Section 3, line 18, insert a "comma" after the word "felonies".

Section 3, line 19, insert a "comma" after the word "city".

Section 3, line 27, strike out the word "Criminal" and insert in lieu thereof the word "civil".

Section 4, line 5, insert a "comma" after the word "apprehended".

Section 4, line 10, insert the word "of" after the word "and".

Section 5, line 4, insert a "comma" after the word "counties".

Section 5, line 10, strike out the word "the" where it appears immediately preceding the word "sheriffs", and in the same line after the word "offices" insert a "comma".

Section 5, line 11, change the word "apprehending" to "apprehension".

Section 5, line 12, insert a "comma" after the word "crime".

Section 5, line 16, insert a "comma" after the word "justice".

Section 5, line 20, insert a "comma" after the word "use".

Section 5, line 22, insert a "comma" after the word "therefor".

Section 5, line 23, insert a "comma" after the word "money".

Section 5, line 24, insert a "comma" after the word "America".

Section 6, line 1, after the word and figure "Sec. 6" strike out all of line 1, 2, 3, 4, and that part of line 5 to and including the word "defendant," and insert in lieu thereof "It is hereby declared to be the duty of every Judge of the District Court, to require of the Sheriff or of the States Attorney of the County, or to himself, ascertain, so far as practical, the criminal record of any defendant convicted of a felony before



him; prior to the passing sentence upon such convicted person."

Section 6, line 8, insert a "comma" after the word "Identification"

Section 6, line 9, insert a "comma" after the word "Bureau".

Section 7, line 8, insert a "semicolon" after the word "Bureau".

Section 8, line 4, strike out the words "and minimum".

Section 8, line 7, insert a "comma" preceding the word "and". In the same line insert the words "as prescribed" after the word "duties" and preceding the word "herein". At the end of the same line strike out the word "No" and insert in lieu thereof the word "Any".

Section 8, strike out all of lines 9 and 10 and insert in lieu thereof "and earned by the Superintendent, any Assistant Superintendent or any employee, of this Bureau, shall be paid by him into the Fund of the Bureau".

Section 9, line 6, insert a "comma" after the word "criminals".

Section 9, line 8, insert a "comma" after the word "state".

Section 10, line 3, strike out the words "power and duties" and insert in lieu thereof "duties under the provisions hereof".

Section 10, line 5, insert a "comma" after the word "criminals".

Section 11, line 3, insert a "comma" after the word "cooperation".

Section 11, line 6, insert a "comma" after the word "Bureau".

Section 11, line 8, insert a "comma" after the word "departments".

Section 11, line 9, insert a "comma" after the word "criminals".

Section 13, line 5, insert a "comma" after the word "period".

Section 13, line 7, insert a "comma" after the word "records".

Section 14, line 1, strike out the word "laws" as it appears twice in such line and insert in lieu thereof the word "Acts".

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

### GENERAL ORDERS

Mr. Freeman moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Freeman to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

And recommend the adoption of the standing committee's amendments as follows:

In line 16 on Page 2 of the printed bill, change the period to a semi-colon and add thereafter the following: provided that in any such school district containing an incorporated city or village such transportation shall be by public conveyance unless two-thirds of the votes cast at such election are opposed to such mode of transportation.

Also,

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the first line of the title of the bill as introduced change the number 1220 to 1240.

Also,

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North

Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 2. This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Also,

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

And recommend the adoption of the Standing Committee's amendments as follows:

After line 27, Section 1 of the printed bill, add Section 2:

"Section 2. Provided, that any surplus money accumulating to the credit of the State Game and Fish Commission Fund may be used for the propagation of game and fish upon the written approval of the State Game and Fish Commissioner of all vouchers covering any such expenditures.

Also,

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

And recommend the adoption of the Standing Committee's amendments as follows:

In the printed bill, in Section 3099a1, line 12, strike out the words "two years" and insert in lieu thereof the words, "six months."

Also in Section 3099a5, line 29, strike out the words, "two years" and insert in lieu thereof the words, "six months."

Also, in Section 3099a6, line 20, strike out the words "two years" and insert in lieu thereof the words, "six months".

In the written bill, in Section 3099a6, line 3, strike out the word "or" and insert in lieu thereof the word "of".

C. VERNON FREEMAN,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed, and the report was adopted.

A return was made to the Fourteenth Order of Business.

### THIRD READING OF SENATE BILLS

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 95; nays, 3; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Isaak	Olson, Hettinger
Anderson	Iverson	Opdahl
Anfinson	Jardine	Peters
Bell	Johnston	Place
Bishop	Johnson, Nelson	Plath, John, Cass
Bittner	Johnson, Ward	Plath, Wm., Cass
Boe	Kapfer	Pfenning
Bohnsack	Keierleber	Sax
Brown	Kneeland	Schultz
Brunsdale	Kraft	Shurr
Bubel	Larvick	Smith
Burns	Larson	Steedsman
Carter	Lavik	Steen
Dickerson	Lee	Svingen
Dolwig	Lembcke	Swendseid
Dyer	Levin	Thatcher
Erickson, Kidder	Lindgren	Thompson
Fettig	Lynch	Turner
Flom	McCull	Twete
Freeman	McCay	Twichell
Frojen	McDowall	Van Berkom
Gilchrist	McGauvran	Wagner
Halcrow	McManus	Watt
Hamilton	Martin	Wedel
Hanson	Mau	Wentz
Hausmann	Miller	Westford
Henderson	Montgomery	Wigen
Hermes	Morgan	Wilson
Hoffman	Muus	Worner
Holthusen	Northridge	Young

Messrs.	Messrs.	Messrs.
Horner	Olafson	Mr. Speaker
Indergaard	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Henrickson	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dilland	Oberg
Burkhart	Erickson, Benson	Rulon
Butt	Gibbens	Standley
Carlson	Helbling	Treffry
Cox	Johnson, Traill	Veitch

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 1; absent and not voting, 17; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Northridge
Anderson	Indergaard	Oberg
Anfinson	Isaak	Olafson
Bell	Iverson	Olson, Burleigh
Bishop	Jardine	Olson, Hettinger
Bittner	Johnston	Opdahl
Boe	Johnson, Nelson	Plath, John, Cass
Bohsack	Johnson, Ward	Plath, Wm., Cass
Brown	Kapfer	Pfenning
Brunsdale	Keierleber	Sax
Burns	Kneeland	Schultz
Carlson	Kraft	Shurr
Carter	Larson	Smith
Craig	Larvick	Steedsman
Dickerson	Lavik	Steen
Dilland	Lee	Svingen
Dolwig	Lembcke	Swendseid
Dyer	Levin	Thatcher
Erickson, Kidder	Lindgren	Thompson
Fettig	Lynch	Turner
Freeman	McColl	Twete
Frojen	McCay	Van Berkom

Messrs.	Messrs.	Messrs.
Gilchrist	McDowall	Wagner
Halcrow	McGauvran	Wedel
Hamilton	McManus	Wentz
Hanson	Martin	Westford
Hausmann	Mau	Wigen
Helbling	Miller	Wilson
Henderson	Montgomery	Worner
Henrickson	Morgan	Young
Hoffman	Muus	Mr. Speaker
Holthusen		

Those voting in the negative were:

Messrs.  
Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Flom	Standley
Bubel	Gibbens	Treffry
Burkhart	Hermes	Twichell
Butt	Johnson, Traill	Veitch
Cox	Place	Watt
Erickson, Benson	Rulon	

Passed:

Messrs.  
Peters

So the bill passed and the title was agreed to.

Mr. Peters desired to pass on this roll call as he is personally interested in the bill.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: E. W. Gilbertson, Devils Lake; Joseph McCaffrey, Pembina; Mrs. W. S. Place, Miss Bertha Place, Bowman; W. E. Runey, Sterling; Sam Stearn, Fargo; Jake Klundt, Gottlieb Winter, Geo. Egel, Sheridan; John Manz, Anamoose; C. G. Johnson, Fredonia; Edna S. Peter, Parshall, Kathryn Gross, Rugby; Mrs. Earl Bucklin, Mandan; August Krantz, Kenmare; H. L. Halvorson, H. L. Finke, O. B. Herigstad, Minot; A. Krantz, Mr. Herigstad, Mr. Rubenwitz, Minot; Henry C. Flaskrud, Sheyenne; M. E. Biggs, New Rockford; Otto Basmusson, Langdon; Hon. P. Blank, New Salem.

Mr. Olafson moved that the House do now recess until 1:00 p. m. the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

THIRTY-SECOND DAY AFTER RECESS AND THIRTY-  
THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
February 9, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Burkhart and Freeman introduced:

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 30 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Hoffman introduced:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595 and 2606 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marking and Branding of Animals and Poultry, and Collection of Fees Therefor.

Which was read the first and second times and referred to the Committee on Live Stock.

Messrs Opdahl and Hermes introduced:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for

Same, and providing Penalties for the Violation of this Act.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Thatcher and Svingen introduced:

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. M. J. Olson, Jr., introduced:

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Which was read the first and second times and referred to the Committee on State Affairs.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Have had the same under consideration and recommend that the same do pass.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:



Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Have had the same under consideration and recommend that the same do pass.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Have had the same under consideration and recommend that the same be amended as follows:

In line 20 of the printed bill after the word "order", strike out "No such order shall be valid after the closing of the regular session of the Legislature next succeeding its issuance".

And when so amended recommend the same do pass.

C. A. MILLER,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 11 of the printed bill after the word "stock" insert the word "fire".

In line 15 of the printed bill after the word "stock" insert the word "fire".

And when so amended recommend the same do pass.

C. VERNON FREEMAN,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In line 37 of the printed bill strike out the word "or street railway".

And when so amended recommend the same do pass.

C. VERNON FREEMAN,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 86. A Bill For an Act Amending and Re-enacting Section 189b9 of the Supplement to the 1913 Compiled Laws of North Dakota Annotated and Enacted in 1925. Relating to the Duty of Assessors Relative to Listing Land for Hail Insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the committee reports be not received except on bills which are printed and in the files.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the rules be suspended and that the House proceed with the third reading of House bills that appear on the calendar for the Thirty-third legislative day.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 73; nays, 11; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Oberg
Anderson	Holthusen	Olafson
Anfinson	Horner	Olson, Burleigh
Bell	Indergaard	Olson, Hettinger
Boe	Iverson	Opdahl
Bohnsack	Jardine	Peters
Brunsdale	Johnson, Nelson	Place
Burkhart	Johnson, Ward	Plath, Wm., Cass
Burns	Kneeland	Pfennig
Carlson	Kraft	Sax
Dilland	Larson	Schultz
Dyer	Larvick	Shurr
Erickson, Kidder	Lavik	Smith
Flom	Lee	Standley
Freeman	Lembcke	Steedsman
Frojen	Levin	Svingen
Gibbens	Lindgren	Thompson
Gilchrist	McCay	Van Berkum
Halcrow	McDowall	Westford
Hamilton	McGauvran	Wigen
Hanson	McManus	Wilson
Helbling	Martin	Young
Henderson	Montgomery	Mr. Speaker
Henrickson	Muus	
Hermes	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	McColl	Thatcher
Dickerson	Morgan	Twete
Isaak	Owings	Wagner
Lynch	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fettig	Steen
Bishop	Hausmann	Treffry
Bittner	Johnston	Turner
Brown	Johnson, Traill	Twichell
Butt	Kapfer	Veitch
Carter	Keierleber	Watt
Cox	Mau	Wedel
Craig	Miller	Wentz
Dolwig	Plath, John, Cass	Worner
Erickson, Benson	Rulon	

So the bill passed and the title was agreed to.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Indergaard	Olson, Hettinger
Bell	Isaak	Opdahl
Boe	Iverson	Owings
Bohnsack	Johnston	Peters
Brunsdale	Johnson, Ward	Place
Bubel	Kneeland	Plath, Wm., Cass



Messrs.	Messrs.	Messrs.
Burkhart	Kraft	Sax
Burns	Larson	Schultz
Carlson	Larvick	Shurr
Craig	Lavik	Smith
Dickerson	Lee	Standley
Dilland	Lembcke	Steedsman
Dyer	Levin	Svingen
Erickson, Benson	Lindgren	Swendseid
Flom	Lynch	Thatcher
Freeman	McCull	Thompson
Frojen	McCay	Twete
Gibbens	McDowall	Twichell
Gilchrist	McGawrnan	Van Berkom
Halcrow	McManus	Wagner
Hamilton	Martin	Westford
Hanson	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Henrickson	Northridge	Young
Hermes	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Pfenning
Bishop	Horner	Rulon
Bittner	Jardine	Steen
Brown	Johnson, Nelson	Treffry
Butt	Johnson, Traill	Truener
Carter	Kapfer	Veitch
Cox	Keierleber	Watt
Dolwig	Mau	Wedel
Erickson, Kidder	Miller	Wentz
Fettig	Plath, John, Cass	

So the bill passed and the title was agreed to.

Mr. Erickson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

**C. R. VERRY,**  
Chief Clerk.

### THIRTY-THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
February 9, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

## ROLL CALL

All members present except Messrs. Aljets, Bishop, Bittner, Brown, Butt, Carter, Dolwig, Erickson of Benson, Fettig, Hausmann, Johnson of Traill, Kapfer, Keierleber, Mau, Miller, J. G. Plath, Rulon, Steen, Treffry, Turner, Veitch, Watt, Wedel and Wentz.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-second day and recommend that the same be corrected as follows:

On page 10, beginning with line 5, correct Mr. Twichell's motion to read:

"Mr. Twichell moved that in view of Tuesday the 12th inst. being a legal holiday and many of the members being desirous of returning home over the week-end, that it be agreed that such members who so desire to return home may be excused with the understanding that they return for the session of Wednesday the 13th inst. and that during their absence no final action shall be taken upon any important measure; the matter of the relative importance of any measure, postponement of action is asked upon, to be determined by the Speaker; that the rules be further temporarily amended, so as to preclude the clincher motion being made upon any measure, until the said session of Wednesday, February 13th."

Page 11, line 26, change the word "taxes" to "tax."

Page 33, line 42, change name "J. G. Plath" to "Olafson."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A resolution favoring an increase in the gasoline tax was received from the county auditor of Richland county.

This was read and referred to the Committee on State Affairs.

A letter from the president of the Maid's and Matron's Club of Niagara urging legislation favorable to the Sheppard-

Towner act was read and referred to the Committee on Appropriations.

A petition urging compulsory hail insurance on cropped land was received from:

Twenty-six taxpayers of Dunn county.

Read and referred to the Committee on Insurance.

Petitions urging legislation prohibiting the sale of malt products for alcoholic beverages were presented by:

Twenty citizens of Bowesmont.

Thirteen citizens of Hettinger.

Ninety-five citizens of Park River.

Mr. Brunsdale, from 80 signers of Portland.

Sixty-five citizens of Grand Forks.

Mr. Wigen from seven citizens of Hettinger.

Forty-five citizens of Oakes.

Thirty signers of Calvin.

These were read and referred to the Committee on Temperance.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Have had the same under reconsideration and recommend that the same be amended as follows:

In the engrossed bill as the same came from the Senate, strike out everything after line 17 on page 2, and add in lieu thereof "Provided, however, that where a municipal corporation, the State of North Dakota, or a department, institution or other agency of the State, is named as garnishee, such proceedings shall not be defended by the garnishee upon the

ground that the defendant, is an officer, agent, servant or employee of such garnishee.

In line 1 of printed bill insert the figures "1925" between the word "the" and the word "Supplement"; at the end of title strike out the word "for" where it precedes the figures "1913" and insert the words "of the year."

In line 1 of Section 1, insert the figures "1925" between the words "the" and "Supplement"; and in line two thereof, insert the words "the year" between the word "of" and the figures "1913".

And when so amended recommend the same do pass.

L. L. TWICHELL,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Also,

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Also,

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Also,

House Bill No. 76. A Bill For an Act to Amend and Re-

enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

And find the same correctly Engrossed.

WM. E. DYER,  
Acting Chairman.

Mr. Dyer moved that the report be adopted.

Which motion prevailed.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Also;

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Also,

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 56. A Bill For an Act to Amend and Re-

enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Also,

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

And find the same correctly enrolled.

WM. E. DYER,  
Acting Chairman.

Mr. Dyer moved that the report be adopted.

Which motion prevailed.

Mr. Horner moved that the absent members be excused.

Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 39. A Bill for an Act to Amend and Re-

enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 9, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Which the House has amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Jardine introduced:

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2 and Section 3 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act," and Approved at a State-wide Election Held June 30th, 1926.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Cox introduced:

House Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Which was read the first and second times and referred to the Committee on State Affairs.

Under the provisions of Mr. Twichell's motion of the preceding day, the Speaker deferred action until Wednesday, February 13, on House Bill No. 95.



## MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 77, and has appointed as a conference committee Senators Fowler, Fredrickson and Eastgate.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 65, and has appointed as a conference committee Senators Hamilton, Fowler and Fredrickson.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 71.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and

Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Freeman requested a return to the Eighth Order of Business.

Which request was granted.

Mr. Freeman then moved that the Speaker appoint a committee of three to meet with a like committee of the Senate to confer on Senate Bill No. 77.

Which motion prevailed.

Mr. Lynch moved that the Speaker appoint a committee of three to meet with a like committee from the Senate to confer on Senate Bill No. 65.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 79; nays, 0; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Boe	Isaak	Owings
Bohnsack	Iverson	Peters
Brunsdale	Johnston	Place
Bubel	Johnson, Nelson	Plath, Wm., Cass
Burkhart	Johnson, Ward	Sax
Burns	Kneeland	Schultz
Carlson	Kraft	Shurr
Cox	Larvick	Smith
Craig	Lavik	Standley
Dickerson	Lembcke	Steedsman
Dilland	Levin	Svingen
Dyer	Lindgren	Swendseid
Erickson, Kidder	Lynch	Twete
Flom	McColl	Twichell
Freeman	McCay	Van Berkorn
Frojen	McGauvran	Wagner
Gibbens	McManus	Westford
Gilchrist	Martin	Wigen
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Hanson	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Pfenning
Bishop	Johnson, Traill	Rulon
Bittner	Kapfer	Steen
Brown	Keierleber	Thatcher
Butt	Larson	Thompson
Carter	Lee	Treffry
Dolwig	McDowall	Turner
Erickson, Benson	Mau	Veitch
Fettig	Miller	Watt
Hausmann	Muus	Wedel
Henrickson	Plath, John, Cass	Wentz
Hermes		

So the bill passed and the title was agreed to.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the

State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes 78, nays, 2; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arasberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Boe	Isaak	Owings
Bohnsack	Iverson	Peters
Brunsdale	Johnston	Place
Bubel	Johnson, Nelson	Plath, Wm., Cass
Burkhart	Johnson, Ward	Pfenning
Burns	Kneeland	Sax
Carlson	Kraft	Schultz
Cox	Larvick	Shurr
Craig	Lavik	Smith
Dilland	Levin	Standley
Dyer	Lembcke	Steedsman
Erickson, Kidder	Lindgren	Svingen
Flom	Lynch	Swendseid
Freeman	McCull	Twichell
Frojen	McCay	Van Berkom
Gibbens	McGauvran	Wagner
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Dickerson	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Plath, John, Cass
Bishop	Jardine	Rulon
Bittner	Johnson, Traill	Steen
Brown	Kapfer	Thatcher
Butt	Keierleber	Thompson
Carter	Larson	Treffry
Dolwig	Lee	Turner

Messrs.	Messrs.	Messrs.
Erickson, Benson	McDowall	Veitch
Fettig	Mau	Watt
Hausmann	Miller	Wedel
Henrickson	Muus	Wentz

So the bill passed and the title was agreed to.

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 63, nays, 15; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Olson, Hettinger
Anfinson	Iverson	Opdahl
Bell	Jardine	Owings
Boe	Johnston	Peters
Bohnsack	Johnson, Nelson	Place
Burkhart	Johnson, Ward	Plath, Wm., Cass
Burns	Kneeland	Pfenning
Carlson	Kraft	Shurr
Cox	Larvick	Smith
Dilland	Lindgren	Standley
Dolwig	Lynch	Steedsman
Dyer	McCay	Thatcher
Flom	McDowall	Twete
Freeman	McGauvran	Twichell
Frojen	McManus	Van Berkom
Gibbens	Martin	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Northridge	Wilson
Henderson	Olafson	Worner
Hoffman	Olson, Burleigh	Mr. Speaker
Holthusen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Henrickson	Oberg
Craig	Lavik	Sax
Dickerson	Lembcke	Schultz
Hanson	Levin	Svingen
Helbling	McColl	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Plath, John, Cass
Bishop	Horner	Rulon
Bittner	Isaak	Steen
Brown	Johnson, Traill	Swendseid
Brunsdale	Kapfer	Thompson
Bubel	Keierleber	Treffry
Butt	Larson	Turner
Carter	Lee	Veitch
Erickson, Benson	Mau	Watt
Erickson, Kidder	Miller	Wedel
Fettig	Muus	Wentz
Hausmann		

So the bill passed and the title was agreed to.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 79; nays, 0; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Iverson	Owings
Boe	Johnston	Peters
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Burkhart	Johnson, Ward	Pfenning
Burns	Kneeland	Sax
Carlson	Kraft	Schultz
Cox	Larvick	Shurr
Craig	Lavik	Smith
Dickerson	Lembcke	Standley
Dilland	Levin	Steedsman
Dyer	Lindgren	Svingen
Erickson, Kidder	Lynch	Swendseid
Flom	McCull	Thatcher
Freeman	McCay	Twete
Frojen	McDowall	Twichell
Gibbens	McGauvran	Van Berkorn
Gilchrist	McManus	Wagner
Halcrow	Martin	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Helbling	Northridge	Worner

Messrs.	Messrs.	Messrs.
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Jardine	Rulon
Brown	Johnson, Trail	Steen
Brunsdale	Kapfer	Thompson
Bubel	Keierleber	Treffry
Butt	Larson	Turner
Carter	Lee	Veitch
Dolwig	Mau	Watt
Erickson, Benson	Miller	Wedel
Fettig	Muus	Wentz
Hausmann		

So the bill passed and the title was agreed to.

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 79; nays, 0; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Boe	Iverson	Owings
Bohnsack	Jardine	Peters
Brunsdale	Johnston	Place
Burkhart	Johnson, Nelson	Plath, Wm., Cass
Burns	Johnson, Ward	Sax
Carlson	Kapfer	Schultz
Cox	Kraft	Shurr
Craig	Larvick	Smith
Dickerson	Lavik	Standley

Messrs.	Messrs.	Messrs.
Dillard	Lembcke	Steedsmen
Dyer	Levin	Svingen
Erickson, Kidder	Lindgren	Swendseid
Flom	Lynch	Thatcher
Freeman	McCull	Twete
Frojen	McDowall	Van Berkorn
Gibbens	McGauvran	Wagner
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Pfenning
Bishop	Johnson, Traill	Rulon
Bittner	Keierleber	Steen
Brown	Kneeland	Thompson
Bubel	Larson	Treffry
Butt	Lee	Turner
Carter	McCay	Twichell
Dolwig	Mau	Veitch
Erickson, Benson	Miller	Watt
Fettig	Muus	Wedel
Hausmann	Plath, John, Cass	Wentz
Hermes		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Peters moved that final action on House Bill No. 7 be deferred.

Which motion prevailed.

And the Speaker announced that final action on the bill would be deferred until Wednesday, February 13.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Was read the first and second times and referred to the Committee on Livestock.



Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Was read the first and second times and referred to the Committee on State Affairs.

The Speaker announced as a conference committee on Senate Bill No. 77, Messrs. Freeman, Jardine and Opdahl.

On Senate Bill No. 65 the Speaker appointed as a conference committee Messrs. Lynch, Gibbens and McManus.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 9, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following as a conference committee on Senate Bill No. 65: Representatives Lynch, Gibbens and McManus.

And as a conference committee on Senate Bill No. 77, Representatives Freeman, Jardine and Opdahl.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 76; nays, 1; absent and not voting, 36.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Burkhart	Johnson, Ward	Sax
Burns	Kraft	Schultz
Cox	Larvick	Shurr
Craig	Levin	Smith
Dillard	Lindgren	Standley
Dyer	Lynch	Steedsman
Erickson, Benson	McColl	Swendseid
Erickson, Kidder	McCay	Thatcher
Flom	McDowall	Twete
Frojen	McGauvran	Twichell
Gibbens	McManus	Van Berkom
Gilchrist	Martin	Wagner
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Northridge	Wilson
Helbling	Oberg	Worner
Henderson	Olafson	Young
Henrickson	Olson, Burleigh	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.  
Lembcke

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Muus
Bishop	Hermes	Plath, John, Cass
Bittner	Isaak	Rulon
Brown	Johnson, Traill	Steen
Bubel	Kapfer	Svingen
Butt	Keierleber	Thompson
Carlson	Kneeland	Treffry
Carter	Larson	Turner
Dickerson	Lavik	Veitch
Dolwig	Lee	Watt
Fettig	Mau	Wedel
Freeman	Miller	Wentz

So the bill passed and the title was agreed to.

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 0; absent and not voting, 37.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Burkhart	Kraft	Sax
Burns	Larvick	Schultz
Carlson	Lavik	Shurr
Cox	Lembeke	Smith
Dickerson	Levin	Standley
Dillard	Lindgren	Steedsman
Dyer	Lynch	Svingen
Erickson, Kidder	McCull	Swendseid
Flom	McCay	Thatcher
Frojen	McDowall	Twete
Gibbens	McGauvran	Twichell
Gilchrist	McManus	Van Berkorn
Halcrow	Montgomery	Wagner
Hamilton	Morgan	Westford
Hanson	Northridge	Wigen
Helbling	Oberg	Wilson
Henderson	Olafson	Worner
Henrickson	Olson, Burleigh	Young
Hoffman	Olson, Hettinger	Mr. Speaker
Holthusen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Miller
Anderson	Hermes	Muus
Bishop	Isaak	Plath, John, Cass
Bittner	Johnson, Traill	Rulon
Brown	Johnson, Ward	Steen
Bubel	Kapfer	Thompson
Butt	Keierleber	Treffry
Carter	Kneeland	Turner
Craig	Larson	Veitch
Dolwig	Lee	Watt
Erickson, Benson	Martin	Wedel
Fettig	Mau	Wentz
Freeman		

So the bill passed and the title was agreed to.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assess-

ors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Was read the third time.

Mr. Erickson of Kidder asked the unanimous consent of the House to offer an amendment:

Which consent was granted.

Mr. Erickson then moved that Senate Bill No. 78 be amended by adding:

Section 3. This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Mr. Erickson moved that the rules be suspended and that Senate Bill No. 78 be placed on third reading and final passage.

Which motion prevailed.

Mr. Twichell asked unanimous consent to amend the bill. Which consent was granted.

Mr. Twichell then offered the following amendments:

And the additional amendments; in line one of the title of the bill following the word "laws" insert "of North Dakota" and following the word "of" in line two of the title insert the words "the year." In line four of the title following the first word "the" insert "compiled laws of North Dakota of the year." In line one of Section one following the word "the" insert "compiled laws of North Dakota of." Strike out the first two words in line two of Section one.

In Section 2, line one following the word "the" insert "compiled laws of North Dakota of the year." Strike out the first two words in line two of Section two.

Which amendments were adopted.

Mr. Twichell then moved that the rules be suspended and Senate Bill No. 78 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 66; nays, 11; absent and not voting, 34; passed, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Oberg
Anderson	Hulthusen	Olafson
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Boe	Iverson	Place
Bohnsack	Jardine	Plath, Wm., Cass
Brunsdale	Johnston	Pfenning
Burkhart	Johnson, Ward	Sax
Burns	Kraft	Schultz
Cox	Larvick	Shurr
Dickerson	Lavik	Smith
Dilland	Lembcke	Standley
Dyer	Levin	Steedsman
Erickson, Kidder	Lindgren	Svingen
Flom	McColl	Swendseid
Freeman	McCay	Thatcher
Gibbens	McDowall	Twichell
Gilchrist	McGauvran	Van Berkorn
Halcrow	McManus	Westford
Hanson	Martin	Wigen
Helbling	Montgomery	Wilson
Henderson	Northridge	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Morgan	Wagner
Frojen	Owings	Worner
Henrickson	Peters	Mr. Speaker
Lynch	Twete	

Passed:

Messrs.	Messrs.
Hamilton	Olson, Burleigh

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Bishop	Isaak	Plath, John, Cass
Bittner	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Steen
Bubel	Kapfer	Thompson
Butt	Keierleber	Treffry
Carlson	Kneeland	Turner
Carter	Larson	Veitch
Dolwig	Lee	Watt
Erickson, Benson	Mau	Wedel
Fettig	Miller	Wentz
Hausmann		

So the bill passed and the title was agreed to. Emergency clause declared carried.

Messrs. Hamilton and M. J. Olson desired to pass on this roll call as they are personally interested in this bill.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Was read the third time.

Mr. Cox asked unanimous consent to offer amendments.

Which consent was granted.

Mr. Cox then offered the following amendments:

In line 2 of the title of the printed bill before the word "Supplement" insert the figures "1925."

At end of line 2 strike out the word "for" and insert "of the year."

In the printed bill, section 1, line 1, insert figures "1925" before the word "Supplement." In same section, line 2, strike out word "for" and insert "of the year."

In section 2, line 1, insert figures "1925" before the word "Supplement," and in same section, line 2, strike out "for" and insert "of the year."

In Section 3, line 1, insert the figures "1925" before the word "Supplement" and in same section, line 3, strike out the word "for" and insert "of the year."

Which amendments were adopted.

Mr. Cox then moved that the rules be suspended and Senate Bill No. 9 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 62; nays, 19; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Jardine	Peters
Anderson	Johnston	Place
Anfinson	Johnson, Nelson	Plath, Wm., Cass
Bell	Johnson, Ward	Pfenning
Boe	Kneeland	Sax
Burkhart	Larvick	Smith

Messrs.	Messrs.	Messrs.
Burns	Lavik	Standley
Carlson	Levin	Steedsman
Cox	Lindgren	Svingen
Dilland	McColl	Swendseid
Flom	McCay	Thatcher
Frojen	McDowall	Twete
Gibbens	McGauvran	Twichell
Gilchrist	McManus	Van Berkom
Halcrow	Martin	Wagner
Hamilton	Montgomery	Westford
Henrickson	Oberg	Wigen
Hoffman	Olafson	Wilson
Horner	Olson, Burleigh	Young
Indergaard	Olson, Hettinger	Mr. Speaker
Iverson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Hanson	Morgan
Brunsdale	Henderson	Northridge
Craig	Holthusen	Owings
Dickerson	Kraft	Schultz
Dyer	Lembcke	Shurr
Erickson, Kidder	Lynch	Worner
Freeman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Plath, John, Cass
Bishop	Hermes	Rulon
Bittner	Isaak	Steen
Brown	Johnson, Traill	Thompson
Bubel	Kapfer	Treffry
Butt	Keierleber	Turner
Carter	Larson	Veitch
Dolwig	Lee	Watt
Erickson, Benson	Mau	Wedel
Fettig	Miller	Wentz
Hausmann	Muus	

So the bill passed and the title was agreed to and the emergency clause declared carried.

#### GENERAL ORDERS

Mr. Burns moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Burns to the chair.

When the committee arose it submitted the following report: ,

**Mr. Speaker:** The Committee of the Whole have had under consideration:

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 3, Section 4 of the printed bill, strike out the words "fifteen hundred" and insert in lieu thereof the words "one thousand."

Also,

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's Amendments as follows:

Section 7, line 3 of the printed bill, strike out the figures "\$6,000" and place in lieu thereof "\$10,000."

Section 4, line 2, page 2 of the original bill strike out the word and punctuation "townships," where the same occurs the second time in such line.

Also,

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

And recommend the adoption of the Standing Committee's amendments as follows:

Line one of the printed bill, after the word and figure "Section 1" the bill read as follows:

That all persons, corporations or associations operating public exhibitions, ordinarily known as shows, circuses, carnivals and like amusement and which persons, corporations or associations furnish as public exhibition, races propelled by motor power, whether auto races, motorcycle races, auto polo races, airplane exhibitions, including ferris wheels, merry-go-rounds, seaplanes, caterpillars and similar exhibitions, are hereby declared to be dangerous to the public; and all persons, associations or corporations managing or promoting the same, before entering into any valid contract for any such performance within this state, shall furnish and file with the



Secretary of State its written power of attorney authorizing such official in its behalf to admit legal service of summons and process in all actions and proceedings that may be brought against it within this state; and such bond shall be filed with the Secretary of State and be approved as to form and sufficiency before the filing thereof, by the Attorney General of the State.

Section 2. If any producer shall fail to comply with the terms of this Act in filing a Power of Attorney with the Secretary of State authorizing said official to admit service on any Summons or process against such producer, nevertheless, the Secretary of State shall be authorized to admit legal service of such Summons or process as made upon such producer thereby; and upon such admission of service the Secretary of State shall immediately ascertain the address and residence of such producer and if the address and residence of such producer shall appear from the contract for such performance, or shall otherwise be obtainable, such Secretary of State shall immediately send such Summons or process by registered mail, addressed and mailed with postage prepaid, to such producer at the residence and address so obtained, and such service for all purposes of suit, shall be deemed legal and valid personal service of Summons and process, made within the State of North Dakota on such producer.

Section 3. That no assignment of any such contract for production, nor the substitution of any event or events contracted for therein, shall relieve the original contracting producer or his bondsmen from any liability covered by such bond, arising from any injuries to persons or property because of the negligent performance of the contract for said exhibition, race or sport; and that any such assignee so negligently performing such contract, shall be jointly and severally liable with the original contractor and bondsmen therefor.

Section 4. That the surety bond required by this Act shall not be less in amount than \$20,000.00 for auto races, auto-polo races or airplane race or exhibition; and that in all other dangerous public exhibitions, as mortorcycle races, ferris wheels, merry-go-rounds, seaplanes, caterpillars and similar exhibitions, the bond required may be less in the discretion of the Attorney General of the State; provided, however, that in any event such bond shall not be less than \$5,000.00.

Section 5. Such bond shall run to the State of North Dakota as the obligee therein; and shall be conditioned for the payment of any and all damages for injuries to persons and property resulting from or occasioned by the negligence of the producer or producers and their agents, servants and employees in the performance of such race, exhibition or entertainment or in the execution thereof; and any person or corporation suffering injuries to person or property thereby, may sue to recover the same in his or its own name, or jointly with other claimants under said bond; it being the intent that such bond shall constitute a security fund for the bene-

fit and to indemnify all persons injured in person and property in such performance.

Section 6. This Act shall not be construed to cover horse races, bicycle races or any entertainment wherein motor power shall not be used in the production of power or speed.

Section 7. Any person, corporation or association violating any of the provisions of this act shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not to exceed \$1000.00; or by imprisonment for a period of not to exceed six months or by both such fine and imprisonment.

Section 8. EMERGENCY: Whereas, an emergency now exists, in that there is no law adequately protecting the public against injury as herein indemnified against, Now, Therefore, this Act shall take effect immediately upon its passage and approval.

And the additional amendments:

In section 2, line 3, of the committee's amendments, change the word "on" to "of."

Also,

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Other Members of Such Bureau; Defining Their Powers and Duties; Defining the duties of Sheriffs, Constables, Marshals and other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of the Members of Such Bureau and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

(The amendments are to the printed bill, except as otherwise stated).

In the title of the bill strike out the words "other Members" at the beginning of line 3 thereof and insert in lieu thereof "Assistant Superintendents".

Line 8 of the title strike out the words "of the Members".

Line 2 of Section 1, after the word "General" insert a "comma".

Section 1, line 6, after the word "Identification," insert the word "and".

Section 1, at the end of line 7, and the beginning of line 8, strike out the words "passage and approval", and insert in lieu thereof the words "taking effect".

Section 1, line 8, after the word "act" insert a "comma".

Section 1, line 10, after the word "shall" between the words "and" and "the".

Section 2, line 4 of the original bill change the word "man" to "men".

Section 2, line 5, insert the word "each" between the words "shall" and "receive."

Section 3, line 1, before the word "all" insert "the Criminal Bureau of the Department of Justice at Washington, D. C.,"

Section 3, line 10, insert a "comma" after the word "therefor".

Section 3, line 12, insert a "comma" after the word "state".

Section 3, line 13, insert a "comma" after the word "state".

Section 3, line 18, insert a "comma" after the word "felonies".

Section 3, line 19, insert a "comma" after the word "city".

Section 3, line 27, strike out the word "Criminal" and insert in lieu thereof the word "civil".

Section 4, line 5, insert a "comma" after the word "apprehended".

Section 4, line 10, insert the word "of" after the word "and".

Section 5, line 4, insert a "comma" after the word "counties".

Section 5, line 10, strike out the word "the" where it appears immediately preceding the word "sheriffs", and in the same line after the word "offices" insert a "comma".

Section 5, line 11, change the word "apprehending" to "apprehension".

Section 5, line 12, insert a "comma" after the word "crime".

Section 5, line 16, insert a "comma" after the word "justice".

Section 5, line 20, insert a "comma" after the word "use".

Section 5, line 22, insert a "comma" after the word "therefor".

Section 5, line 23, insert a "comma" after the word "money".

Section 5, line 24, insert a "comma" after the word "America".

Section 6, line 1, after the word and figure "Sec. 6" strike out all of lines 1, 2, 3, 4, and that part of line 5 to and including the word "defendant," and insert in lieu thereof "It is hereby declared to be the duty of every Judge of the District Court, to require of the Sheriff or of the States Attorney of the County, or to himself, ascertain, so far as practicable, the criminal record of any defendant convicted of a felony before him; prior to the passing sentence upon such convicted person."

Section 6, line 8, insert a "comma" after the word "Identification".

Section 6, line 9, insert a "comma" after the word "Bureau".

Section 7, line 8, insert a "semicolon" after the word "Bureau".

Section 8, line 4, strike out the words "and minimum".

Section 8, line 7, insert a "comma" preceding the word "and". In the same line insert the words "as prescribed" after the word "duties" and preceding the word "herein". At the end of the same line strike out the word "No" and insert in lieu thereof the word "Any".

Section 8, strike out all of lines 9 and 10 and insert in lieu thereof "and earned by the Superintendent, any Assistant Superintendent or any employee, of this Bureau, shall be paid by him into the Fund of the Bureau".

Section 9, line 6, insert a "comma" after the word "criminals".

Section 9, line 8, insert a "comma" after the word "state".

Section 10, line 3, strike out the words "power and duties" and insert in lieu thereof "duties under the provisions hereof".

Section 10, line 5, insert a "comma" after the word "criminals".

Section 11, line 3, insert a "comma" after the word "cooperation".

Section 11, line 6, insert a "comma" after the word "Bureau".

Section 11, line 8, insert a "comma" after the word "departments".

Section 11, line 9, insert a "comma" after the word "criminals".

Section 13, line 5, insert a "comma" after the word "period".

Section 13, line 7, insert a "comma" after the word "records".

Section 14, line 1, strike out the word "laws" as it appears twice in such line and insert in lieu thereof the word "Acts".

And additional amendments:

On page 2, line 10 of the printed bill, between the words "and" and "be" insert the word "shall".

In the committee report, in Section 6, line 6, change the word "practical" to "practicable".

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 15 on page 2, of the engrossed bill, being line 33 of the printed bill, strike out the word "September" and insert in lieu thereof "August".

J. H. BURNS,  
Chairman.

Mr. Horner moved the adoption of the report of the Committee of the Whole.

Which motion prevailed, and the report of the Committee was adopted.

A return was made to the Sixth Order of Business.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee having under consideration Senate Bill No. 7, beg leave to make the following report:

Correct the title to read as follows: "For an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913."

Also to amend Section 1 to read as in the corrected title.

Correct Section 6001a1 to read as follows:

"Section 6001a1. NOTICE TO COUNTY TREASURER. No personal property shall be sold at public auction in the State of North Dakota unless the owner thereof or the editor or publisher of the printing concern or company that prints such auction notices, shall at least six days prior to the holding of such auction sale, have notified the County Treasurer of the County in which said sale is to be held of the holding

thereof. Such notice shall be in printed form or in writing and shall be mailed to the County Treasurer, by registered mail, and shall contain a list of the personal property to be sold, together with the name and post office address of the person or persons in whose name, or names, the property to be sold was last assessed, and together with the township and range in which so assessed, if known."

And when so amended recommend the report be adopted.

OLE ETTESTAD,  
FRANK H. HYLAND,  
HERMAN THORSON,  
On the Part of the Senate,  
L. L. TWICHELL,  
I. W. STANLEY,  
HERMAN BUTT,  
On the Part of the House.

Mr. Thatcher moved that the House accept the report of the conference committee on Senate Bill No. 7.

Which motion prevailed, and the report was accepted.

Mr. Thatcher further moved that the rules be suspended and Senate Bill No. 7, as amended by the conference committee, be placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended by the conference committee, the roll was called, and there were ayes, 69; nays, 1; absent and not voting, 43.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Boe	Iverson	Place
Bohnsack	Jardine	Plath, Wm., Cass
Brunsdale	Johnston	Pfenning
Burkhart	Johnson, Nelson	Sax
Burns	Johnson, Ward	Schultz
Carlson	Larvick	Shurr

Messrs.	Messrs.	Messrs.
Craig	Lavik	Smith
Dilland	Lembcke	Standley
Dyer	Levin	Steedsman
Erickson, Kidder	Lindgren	Svingen
Flom	McColl	Thatcher
Freeman	McDowall	Twete
Frojen	McGauvran	Twichell
Gilchrist	McManus	Van Berkom
Halcrow	Martin	Wagner
Hamilton	Montgomery	Westford
Hanson	Morgan	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hoffman	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.  
Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Abets	Hermes	Olson, Burleigh
Bell	Isaak	Opdahl
Bishop	Johnson, Traill	Plath, John, Cass
Bittner	Kapfer	Rulon
Brown	Keierleber	Steen
Bubel	Kneeland	Swendseid
Butt	Kraft	Thompson
Carter	Larson	Treffry
Cox	Lee	Turner
Dolwig	Lynch	Veitch
Erickson, Benson	McCay	Watt
Fettig	Mau	Wedel
Gibbens	Miller	Wentz
Hausmann	Muus	Wigen
Helbling		

So the bill passed and the title was agreed to.

A return was made to the Fourth Order of Business.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 3, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State,

House Bill No. 45. A Bill For an Act to Amend and Re-

enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Relating to the distribution of seeds and seedlings from the nursery.

Very truly yours,

GEORGE F. SHAFER,  
Governor.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

House Bill No. 72. A Bill For an Act to Amend and Re-



enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

And the Speaker signed the same in the presence of the House.

#### REPORT OF SELECT COMMITTEE

The Committee on Conference on Senate Bill No. 77 made the following report:

Mr. Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Min-

nesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Have had the same under consideration and recommend that the Senate concur in the House Amendments to said bill.

A. W. FOWLER,  
L. O. FREDRICKSON,  
J. E. EASTGATE,  
C. VERNON FREEMAN,  
C. H. OPDAHL,  
J. A. JARDINE,

Mr. Freeman moved that the report be adopted.

Which motion prevailed and the report was adopted.

A return was made to the Seventh Order of Business.

Mr. Halcrow asked an extension of time on House Bill No. 106.

Which request was granted.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Mrs. D. Steedsman, Doris Steedsman, Kempton; Miss Dency Dickinson, Mr. C. B. Dickinson, Mrs. C. B. Dickinson, Edwin Mandigo, Donald Thompson, Warren Keisel, Bismarck; W. J. Godwin, Ervid Godwin, Mandan.

Mr. Standley moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## THIRTY-FIFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 11, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

Roll Call: All members present except Messrs. Aljets, Bishop, Bittner, Brown, Butt, Carter, Dolwig, Erickson of Kidder, Erickson of Benson, Fettig, Hausmann, Henrickson, Hermes, Isaak, Jardine, Johnson of Traill, Kapfer, Keierleber, Kneeland, Larson, Lee, Martin, Mau, Miller, Muus, Northridge, Oberg, J. G. Plath, Steen, Thatcher, Treffry, Turner, Watt, Wedel and Wentz.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Second Day After Recess and Thirty-Third Day and recommend that the same be corrected as follows:

Page 4, line 8, strike out the words "A majority of" and then capitalize "Y".

Page 12, line 5, correct the spelling of name "Hausmann".

Page 13 strike out line 15 and insert in lieu thereof, "Mr. Wigen from seven citizens of Hettinger."

Page 20 line 26, correct the spelling of word "to."

Page 23, show "McColl" voting in the negative on House Bill No. 59.

Page 24, line 12, strike out name "McColl".

Page 34, line 43, correct the spelling of word "Associations".

Page 35, line 52, correct the spelling of word "recover".

Page 36, line 24, correct the spelling of word "defining".

Page 39, line 10, correct the spelling of the word "practicable".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Petitions urging legislation prohibiting the sale of malt products for alcoholic purposes were presented by:

115 citizens of Ryder.

Mr. Halcrow, from the pastor of the Norwegian Lutheran church of Bowman.

The pastor of the Methodist Episcopal church of Beach.

Mr. Halcrow, from C. J. Nestvold of Bisbee.

19 citizens of Edinburg.

These were read and referred to the Committee on Temperance.

Mr. Svingen presented a petition from the Westhope Woman's Club urging legislation favorable to the Sheppard-Towner Act.

Read and referred to the Committee on Appropriations.

Messrs. Hamilton and J. G. Johnson presented communications from the county commissioners of Nelson county favoring an increased gasoline tax for highway work.

This was read and referred to the Committee on Highways and Bridges.

A similar one was presented by the county commissioners of Williams county. This was likewise read and referred.

Mr. Swendseid presented a petition from 20 patrons of School District No. 39, Mountrail county, urging his support of the present teachers' pension fund bill.

Read and referred to the Committee on Education.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Also,

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Assistant Superintendents of such Bureau; Defining their Powers and Duties; Defining the Duties of Sheriffs, Constables, Marshals and Other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of Such Bureau and Declaring an Emergency.

Also,

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Also,

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the

Maintenance and Operation of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 91. A Bill For an Act Making an Appropriation for the Purpose of Assisting in Rebuilding and Re-

pairing Buildings in the Fort Abercrombie State Park Damaged and Destroyed in the Cyclone of the Summer of 1928.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 160. A Bill for an Act Permitting Sacred Concerts, Pageants, Song Festivals and Band Concerts Upon the First Day of the Week at State, County, Municipal Fair Grounds, Charging Entrance Fees Therefor.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:  
**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

As a substitute motion Mr. Olafson moved that House Bill No. 163 be placed in General Orders.

Which motion prevailed.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 166. A Bill for an Act to Amend and Re-enact Subdivision (a) of Section 17 of Chapter 179 of the 1927 Session Laws of the State of North Dakota Relating to Registration by Manufacturers and Dealers of Vehicles Owned and Operated by Them and Providing for the Use of Dealers' License Plates on Secondhand Vehicles Prior to September 1st.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion motion prevailed and the report was adopted.



The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

**Mr. Speaker:** Your Committee on Insurance to whom was referred:

House Bill No. 155. A Bill for an Act Requiring a Surplus of \$100,000 as a Condition to Admission of Foreign Mutual Insurance Companies.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Bell moved that the absent members be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Thatcher introduced:

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Swendseid, by request, introduced:

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to

the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. McCay introduced:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Henrickson introduced:

House Bill No. 187. A Bill For an Act to Amend and Re-enact Section 11110a2 of the Supplement to the Compiled Laws of North Dakota, Relating to Persons Convicted and Under Sentence of Murder in the First Degree When Subject to Pardon.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Iverson introduced:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk and Milk Products at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Horner introduced:

House Bill No. 189. A Bill For an Act Amending and Re-enacting Section 9441 of the Compiled Laws of North Dakota for 1913, and Defining the Crime of Conspiracy to Commit a Felony and Providing Punishment Therefor.

Which was read the first and second times and referred to the Committee on Judiciary.

Also;

House Bill No. 190. A Bill For an Act to Impose a Tax upon the Sale of Motor Vehicle Fuels; Providing for the Col-

lection of Said Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Indergaard introduced:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Westford, by request, introduced:

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Bell introduced:

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Which was read the first and second times and referred to the Committee on State Affairs.

Representatives Muus, R. A. Johnson, Lindgren and Burns introduced:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Indergard introduced:

House Bill No. 195. A Bill For an Act Relating to the Duties of the State Board of Equalization in Equalizing Property Valuations.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Also;

House Bill No. 196. A Bill For an Act to Provide Annexation of Land so that Common School Districts May be Co-extensive with Civil Townships, and Providing for Equalization of Assets and Liabilities, and Declaring an Emergency.

Which was read the First and Second times and referred to the Committee on Education.

Mr. Standley introduced:

House Bill No. 197. A Bill For an Act Entitled: "An Act for the Licensing of Drivers of Motor Vehicles; Persons Exempted; When the License is Suspended or Revoked; Persons Ineligible for Licensure; Possession of License Card; Recording of Licenses Issued, Suspended or Revoked; Expense Records; Providing for Collection and Distribution of Fees; Prescribing Penalties."

Which was read the first and second times and referred to the Committee on State Affairs.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Which the House has Amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

House Bill No. 76. A Bill For an Act to Amend and Re-

enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Which the House has passed and your favorable considerations is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 11, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with

Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and

1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Maggie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.



Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 8544a29 of the Supplement to the Compiled Laws of 1913, Relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Acting under the motion by Mr. Twichell on February 8, the Speaker announced that final action would be deferred on House Bills Nos. 114, 146, 165, 167, 130 and 125 until Wednesday, February 13.

And also that action on Senate Bill No. 60 which appears in General Orders for today would be deferred until Wednesday, February 13.

### THIRD READING OF HOUSE BILLS

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Was read the third time.

Mr. Wigen moved that House Bill No. 120 be re-referred to the Committee on Game and Fish.

Mr. Wigen withdrew his motion on the suggestion from Mr. Twichell that the bill be amended on third reading.

Mr. Twichell then asked unanimous consent to offer an amendment.

Which consent was granted.

Mr. Twichell then moved that the bill be amended as follows:

In line 13 of the printed bill, place a comma after the word "flight" and strike out the words "in an" and insert in lieu thereof "from."

Mr. Wigen offered as a substitute motion: In line 13 of the printed bill, strike out the words "while in flight in air" and insert in lieu thereof the word "from" and add the letter "s" to the word "aeroplane".

Which amendments were adopted.

Mrs. Craig then moved that the rules be suspended and House Bill No. 120 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 77; nays, 1; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kraft	Shurr
Burns	Larvick	Smith
Carlson	Lavik	Standley
Cox	Lembcke	Steedsman
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	Lynch	Thompson
Dyer	McColl	Twets
Flom	McCay	Twichell
Freeman	McDowall	Van Berkom
Frojen	McGauvran	Veitch
Gibbens	McManus	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker
Hoffman	Owings	

Those voting in the negative were:

Messrs.

Amsberry

Absent and not voting:

Messrs.

Aljets  
Bishop  
Bittner  
Brown  
Butt  
Carter  
Dolwig  
Erickson, Benson  
Erickson, Kidder  
Fettig  
Hausmann  
Henrickson

Messrs.

Hermes  
Isaak  
Jardine  
Johnson, Trail  
Kapfer  
Keierleber  
Kneeland  
Larson  
Lee  
Martin  
Mau  
Miller

Messrs.

Muus  
Northridge  
Oberg  
Plath, John, Cass  
Steen  
Thatcher  
Treffry  
Turner  
Watt  
Wedel  
Wentz

So the bill passed and the title was agreed to.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 78; nays, 0; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.

Amsberry  
Anderson  
Anfinson  
Bell  
Boe  
Bohnsack  
Brunsdale  
Bubel  
Burkhart  
Burns  
Carlson  
Cox  
Craig  
Dickerson  
Dilland  
Dyer  
Flom  
Freeman

Messrs.

Hoffman  
Holthusen  
Horner  
Indergaard  
Iverson  
Johnston  
Johnson, Nelson  
Johnson, Ward  
Kraft  
Larvick  
Lavik  
Lembcke  
Levin  
Lindgren  
Lynch  
McCull  
McCay  
McDowall

Messrs.

Owings  
Peters  
Place  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Standley  
Steedsman  
Svingen  
Swendseid  
Thompson  
Twete  
Twichell  
Van Berkorn

Messrs.	Messrs.	Messrs.
Frojen	McGauvran	Veitch
Gibbens	McManus	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Trail	Plath, John, Cass
Butt	Kapfer	Steen
Carter	Keierleber	Thatcher
Dolwig	Kneeland	Treffry
Erickson, Benson	Larson	Turner
Erickson, Kidder	Lee	Watt
Fettig	Martin	Wedel
Hausmann	Mau	Wentz
Henrickson	Miller	

So the bill passed and the title was agreed to.

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 72; nays, 6; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Peters
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Shurr
Burkhart	Kraft	Smith

Messrs.	Messrs.	Messrs.
Burns	Larvick	Standley
Carlson	Lavik	Steedsman
Cox	Lembcke	Svingen
Dilland	Levin	Swendseid
Dyer	Lindgren	Thompson
Flom	Lynch	Twichell
Freeman	McColl	Van Berkorn
Frojen	McCay	Veitch
Gibbens	McDowall	Wagner
Gilchrist	McGauvran	Westford
Halcrow	McManus	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Owings	Schultz
Dickerson	Place	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Butt	Kapfer	Steen
Carter	Keierleber	Thatcher
Dolwig	Kneeland	Treffry
Erickson, Kidder	Larson	Turner
Erickson, Benson	Lee	Watt
Fettig	Martin	Wedel
Hausmann	Mau	Wentz
Henrickson	Miller	

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 78; nays, 0; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Owings
Anderson	Holthusen	Peters

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kraft	Shurr
Burns	Larvick	Smith
Carter	Lavik	Standley
Cox	Lembcke	Steedsman
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	Lynch	Thompson
Dyer	McCoy	Twete
Flom	McCay	Twichell
Freeman	McDowall	Van Berkorn
Frojen	McGauvran	Veitch
Gibbens	McManus	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Butt	Kapfer	Steen
Carlson	Keierleber	Thatcher
Dolwig	Kneeland	Treffry
Erickson, Benson	Larson	Turner
Erickson, Kidder	Lee	Watt
Fettig	Martin	Wedel
Hausmann	Mau	Wentz
Henrickson	Miller	

So the bill passed and the title was agreed to.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 1; absent and not voting, 36.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Owings
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsaek	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kraft	Shurr
Burns	Larvick	Smith
Carlson	Lavik	Standley
Cox	Lembcke	Steedsman
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	Lynch	Thompson
Dyer	McCull	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Montgomery	Westford
Gilchrist	Morgan	Wigen
Halcrow	Olafson	Wilson
Hamilton	Olson, Burleigh	Worner
Hanson	Olson, Hettinger	Young
Helbling	Opdahl	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.  
McCay

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Butt	Kapfer	Steen
Carter	Keierleber	Thatcher
Dolwig	Kneeland	Treffry
Erickson, Benson	Larson	Turner
Erickson, Kidder	Lee	Van Berkorn
Fettig	Martin	Watt
Hausmann	Mau	Wedel
Henrickson	Miller	Wentz

So the bill passed and the title was agreed to.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 0; absent and not voting, 37.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kraft	Schultz
Burns	Larvick	Shurr
Carlson	Lavik	Smith
Cox	Lembcke	Standley
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dillard	Lynch	Thompson
Dyer	McCull	Twete
Flom	McCay	Twichell
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Westford
Gilchrist	Montgomery	Wigen
Halcrow	Morgan	Wilson
Hamilton	Olafson	Worner
Hanson	Olson, Burleigh	Young
Helbling	Olson, Hettinger	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Northridge
Bishop	Jardine	Oberg
Bittner	Johnson, Trail	Plath, John, Cass
Brown	Kapfer	Steedsman
Butt	Kierleber	Steen
Carter	Kneeland	Thatcher
Dolwig	Larson	Treffry
Erickson, Benson	Lee	Turner
Erickson, Kidder	Martin	Van Berkorn
Fettig	Mau	Watt
Hausmann	Miller	Wedel
Henrickson	Muus	Wentz
Hermes		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making



Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure."

Was read the third time.

Mr. Indergaard asked the unanimous consent to amend the bill.

An objection was made, so consent was not granted.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 0; absent and not voting, 37.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kraft	Schultz
Burns	Larvick	Shurr
Carlson	Lavik	Smith
Cox	Lembcke	Standley
Craig	Levin	Steedsman
Dickerson	Lindgren	Svingen
Dillard	Lynch	Thompson
Dyer	McCull	Twete
Flom	McCay	Twichell
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Westford
Gilchrist	Montgomery	Wigen
Halcrow	Morgan	Wilson
Hamilton	Olafson	Worner
Hanson	Olson, Burleigh	Young
Helbling	Olson, Hettinger	Mr. Speaker
Henderson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Isaak	Northridge
Bishop	Jardine	Oberg
Bittner	Johnson, Traill	Plath, John, Cass
Brown	Kapfer	Steen
Butt	Keierleber	Swendseid
Carter	Kneeland	Thatcher
Dolwig	Larson	Treffry

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Benson	Lee	Turner
Erickson, Kidder	Martin	Van Berkom
Fettig	Mau	Watt
Hausmann	Miller	Wedel
Henrickson	Muus	Wentz
Hermes		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 64; nays, 11; absent and not voting, 38.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Henderson	Place
Anderson	Hoffman	Plath, Wm., Cass
Anfinson	Holthusen	Pfenning
Bell	Horner	Rulon
Boe	Iverson	Sax
Bohnsack	Johnston	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Larvick	Smith
Burkhart	Lavik	Standley
Burns	Lynch	Steedsman
Carlson	McColl	Svingen
Cox	McCay	Thompson
Dickerson	McGauvran	Twichell
Dillard	McManus	Van Berkom
Dyer	Montgomery	Veitch
Flom	Morgan	Westford
Freeman	Olafson	Wigen
Frojen	Olson, Burleigh	Wilson
Gibbens	Olson, Hettinger	Worner
Gilchrist	Opdahl	Young
Halcrow	Peters	Mr. Speaker
Hamilton		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Kraft	Owings
Hanson	Lembcke	Twete
Helbling	Levin	Wagner
Indergaard	Lindgren	

## Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Muus
Bishop	Jardine	Northridge
Bittner	Johnson, Nelson	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Butt	Kapfer	Steen
Carter	Keierleber	Swendseid
Dolwig	Kneeland	Thatcher
Erickson, Benson	Larson	Treffry
Erickson, Kidder	Lee	Turner
Fettig	McDowall	Watt
Hausmann	Martin	Wedel
Henrickson	Mau	Wentz
Hermes	Miller	

So the bill passed and the title was agreed to.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 73; nays, 0; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Boe	Iverson	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Ward	Rulon
Burns	Kraft	Sax
Carlson	Larvick	Schultz
Cox	Lavik	Shurr
Craig	Lembcke	Smith
Dickerson	Levin	Standley
Dillard	Lindgren	Steedsman
Dyer	Lynch	Svingen
Flom	McColl	Twete
Freeman	McCay	Twichell
Frojen	McDowall	Van Berkom
Gibbens	McGauvran	Veitch
Gilchrist	McManus	Wagner
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen

Messrs.	Messrs.	Messrs.
Hanson	Olafson	Worner
Helbling	Olson, Burleigh	Young
Henderson	Olson, Hettinger	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Northridge
Anderson	Isaak	Oberg
Bishop	Jardine	Piath, John, Cass
Bittner	Johnson, Traill	Steen
Brown	Kapfer	Swendseid
Burkhart	Keierleber	Thatcher
Butt	Kneeland	Thompson
Carter	Larson	Treffry
Dolwig	Lee	Turner
Erickson, Benson	Martin	Watt
Erickson, Kidder	Mau	Wedel
Fettig	Miller	Wentz
Hausmann	Muus	Wilson
Henrickson		

So the bill passed and the title was agreed to. Emergency clause declared carried.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Com-

missioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Also,

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Also,

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Also,

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Were delivered to the Governor for his approval at the hour of 4:00 o'clock p. m., February 11, 1929.

E. E. VEITCH,  
Chairman.

MONDAY, FEBRUARY 11, 1929

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MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota  
February 11, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendment to: Senate Bill No. 78, and has appointed as a Conference Committee, Senators Brostuen, Forbes and Poupore.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Freeman moved that the Speaker appoint a committee to meet and confer with the committee from the Senate on Senate Bill No. 78.

Which motion prevailed and the Speaker announced as such Conference Committee Messrs. Peters, Brunsdale and Owings.

Mr. Twichell moved that the House do not concur in the Senate amendments to House Bill No. 2, and that the Speaker appoint a Conference Committee.

Which motion prevailed and the Speaker appointed as such committee Messrs. Olafson, Cox and Gilchrist.

Mr. Wigen moved that the House concur in the Senate amendments to House Bill No. 52.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and House Bill No. 52 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of **Mortgages Held by the Board of University and School Lands**, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 74 nays, 0; absent and not voting, 39.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Ainsberry	Hoffman	Owings
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Schultz
Burns	Kraft	Shurr
Carlson	Larvick	Smith
Cox	Lavik	Standley
Craig	Lembcke	Steedsman
Dickerson	Levin	Svingen
Dilland	Lynch	Thompson
Dyer	McColl	Twete
Flom	McCay	Twichell
Freeman	McDowall	Van Berkom
Frojen	McGauvran	Veitch
Gibbens	McManus	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Worner
Hanson	Olson, Burleigh	Young
Helbling	Olson, Hettinger	Mr. Speaker
Henderson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aliets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Trail	Plath, John, Cass
Burkhart	Kapfer	Steen
Butt	Keierleber	Swendseid
Carter	Kneeland	Thatcher
Dolwig	Larson	Treffry
Erickson, Benson	Lee	Turner
Erickson, Kidder	Lindgren	Watt
Fettig	Martin	Wedel
Hausmann	Mau	Wentz
Henrickson	Miller	Wilson

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 57.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and House Bill No. 57 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 72; nays, 0; absent and not voting 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Boe	Iverson	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Ward	Sax
Burns	Kraft	Schultz
Carlson	Larvick	Shurr
Cox	Lavik	Smith
Craig	Lembeke	Standley
Dickerson	Levin	Steedsman
Dyer	Lindgren	Svingen
Flom	Lynch	Twete
Freeman	McCull	Twichell
Frojen	McCay	Van Berkorn
Gibbens	McDowall	Veitch
Gilchrist	McGauvran	Wagner
Halcrow	McManus	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Bishop	Isaak	Plath, John, Cass
Bittner	Jardine	Pfenning
Brown	Johnson, Trail	Steen
Burkhart	Kapfer	Swendseid
Butt	Keierleber	Thatcher
Carter	Kneeland	Thompson
Dillard	Larson	Treffry
Dolwig	Lee	Turner



Messrs.	Messrs.	Messrs.
Erickson, Benson	Martin	Watt
Erickson, Kidder	Mau	Wedel
Fettig	Miller	Wentz
Hausmann	Muus	Wilson
Henrickson	Northridge	

So the bill passed and the title was agreed to.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
February 11, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following Representatives as a Conference Committee on Senate Bill No. 78: Representatives Peters, Brunsdale and Owings.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 11, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate Amendments to House Bill No. 2, and has appointed the following as a Conference Committee: Representatives Olafson, Cox and Gilchrist.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 11, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill 52; also House Bill No. 57.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as

Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Was read the first and second times and referred to the Committee on Public Health.

The Speaker announced that final action on Senate Bill No. 57 would be deferred until Wednesday, February 13.

### THIRD READING OF SENATE BILLS

Senate Bill No. 36. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 71; nays, 0; absent and not voting, 42.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Bubel	Johnson, Nelson	Sax
Burns	Kraft	Schultz
Carlson	Larvick	Shurr
Cox	Lavik	Smith
Craig	Lembcke	Standley
Dickerson	Levin	Steedsman
Dilland	Lindgren	Svingen
Dyer	Lynch	Thompson
Flom	McColl	Twete
Freeman	McDowall	Twichell
Frojen	McGauvran	Van Berkom
Gibbens	McManus	Veitch
Gilchrist	Montgomery	Wagner
Halcrow	Morgan	Westford
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker
Hoffman	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Miller
Anderson	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Brunsdale	Johnson, Ward	Steen
Burkhart	Kapfer	Swendseid
Butt	Keierleber	Thatcher
Carter	Kneeland	Treffry
Dolwig	Larson	Turner
Erickson, Benson	Lee	Watt
Erickson, Kidder	McCay	Wedel
Fettig	Martin	Wentz
Hausmann	Mau	Wigen

So the bill passed and the title was agreed to.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 73; nays, 0; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Ward	Schultz
Burns	Kraft	Shurr
Carlson	Larvick	Smith
Cox	Lembcke	Standley
Craig	Levin	Steedsman
Dickerson	Lindgren	Svingen
Dillard	Lynch	Thompson
Dyer	McCcoll	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Van Berkom
Frojen	McManus	Veitch
Gibbens	Miller	Wagner
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Heibling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Anderson	Isaak	Northridge
Bishop	Jardine	Oberg
Bittner	Johnson, Traill	Plath, John, Cass
Brown	Kapfer	Pfenning
Burkhart	Keierleber	Steen
Butt	Kneeland	Swendseid
Carter	Larson	Thatcher
Dolwig	Lavik	Treffry
Erickson, Benson	Lee	Turner
Erickson, Kidder	McCay	Watt
Fettig	Martin	Wedel
Hausmann	Mau	Wentz
Henrickson		

So the bill passed and the title was agreed to.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 73; nays, 0; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Owings
Anderson	Horner	Peters
Anfinson	Indergaard	Place
Bell	Iverson	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brunsdale	Kraft	Sax
Bubel	Larvick	Schultz
Burns	Lavik	Shurr
Carlson	Lembcke	Smith
Cox	Levin	Standley
Dickerson	Lindgren	Steedsman
Dillard	Lynch	Svingen
Dyer	McCcoll	Thompson
Flom	McCay	Twete
Freeman	McDowall	Twichell
Frojen	McGauvran	Van Berkorn
Gibbens	McManus	Veitch
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Olafson	Wilson
Hanson	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Bishop	Isaak	Northridge
Bittner	Jardine	Oberg
Brown	Johnson, Traill	Plath, John, Cass
Burkhart	Johnson, Ward	Steen
Butt	Kapfer	Swendseid
Carter	Keierleber	Thatcher
Craig	Kneeland	Treffry
Dolwig	Larson	Turner
Erickson, Benson	Lee	Wagner
Erickson, Kidder	Martin	Watt
Fettig	Mau	Wedel
Hausmann	Miller	Wentz
Henrickson		

So the bill passed and the title was agreed to.

Mr. Wilson requested a return to the Seventh Order of Business.

Which request was granted.

**Mr. Speaker:**

At this time, I wish to express my gratitude to the members of this House for the presentation of the pen used by the Governor of our great state and Speaker of the House to sign House Bill No. 70 for Box Elder Creek Bridge. The passing of this bill by both branches of this Legislature is a splendid act. Box Elder Creek Bridge is the only one needing a state appropriation on State Highway No. 16, and this bridge will be the keystone for the development of highway No. 16. When completed will be one of the finest north and south highways in the state, extending from the Canadian line along the west breaks of the bad lands to the South Dakota state line and on to the Black Hills.

IRA J. WILSON,

### GENERAL ORDERS

Mr. Svingen moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Svingen to the chair.

When the committee arose it submitted the following report:

**Mr. Speaker:**

The Committee of the Whole have had under consideration:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 20 of the printed bill after the word "order," strike out "No such order shall be valid after the closing of the regular session of the Legislature next succeeding its issuance."

Also,

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

In line 11 of the printed bill after the word "stock" insert the word "fire."

In line 15 of the printed bill after the word "stock" insert the word "fire."

And additional amendments: In line 4 of the printed bill after the words "Section 4863" insert in capitals: "Capital Stock Required."

Also,

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

And recommend the adoption of the standing committee's amendments as follows:

In line 37 of the printed bill strike out the word "or street railway."

And additional amendments: In line 39 of the printed bill, after the first word "bonds" insert a "comma."

C. O. SVINGEN,  
Chairman.

Mr. Freeman moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the committee was adopted.

Mr. Twichell moved that when the days' business is completed the House recess until 1:30 p. m. the following day.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. C. L. Young, D. E. Shipley, Bismarck; I. Amick, A. S. Spicher, D. S. Owen, Minot; Mrs. Olive W. LaGrave, Esmond; Miss Agnes M. Rydgren, Fargo; Mrs. C. N. Brunsdale, Mayville; J. R. Ragaust, Harvey; A. M. Soliah, John Dahl, Hatton.

A return was made to the Ninth Order of Business.

#### FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Owings and Twete introduced:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Which was read the first and second times and referred to the Committee on State Affairs.

Pursuant to Mr. Twichell's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

THIRTY-FIFTH DAY AFTER RECESS AND  
THIRTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 12, 1929.

The House assembled at 1:30 p. m., pursuant to recess taken.

The Speaker announced that the House would be on the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Cox, by request, introduced:

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Standley introduced:

House Bill No. 200. A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws of 1927, Relating to "Operating Vehicles—Rules," and Particularly to "Signals on Starting, Stopping, and Turning."

Which was read the first and second times and referred to the Committee on Public Safety.

Mr. Horner introduced:

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents.

Which was read the first and second times and referred to the Committee on Judiciary.



Mr. Horner, by request, introduced:

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Van Berkom, by request, introduced:

House Bill No. 203. A Bill For an Act Providing that the Question of Operating and Conducting Moving Picture Shows in any County in the State of North Dakota on the First Day of the Week, Shall Upon Petition of a Certain Percentage of the Electors Therein, be Submitted to the Electors Thereof, For Decision; Providing the Form of Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting upon the Question, it Shall Hereafter be Lawful to Operate and Conduct Moving Picture Shows on Said Day.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Johnston introduced:

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Which was read the first and second times and referred to the Committee on Education.

Messrs. Svingen and Lavik introduced:

House Bill No. 205. A Bill For an Act Prohibiting the Employment of a Married Woman in Any Public Office in the State of North Dakota, Whose Husband is Able-bodied and Able to Earn a Living Wage, and Providing a Penalty Therefor.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Pfenning, by request, introduced:

House Bill No. 206. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 114 of the Session Laws of 1927, Relating to the Salaries of County Auditor, County Treasurer, Sheriff, and County Superintendent of Schools.

Which was read the first and second times and referred to the Committee on State Affairs.

Messrs. Olson of Burleigh and Thompson, by request, introduced:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Which was read the first and second times and referred to the Committee on State Affairs.

Also;

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Indergaard introduced:

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

### THIRTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 12, 1929.

The House was called to order promptly at 2:00 p. m., the Speaker, Edwin Traynor, presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

Roll Call: All members present except Aljets, Bell, Bishop, Bittner, Brown, Butt, Carter, Cox, Dolweg, Erickson of Kidder, Erickson of Benson, Fettig, Hausmann, Henrickson, Hermes, Isaak, Jardine, Johnson of Traill, Johnson of Ward, Kapfer, Keierleber, Kneeland, Larson, Lee, McDowall, Martin, Mau, Miller, Muus, Northridge, Plath, J. G.; Plath, W. L.; Steedsman, Steen, Thatcher, Treffry, Turner, Watt Wedel and Wentz.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-fifth Day and recommend that the same be corrected as follows:

Page 16, strike out Mr. Wigen's substitute motion and insert in lieu thereof the following:

"Mr. Wigen offered as a substitute motion: In line 13 of the printed bill strike out the words 'while in flight in an' and insert in lieu thereof the word 'from' and add the letter 's' to the word 'aeroplane'".

Page 28, line 28, correct the spelling of the word "re-ingrossed".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A petition urging legislation prohibiting the sale of malt products for alcoholic purposes was presented from:

Twenty-six citizens of Hannah.

Two letters from wholesale grocers and distributors of Grand Forks stating that passage of House Bill No. 106 would divert the purchase of malt products, if prohibited in North Dakota, to neighboring states, were presented by Mr. Steedsman.

These were read and referred to the Committee on Temperance.

Mr. Sax presented a resolution from the county commissioners of Williams county favoring: An increased gasoline tax to further highway construction.

Licensing of motor vehicles at county seats.

And opposing a raise in license fees.

Read and referred to the Committee on State Affairs.

A communication protesting passage of a capital punishment law was presented by James Pearson and 27 others.

Referred to Committee on State Affairs.

## REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5, Section 1, of the engrossed bill, after the word "maintenance" add a "comma" and the words "for land purchase" and a "comma".

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, under the division entitled "NEW BUILDINGS" add to the first item which is "Training School and Equipment", the words "including connections".

D. L. PETERS,  
Chairman.

Mr. Iverson moved that the absent members be excused.

Which motion prevailed.

### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota.  
February 12, 1929.

Mr. President: I have the honor to transmit herewith the followings bills:

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 12, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Which the House has amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 12, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Can-

not be Determined and Whose Care Must be Borne by the State.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

Mr. Twichell moved that the House do Now recess until 2:00 p. m., at which time the Senate will meet with the house in a joint memorial program in observance of Lincoln's birthday.

Mr. Dyer requested a return to the Fifth Order of Business.

Which request was granted.

Mr. Dyer then moved that House Bill No. 83 be taken out of the hands of the Committee to which it was assigned and placed on the calendar.

Mr. Twichell offered as a substitute motion that an extension of time be granted on House Bill No. 83.

Mr. Dyer withdrew his motion, and the question then being upon the motion of Mr. Twichell, the question was put and the motion prevailed.

Pursuant to Mr. Twichell's motion to recess until 3:00 p. m., the House stands recessed.

The House re-assembled at 3:00 p. m., pursuant to recess taken.

Mr. Horner moved that the Speaker appoint a committee of three to notify the Senate that we are ready to receive them in joint session.

Which motion prevailed, and the Speaker appointed as such committee Representatives Horner, Brunsdale and Amsberry.

#### JOINT SESSION

The committee escorted the President of the Senate to the rostrum, and the members of the Senate to the House Chamber.

Mr. Freeman moved that the President appoint a committee of three to escort the Governor, the members of the Supreme Court and the speaker of the day to the rostrum.

Which motion prevailed, and the President of the Senate appointed as such committee Mr. Freeman, Senator Kretschmar and Mr. Sax.

The committee so appointed escorted Governor Shafer, the members of the Supreme Court and Judge McKenna to the rostrum.

**PROGRAM**

- Invocation - - - - - Rev. Fyelling
- America - - - - - Community Singing  
Directed by Rev. Austin
- Indian Girls' Glee Club
  - (a) Pale Moon
  - (b) Fallen Leaf
- Duet - - - - - Rev. Austin and Rev. Herzburg
  - (a) Carry Me Back to Old Virginia
  - (b) Old Black Joe
- Memorial Address - - - - - Hon. G. M. McKenna
- Solo - - - - - Mrs. Barnes
  - (a) Goin' Home
  - (b) Not Understood
- Indian Girls' Glee Club
  - (a) By the Waters of Minnetonka
  - (b) My Creed
- Star Spangled Banner - - - - - Community Singing  
Directed by Rev. Austin

Senator Matthaei moved that the Joint Session do now dissolve.

Which motion prevailed.

The Speaker resumed the chair.

**COURTESIES OF THE FLOOR**

Mrs. T. H. H. Thorson, Mr. and Mrs. Bruce Doyle, Mr. and Mrs. Hiram Landers, Mrs. Herman Scheffer, Mrs. Frank Barnes, Bismarck; R. A. Kinzer, Litchville.

Mr. Standley moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## THIRTY-SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

Roll Call: All members present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Fifth Day After Recess and Thirty-Sixth Day, and recommend that the same be corrected as follows:

Page 3, line 39, correct the spelling of "Miller".

Page 4, line 11, strike out the word "air" and insert in lieu thereof the word "an".

Page 4, line 24, strike out the word "were" and insert in lieu thereof the word "was".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Petitions urging legislative act prohibiting the sale of malt products for alcoholic purposes were presented by:

Eighteen citizens of Ransom county.

Twenty-three citizens of Galesburg.

Forty-two citizens of Glover.

The pastor of the Presbyterian church of Crosby.

Mr. Halcrow, from 19 citizens of Richland county.

These were read and referred to the Committee on Temperance.

Messrs. Gibbens and Henriskson presented telegrams from their local lodge of A. O. U. W. of Cando and Velva, urging their support of House Bills Nos. 81, 139 and 140.

Read and referred to the Committee on Insurance.

A protest against Senate Bill No. 86, from the U. S. Public Health Service, was presented by Mr. Northridge.

Two communications favoring passage of this bill for Naturopathic examiners were received from the Nelson Sanitarium and Dr. R. G. Errington, both of Fargo.

These were read and referred to the Committee on State Affairs.

Petitions urging legislation favorable to the Sheppard-Towner Act were received from:

Twenty-five members of Oak Grove P.-T. A. of Coopers-town.

Mr. Oberg, on behalf of the Underwood Homemakers' club.

Read and referred to the Committee on Appropriations.

Mr. J. T. Grimes, of Ryder, sent a letter to the legislature protesting erection of a bridge at any point on the Missouri river bordering McLean county.

This was read and referred to the Committee on Highways and Bridges.

Portests against changing the present teachers' pension bill were presented by:

Mr. Northridge, from the principal of school of Marion, N. Dak.

Also a second by Mr. Northridge, from Ruby Shelby of Valley City.

Mr. Bohnsack, from teachers of the Grand Forks schools.

A similar one from Ethel Creighton of Valley City.

All were read and referred to the Committee on Education.

Four protests from 43 residents of Burleigh county who

were depositors of various closed banks, urging an investigation of the State Bank Examiner's department were received by the Speaker.

These were read and referred to the Committee on Banks and Banking.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 13, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Also,

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Also,

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Also:

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Also;

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Very truly yours,

GEO. F. SHAFER,  
Governor.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Also,

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic

Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Also,

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws

of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Also;

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Also,

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: A Majority of your Committee on Game and Fish to whom was referred:

House Bill No. 117. A Bill For an Act to Amend and Re-enact Sections 3 and 5 of Chapter 146 of the 1927 Session Laws Relating to Fur-Bearing Animals and Regulating the Taking Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the engrossed bill, under the division entitled "NEW BUILDINGS" add to item 1 after the word "Gymnasium", the words "and connections."

In Section 1 of the engrossed bill, under the division entitled "EQUIPMENT" after item 6 add item 7. Stokers and Equipment . . . \$6,200.00.

In Section 1, line 3 of the engrossed bill, strike out the figures "\$243,621.00" and insert in lieu thereof the figures "\$249,821.00."

In Section 1 of the engrossed bill, in the last line of the bill entitled "TOTAL" strike out the figures "\$243,621.00" and insert in lieu thereof the figures "\$249,821.00."

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, Section 1, under the division entitled "NEW BUILDINGS" add to line 1 after the words "including equipment", the words "and all connections."

In Section 1 of the engrossed bill, under the division entitled "EQUIPMENT" in item 3 strike out the words "truck" and insert in lieu thereof the word "trucks."

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-



pairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Horner moved that final action on House Bill No. 125 be deferred one legislative day.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 66; nays, 46; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Holthusen	Peters
Boe	Horner	Plath, John, Cass
Bohnsack	Isaak	Plath, Wm., Cass

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Smith
Burns	Johnson, Traill	Standley
Carter	Johnson, Ward	Steedsman
Cox	Kneeland	Thompson
Dolwig	Larvick	Turner
Fettig	Lynch	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	Mau	Wedel
Gibbens	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Iverson	Opdahl
Amsberry	Kapfer	Owings
Anderson	Keierleber	Place
Anfinson	Kraft	Sax
Burkhart	Larson	Schultz
Butt	Lavik	Shurr
Carlson	Lee	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dyer	McColl	Treffry
Erickson, Benson	McCay	Twete
Gilchrist	McManus	Van Berkom
Hanson	Martin	Wagner
Henrickson	Oberg	Young
Indergaard		

Absent and not voting:

**Messrs.**  
Erickson, Kidder

So the bill passed and the title was agreed to.

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 88; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Olson, Burleigh
Amsberry	Henderson	Olson, Hettinger
Bell	Hermes	Opdahl
Bishop	Hoffman	Peters
Bittner	Holthusen	Plath, John, Cass
Boe	Horner	Plath, Wm., Cass
Bohnsack	Indergaard	Pfenning
Brown	Iverson	Rulon
Brunsdale	Jardine	Sax
Bubel	Johnston	Schultz
Burns	Johnson, Nelson	Shurr
Butt	Johnson, Traill	Smith
Carlson	Johnson, Ward	Standley
Carter	Kapfer	Steedsman
Cox	Keierleber	Steen
Dilland	Kneeland	Svingen
Dolwig	Larvick	Thatcher
Dyer	Lavik	Thompson
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lynch	Twichell
Fettig	McDowall	Veitch
Flom	McGauvran	Watt
Freeman	Mau	Wedel
Frojen	Miller	Wentz
Gibbens	Montgomery	Westford
Gilchrist	Morgan	Wigen
Halcrow	Muus	Wilson
Hamilton	Oberg	Worner
Hanson	Olafson	Mr. Speaker
Hausmann		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Lee	Owings
Anfinson	Lembcke	Place
Burkhart	Lindgren	Swendseid
Craig	McCull	Treffry
Dickerson	McCay	Twete
Henrickson	McManus	Van Berkom
Isaak	Martin	Wagner
Kraft	Northridge	Young
Larson		

So the bill passed and the title was agreed to.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 92; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Montgomery
Amsberry	Helbling	Morgan
Anderson	Hermes	Muus
Anfinson	Hoffman	Oberg
Bell	Holthusen	Olafson
Bishop	Horner	Olson, Burleigh
Bittner	Isaak	Olson, Hettinger
Boe	Iverson	Opdahl
Bohnsack	Jardine	Peters
Brown	Johnston	Plath, John, Cass
Brunsdale	Johnson, Nelson	Plath, Wm., Cass
Bubel	Johnson, Traill	Pfenning
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Swendseid
Dilland	Larvick	Thompson
Dolwig	Lavik	Turner
Dyer	Lee	Twichell
Erickson, Kidder	Levin	Van Berkom
Erickson, Benson	Lindgren	Veitch
Fettig	Lynch	Watt
Flom	McCay	Wedel
Freeman	McDowall	Westford
Frojen	McGauvran	Wigen
Gibbens	McManus	Wilson
Gilchrist	Martin	Worner
Halcrow	Mau	Mr. Speaker
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	McColl	Svingen
Dickerson	Northridge	Thatcher
Hausmann	Owings	Treffry
Henderson	Place	Twete
Henrickson	Rulon	Wagner
Indergaard	Schultz	Wentz
Lembeke	Steen	Young

So the bill passed and the title was agreed to.

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 73; nays, 39; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Bell	Hoffman	Olson, Burleigh
Bishop	Holthusen	Olson, Hettinger
Bittner	Horner	Peters
Boe	Isaak	Plath, John, Cass
Bohnsack	Iverson	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Schultz
Burns	Johnson, Traill	Smith
Carlson	Johnson, Ward	Standley
Carter	Keierleber	Steedsman
Cox	Kneeland	Thompson
Dickerson	Larvick	Turner
Dolwig	Levin	Twichell
Fettig	Lynch	Veitch
Flom	McDowall	Watt
Freeman	McGauvran	Wedel
Frojen	Mau	Wentz
Gibbens	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Owings
Anderson	Kapfer	Place
Anfinson	Kraft	Sax
Burkhart	Larson	Shurr
Butt	Lavik	Steen
Craig	Lee	Svingen
Dillard	Lembcke	Swendseid
Dyer	Lindgren	Thatcher
Erickson, Benson	McColl	Treffry
Erickson, Kidder	McCay	Twete
Gilchrist	McManus	Van Berkom
Hanson	Martin	Wagner
Henrickson	Opdahl	Young

Absent and not voting:

Messrs.  
Oberg

So the bill passed and the title was agreed to.

Mrs. Craig explained her vote: I vote "no" because I refuse to place my O. K. to a bill passed for the purpose of passing the blame to the legislature even if the Drake Mill is sold for one dollar.

Mr. McCay explained his vote: I think every and any commission should have a perfect right to accept or reject all bids of sale. Therefore I vote "no."

Mr. Owings explained his vote: I vote "no" on the grounds and for the reason that the funds are credited to the Industrial Commission account.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 61; nays, 51; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson	Peters
Bishop	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Kneeland	Smith
Brunsdale	Larvick	Standley
Burns	Lynch	Steedsman
Cox	McCay	Thompson
Dolwig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	McManus	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Henderson	Olafson	Wilson
Hoffman	Olson, Burleigh	Worner
Holthusen	Olson, Hettinger	Mr. Speaker
Horner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Martin
Amsberry	Helbling	Mau
Anderson	Henrickson	Oberg

Messrs.	Messrs.	Messrs.
Anfinson	Hermes	Opdahl
Bubel	Indergaard	Owings
Burkhart	Isaak	Place
Butt	Johnston	Sax
Carlson	Kapfer	Schultz
Carter	Keierleber	Shurr
Craig	Kraft	Steen
Dickerson	Larson	Svingen
Dilland	Lavik	Thatcher
Dyer	Lee	Treffry
Erickson, Benson	Lembcke	Twete
Erickson, Kidder	Levin	Van Berkom
Fettig	Lindgren	Wagner
Gilchrist	McColl	Young

Absent and not voting:

Messrs.  
Swendseid

So the bill passed and the title was agreed to.

The House advanced to the Twelfth Order of Business:

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to transmit herewith the following: Senate Concurrent Resolution "C", which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Burkhart moved that the resolution be adopted and that the Speaker appoint a committee of three as provided in the resolution.

Which motion prevailed and the Speaker announced as such committee Messrs. Burkhart, Peters, and Johnson of Traill.

House Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Senate Concurrent Resolution "C" and the Speaker has appointed the following to act with the Senate Committee: Representatives Burkhart, Peters, Johnson of Traill.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

A return was made to the Eleventh Order of Business.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 59; nays, 54; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olafson
Bell	Horner	Olson, Burleigh
Bishop	Iverson	Olson, Hettinger
Boe	Jardine	Peters
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Rulon
Burns	Johnson, Ward	Smith
Carter	Kneeland	Standley
Cox	Larvick	Steedsman
Dolwig	Lynch	Thompson
Flom	McCay	Turner
Freeman	McGauvran	Twichell
Frojen	McDowall	Veitch
Gibbens	McManus	Watt
Halcrow	Mau	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Henderson	Northridge	Mr. Speaker
Hoffman	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Owings
Anderson	Hermes	Place
Anfinson	Indergaard	Pfenning
Bittner	Isaak	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Treffry
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Van Berkom
Erickson, Kidder	McColl	Wagner
Fettig	Martin	Wedel
Gilchrist	Miller	Wentz



Messrs.	Messrs.	Messrs.
Hanson	Montgomery	Worner
Helbling	Opdahl	Young

So the bill passed and the title was agreed to.

Mr. Twichell moved that further consideration of House Bill No. 130 be deferred and that the bill be placed in General Orders for today.

Which motion prevailed.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 77; nays, 36; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Holthusen	Opdahl
Boe	Horner	Peters
Bohnsack	Indergaard	Plath, John, Cass
Brown	Iverson	Plath, Wm., Cass
Brunsdale	Jardine	Pfenning
Burns	Johnston	Rulon
Carlson	Johnson, Nelson	Sax
Carter	Johnson, Traill	Smith
Cox	Johnson, Ward	Standley
Craig	Kraft	Steedsman
Dickerson	Larson	Steen
Dolwig	Larvick	Thompson
Erickson	Lee	Turner
Fettig	Levin	Twichell
Flom	McGauvran	Weitch
Freeman	McDowall	Watt
Frojen	McManus	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Isaak	Owings
Amsberry	Kapfer	Place
Anderson	Keierleber	Schultz
Anfinson	Kneeland	Shurr
Bubel	Lavik	Svingen
Burkhart	Lembcke	Swendseid
Butt	Lindgren	Thatcher
Dilland	Lynch	Treffry
Dyer	McColl	Twete
Erickson, Kidder	McCay	Van Berkom
Hanson	Martin	Wagner
Henrickson	Morgan	Young

So the bill passed and the title was agreed to.

House Bill No. 160. A Bill for an Act Permitting Sacred Concerts, Pageants, Song Festivals and Band Concerts Upon the First Day of the Week at State, County, Municipal Fair Grounds, Charging Entrance Fees Therefor.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called, and there were ayes, 29; nays, 81; absent and not voting, 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Fettig	Plath, John, Cass
Anderson	Helbling	Plath, Wm., Cass
Anfinson	Holthusen	Schultz
Bell	Herner	Shurr
Bishop	Johnson, Ward	Svingen
Brown	Lavik	Twichell
Burkhart	Lee	Van Berkom
Carter	Lindgren	Wedel
Cox	Mau	Young
Dyer	Muus	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Hoffman	Olafson
Bittner	Indergaard	Olson, Burleigh
Boe	Isaak	Olson, Hettinger
Bohnsack	Iverson	Opdahl
Brunsdale	Jardine	Owings
Bubel	Johnston	Peters
Burns	Johnson, Traill	Place
Butt	Kapfer	Pfenning
Carlson	Keierleber	Rulon
Craig	Kneeland	Sax

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Kraft	Smith
Dilland	Larson	Standley
Dolwig	Larvick	Steedsman
Erickson, Benson	Lembcke	Steen
Erickson, Kidder	Levin	Swendseid
Flom	Lynch	Thatcher
Freeman	McCoy	Thompson
Frojen	McCoy	Treffry
Gibbens	McDowall	Turner
Gilchrist	McGauvran	Veitch
Halcrow	McManus	Wagner
Hamilton	Martin	Watt
Hanson	Miller	Wentz
Hausmann	Montgomery	Westford
Henderson	Morgan	Wigen
Henrickson	Northridge	Wilson
Hermes	Oberg	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Johnson, Nelson	Twete	Worner

So the bill was declared lost.

Mr. Rulon moved that the vote by which House Bill No. 160 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 111; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Trail	Rulon

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Erickson, Kidder	McCull	Twets
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Dickerson	Hermes

So the bill passed and the title was agreed to.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 86; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Olson, Hettinger
Amsberry	Henderson	Opdahl
Anderson	Henrickson	Owings
Anfinson	Hermes	Peters
Bishop	Hoffman	Place

Messrs.	Messrs.	Messrs.
Bittner	Holthusen	Plath, John, Cass
Bohnsack	Horner	Plath, Wm., Cass
Brown	Indergaard	Pfenning
Brunsdale	Iverson	Rulon
Burkhart	Jardine	Sax
Burns	Johnston	Schultz
Butt	Johnson, Nelson	Shurr
Carlson	Johnson, Traill	Smith
Carter	Johnson, Ward	Steedsman
Cox	Kapfer	Svingen
Craig	Keierleber	Swendseid
Dickerson	Kraft	Turner
Dilland	Larvick	Treffry
Dolwig	Lavik	Twichell
Dyer	Lee	Van Berkom
Erickson, Benson	Lindgren	Veitch
Fettig	McCay	Wagner
Flom	McDowall	Westford
Freeman	McGauvran	Wigen
Frojen	McManus	Wilson
Gibbens	Martin	Worner
Gilchrist	Mau	Young
Halcrow	Muus	Mr. Speaker
Hausmann	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boe	Levin	Standley
Bubel	Lynch	Steen
Erickson, Kidder	McColl	Thatcher
Hamilton	Miller	Thompson
Hanson	Montgomery	Twete
Isaak	Morgan	Watt
Kneeland	Northridge	Wedel
Larson	Oberg	Wentz
Lembcke	Olson, Burleigh	

Absent and not voting:

Messrs.  
Bell

So the bill passed and the title was agreed to.

Mr. Freeman moved that House Bill No. 155 be re-referred to the Committee on Insurance.

Which motion prevailed and the bill was so re-referred.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 88; nays, 16; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Place
Bell	Indergaard	Plath, Wm., Cass
Bishop	Iverson	Pfenning
Bittner	Johnston	Rulon
Boe	Johnson, Traill	Sax
Bohnsack	Kapfer	Schultz
Brown	Kneeland	Shurr
Brunsdale	Kraft	Smith
Burkhart	Larvick	Standley
Burns	Lavik	Steedsmen
Butt	Levin	Steen
Carlson	Lindgren	Svingen
Carter	Lynch	Thatcher
Cox	McCull	Thompson
Dolwig	McCay	Treffry
Dyer	McGauvran	Turner
Erickson, Benson	McManus	Twete
Fettig	Martin	Twichell
Flom	Mau	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gibbens	Morgan	Wentz
Gilchrist	Muus	Westford
Hamilton	Northridge	Wigen
Hausmann	Oberg	Wilson
Helbling	Olafson	Worner
Henderson	Olson, Burleigh	Young
Hermes	Olson, Hettinger	Mr. Speaker
Hoffman	Opdahl	
Holthusen	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, Kidder	Owings
Anderson	Hanson	Swendseid
Anfinson	Henrickson	Van Berkom
Bubel	Isaak	Wagner
Dickerson	Keierleber	
Dilland	Lembcke	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Craig	Johnson, Nelson	Lee
Halcrow	Johnson, Ward	McDowall
Jardine	Larson	Plath, John, Cass

So the bill passed and the title was agreed to.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Peters
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Shurr
Brunsdale	Johnson, Traill	Smith
Bubel	Johnson, Ward	Standley
Burkhart	Kapfer	Steedsman
Burns	Keierleber	Steen
Butt	Kneeland	Svingen
Carlson	Kraft	Swendseid
Carter	Larvick	Thompson
Cox	Lavik	Treffry
Dillard	Lee	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Benson	McColl	Veitch
Fettig	McCay	Watt
Flom	McDowall	Wedel
Freeman	McGauvran	Wentz
Frojen	McManus	Westford
Gibbens	Martin	Wigen
Hamilton	Mau	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson	Northridge	
Henrickson	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Larson	Sax
Dickerson	Lembcke	Schultz
Erickson, Kidder	Levin	Wagner
Gilchrist	Owings	
Hoffman	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Miller	Thatcher
Halcrow	Opdahl	Van Berkom

So the bill passed and the title was agreed to.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 98; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Isaak	Olson, Burleigh
Anfinson	Iverson	Olson, Hettinger
Bell	Jardine	Owings
Bittner	Johnston	Peters
Boe	Johnson, Nelson	Plath, John, Cass
Bohnsack	Johnson, Traill	Plath, Wm., Cass
Brown	Johnson, Ward	Pfenning
Brunsdale	Kapfer	Rulon
Bubel	Keierleber	Sax
Burns	Kneeland	Schultz
Butt	Kraft	Shurr
Carter	Larson	Smith
Cox	Larvick	Standley
Craig	Lavik	Steedsman
Dickerson	Lee	Svingen
Dilland	Lembcke	Swendseid
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Fettig	McCoy	Twete
Flom	McCay	Twichell
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Hamilton	Mau	Wentz
Hausmann	Miller	Westford
Helbling	Montgomery	Wigen
Henderson	Morgan	Wilson
Hermes	Muus	Worner
Holthusen	Northridge	Young
Horner	Oberg	Mr. Speaker
Indergaard	Olafson	



Those voting in the negative were:

Messrs.	Messrs.
Burkhart	Henrickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Halcrow	Place
Amsberry	Hanson	Steen
Bishop	Hoffman	Thatcher
Carlson	Opdahl	Van Berkom
Erickson, Benson		

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 69.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a committee to confer with a like

committee from the House on Senate Concurrent Resolution "C", Senators Patterson, Fowler, and Murphy.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Peters moved that the House do concur in the Senate amendments to House Mill No. 39.

Which motion prevailed.

Mr. Peters then moved that the rules be suspended and House Bill No. 39 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays 19, absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Amsberry	Hermes	Place
Anderson	Hoffman	Plath, John, Cass
Anfinson	Horner	Plath, Wm., Cass
Bell	Indergaard	Pfenning
Bishop	Iverson	Rulon
Boe	Jardine	Schultz
Bohnsack	Johnston	Shurr
Burkhart	Johnson, Nelson	Smith
Burns	Johnson, Traill	Standley
Butt	Johnson, Ward	Stedsman
Carlson	Kapfer	Steen
Carter	Keierleber	Svingen
Cox	Kneeland	Swendseid
Craig	Larson	Thatcher
Dillard	Larvick	Thompson
Dolwig	Lavik	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	McColl	Twichell
Freeman	McCay	Van Berkom
Frojen	Martin	Veitch
Gibbens	Montgomery	Watt
Gilchrist	Muus	Wedel

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Halcrow	Northridge	Westford
Hamilton	Oberg	Wigen
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Heibling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Lee	Mau
Bubel	Lembcke	Miller
Dickerson	Lynch	Morgan
Flom	McDowall	Owings
Holthusen	McGauvran	Sax
Isaak	McManus	Wagner
Kraft		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brown	Erickson, Benson	Wentz
Brunsdale		

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Was read the first and second times an dferred to the Committee on Education.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Was read the first and second times and referred to the Committee on Appropriations.

THIRD READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act Making an Appro-

priation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Swendseid
Craig	Lee	Thompson
Dilland	Lembeke	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Muus
Dickerson	Johnson, Ward	Svingen
Dolwig	Levin	Thatcher
Freeman	McCay	Wentz

So the bill passed and the title was agreed to.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dillard	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkom
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	McDowall	Veitch

So the bill passed and the title was agreed to.

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Was read the third time.

Mr. Peters requested unanimous consent to amend the bill.

Which request was granted.

Mrs. Craig then offered the following amendment for Mr. Peters:

In line 37, page 3, of the printed bill, following the word "installed" insert "and Power Equipment installed".

In line 39, after the word "Equipment" insert "and Connections".

Which amendments were adopted.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dillard	Lee	Swendseid
Dolwig	Lembecke	Thatcher
Dyer	Levin	Thompson
Erickson, Benson	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Fettig	McColl	Twete
Flom	McCay	Van Berkom

Messrs.	Messrs.	Messrs.
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Burkhart	Twichell

So the bill passed and the title was agreed to.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 98; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Pfenning
Burns	Johnson, Ward	Rulon
Butt	Kapfer	Sax
Carlson	Keierleber	Schultz
Carter	Kneeland	Smith
Cox	Larson	Standley
Craig	Larvick	Steedsman
Dilland	Lavik	Swendseid
Dolwig	Lee	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Fettig	Lynch	Twichell



Messrs.	Messrs.	Messrs.
Flom	McCay	Van Berkom
Freeman	McDowall	Veitch
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Lembcke	Thatcher
Dickerson	McColl	Twete
Erickson, Kidder	Shurr	Wagner
Isaak	Steen	Young
Kraft	Svingen	

Absent and not voting:

Messrs.  
Burkhart

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 146. A Bill for an Act to appropriate the sum of \$500.00 to pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for services rendered and money expended as members of the Senate Fact Finding Committee incurred and in connection with the Special Fact Finding Committee appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to investigate and report the condition of the State Mill and Elevator, and to reimburse the State Mill and Elevator for expenses advanced.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place

Messrs.	Messrs.	Messrs.
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCoy	Van Berkom
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Pfenning	Swendseid

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### GENERAL ORDERS

Mr. Gibbens moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Gibbens to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Print-

ing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

And recommend that the bill be reported back to the House without action being taken by the Committee of the Whole.

Also,

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

And recommend the adoption of the Standing Committee's amendments as follows:

After line 7, Section 1 of the printed bill, strike out all of Section 2.

R. R. GIBBENS,  
Chairman.

Mr. Freeman moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the Committee was adopted.

Mr. Twichell requested a return to the Seventh Order of Business. Which request was granted.

Mr. Twichell moved that House Bill No. 163 be re-referred to the committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

Mr. Erickson moved that House Bill No. 93 be re-referred to the Committee on Appropriations.

Which motion prevailed and the bill was so re-referred.

Mr. Burkhart requested a return to the Sixth Order of Business.

Which request was granted.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker:

Your committee, appointed to confer with a like committee from the Senate in regard to the sending of representatives to the funeral of the late Judge R. H. Grace, beg leave to report the following:

That representatives were secured to represent the State of

North Dakota at the funeral, and that it was also arranged to send a floral wreath bearing the inscription "From the People of North Dakota by the Legislative Assembly of the State of North Dakota."

J. H. BURKHART,  
D. L. PETERS,  
CARL E. JOHNSON.

Mr. Jardine moved that when the unfinished business of the day is completed it recess until 1:30 p. m., the following day.

Which motion prevailed.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of

North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of

Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

And the Speaker signed the same in the presence of the House.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Martin Erbele, Forbes; Jacob Krier, Gladstone; J. F. Tester, Belfield; Hon. W. R. Tester, Bismarck; Lars Twerberg, Grafton; W. H. Westergaard, Williston; J. D. Bacon, Grand Forks; Mr. Gorwin and Theo. Swendseid, Marmarth; Mrs. Emma Nagel, Jamestown; J. H. Riley, Sterling; L. E. Carrell, Casselton; C. E. Thomas, Hettinger.

Pursuant to Mr. Jardine's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

THIRTY-SEVENTH DAY AFTER RECESS AND THIRTY-  
EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1929.

The House assembled at 1:30 P. M. pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Bishop moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Bishop to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1 of the engrossed bill, under the division entitled "NEW BUILDINGS" add to item 1 after the word "Gymnasium", the words "and connections."

In Section 1 of the engrossed bill, under the division en-

titled "EQUIPMENT" after item 6 add item 7. "Stokers and Equipment . . . \$6,200.00."

In Section 1, line 3 of the engrossed bill, strike out the figures "\$243,621.00" and insert in lieu thereof the figures "\$249,821.00."

In Section 1 of the engrossed bill, in the last line of the bill entitled "TOTAL" strike out the figures "\$243,621.00" and insert in lieu thereof the figures "\$249,821.00".

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill, Section 1, under the division entitled "NEW BUILDINGS" add to line 1 after the words "including equipment", the words "and all connections."

In Section 1 of the engrossed bill, under the division entitled "Equipment" in item 3 strike out the words "truck" and insert in lieu thereof the word "trucks".

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 5, Section 1, of the engrossed bill, after the word "maintenance" add a "comma" and the words "for land purchase" and a "comma".

Also,

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill, under the division entitled "NEW



**BUILDINGS**" add to the first item which is "Training School and Equipment", the words "including connections".

**E. P. BISHOP,**  
Chairman.

Mr. Cox moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

A return was made to the Seventh Order of Business.

Mr. Horner moved that Senate Bill No. 60 be re-referred to the Committee on Judiciary.

Which motion prevailed and the bill was so re-referred.

Mr. Olafson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

**C. R. VERRY,**  
Chief Clerk.

### THIRTY-EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

Roll Call: All members present except Messrs. Erickson of Kidder and Peters.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh Day and recommend that the same be corrected as follows:

Page 14 change Svingen from voting "aye" to voting "nay".

Page 20 show Dickerson voting in the negative instead of affirmative on House Bill No. 168.

Page 33, line 38, correct the spelling of word "called."

And when so corrected recommend that the same be approved.

**F. E. HENDERSON,**  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A petition was presented by Mr. Butt from 134 taxpayers of Mountrail county urging compulsory hail insurance on all cropped land.

A similar one was presented by Mr. Erickson of Kidder, from 12 taxpayers of Kidder county.

These were read and referred to the Committee on Insurance.

Petitions urging passage of House Bill No. 106 were presented by Mr. Burkhart from six residents of Berthold and by Mr. M. A. Erickson from 44 residents of Minnewaukan.

A third by Mr. Carter, from 36 residents of Sheldon.

These were read and referred to the Committee on Temperance.

Petitions urging an adequate dog law were presented by 14 residents of Sykeston, and 30 residents of Bowdon.

These were read and referred to the Committee on Live Stock.

Mrs. Amsberry, Messrs. Veitch and Steedsman presented letters from the Grand Forks teachers urging retention of the present teachers' pension fund, unless a better law can be enacted.

A letter from State Superintendent Bertha Palmer, setting forth facts in regard to the Teachers' Insurance and Retirement Fund, was read from the desk.

Mr. Steen presented a letter from the president of Kulm Special School district urging an increase in high school tuition fees.

These four communications were all referred to the Committee on Education.

Mr. Steen presented a letter from W. M. Wilkin of the First National Bank of Kulm favoring passage of Senate Bill No. 65.

This was read and referred to the Committee on State Affairs.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Also,

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Also,

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved the adoption of this report.

Which motion prevailed.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 71. A Bill For an Act to Amend and Re-enact Sections 1, 3, 5, 7, 9, 10, 11, 12, 13, 15, 24, 25, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the Year 1925.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted.

The Committee on Insurance made the following report:

Mr. Speaker: A Minority of your Committee on Insurance to whom was referred:

House Bill No. 71. A Bill For an Act to Amend and Re-enact Sections 1, 3, 5, 7, 9, 10, 11, 12, 13, 15, 24, 25, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the Year 1925.

Have had the same under consideration and recommend that the same do pass.

H. F. BUTT,  
C. N. LEE,  
L. H. STEEN,  
C. O. SVINGEN,  
M. C. LINDGREN,  
EINAR TWETE,  
OLAF DILLAND.

Mr. Butt moved as a substitute motion that the minority report of the committee be adopted.

Which motion was lost.

The question being upon the original motion the question was put and roll call was demanded and granted.

#### ROLL CALL

The question being on the motion of Mr. Freeman, the roll was called, and there were ayes, 66; nays, 45; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hermes	Oberg
Bell	Hoffman	Olafson
Bishop	Holthusen	Olson, Burleigh
Bittner	Horner	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Smith
Burns	Johnson, Ward	Standley
Carter	Kneeland	Steedsman
Cox	Larvick	Thompson
Dolwig	Levin	Turner
Fettig	Lynch	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gibbens	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Opdahl
Amsberry	Isaak	Owings
Anderson	Iverson	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Butt	Kraft	Shurr
Carlson	Larson	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Lindgren	Treffry
Erickson, Benson	McColl	Twete
Gilchrist	McCay	Van Berkom
Hanson	Martin	Wagner
Henrickson	Olson, Hettinger	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Kidder	Peters

So the motion of Mr. Freeman prevailed.

Mr. Lynch moved that the vote by which House Bill No. 71 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Have had the same under re-consideration and recommend that the same do pass as amended.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Have had the same under consideration and recommend that the same be amended as follows:

In the written Bill:

In the Title, line 2 correct spelling of the word "magistrates."

In line 3 of the Title correct spelling of the word, "enforce."

Section 1, line 3 strike out the word, "whatsoever."

Section 1, lines 3 and 4, strike out the word, "whatsoever."

Section 3, line 3, strike out the word, "whatsoever."

Strike out Section 4 in its entirety.

In line one on page two, insert the following before the word, EMERGENCY, "Section 4" and strike out the word, "CLAUSE." In line three of the emergency clause, page two strike out the word "and", and insert the word, "an" in lieu thereof.

GORDON COX,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, page 2, line 3 of the original bill, change the spelling of the word "forman" to "foreman."

Section 3, line 1, of the original bill change the spelling of the word "forman" to "foreman."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.



Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk and Milk Products at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of section 3 of the printed bill.

L. L. TWICHELL,  
Chairman.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

House Bill No. 210.

Have had the same under consideration and recommend that the same be not introduced.

C. A. MILLER,  
C. E. JOHNSON,  
I. H. STANDLEY,  
E. E. IVERSON,  
W. J. BELL,  
Chairman.

Mr. C. E. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A House bill presented by the Committee on Game and Fish.

Have had the same under consideration and recommend that the same be introduced.

C. A. MILLER,  
E. E. IVERSON,  
C. E. JOHNSON,  
I. W. STANDLEY.  
W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A House bill presented by the Committee on Game and Fish.

Have had the same under consideration and recommend that the same be introduced.

C. A. MILLER,  
E. E. IVERSON,  
C. E. JOHNSON,  
I. W. STANDLEY.  
W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A House bill introduced by the Committee on Delayed Bills.

Have had the same under consideration and recommend that the same be introduced.

C. A. MILLER,  
E. E. IVERSON,  
C. E. JOHNSON,  
I. W. STANDLEY.  
W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A House bill introduced by Mr. Bell.

Have had the same under consideration and recommend that the same be introduced.

C. A. MILLER,  
E. E. IVERSON,  
C. E. JOHNSON,  
I. W. STANDLEY.  
W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A House bill presented by Mr. McKay.

Have had the same under consideration and recommend that the same be not introduced.

C. A. MILLER,  
E. E. IVERSON,  
C. E. JOHNSON,  
I. W. STANDLEY.  
W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed.

Mr. Horner moved that legislative action on House Bill No. 125 be delayed two days.

Which motion prevailed.

#### FIRST AND SECOND READING ON HOUSE BILLS

The Game and Fish Committee introduced:

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 10322a57 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the

**Breeding of Fur-bearing Animals upon Proper Application made to the Game and Fish Board; Permits Issued.**

Which was read the first and second times and referred to the Committee on Game and Fish.

Also;

**House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.**

Which was read the first and second times and referred to the Committee on Game and Fish.

The Committee on Delayed Bills introduced:

**House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.**

Which was read the first and second times and referred to the Committee on State Affairs.

Mr. Bell introduced:

**House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.**

Which was read the first and second times and referred to the Committee on Livestock.

**MESSAGES TO THE SENATE**

House Chamber,  
Bismarck, North Dakota  
February 14, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 39.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Which the House has Amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 14, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Which the House has passed and your favorable considerations is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Also,

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 25. A Bill For an Act Making an Ap-

appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Also,

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Also,

House Bill No. 29. A Bill For an Act Making an Ap-



propriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Were delivered to the Governor for his approval at the hour of 1:15 o'clock p. m., February 14, 1929.

E. E. VEITCH,  
Chairman.

### THIRD READING OF HOUSE BILLS

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 85; nays, 18; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Place
Amsberry	Indergaard	Plath, John, Cass
Anderson	Isaak	Plath, Wm., Cass
Anfinson	Iverson	Pfenning
Bell	Johnston	Rulon
Bishop	Keierleber	Sax
Bittner	Kneeland	Schultz
Boe	Kraft	Shurr
Brunsdale	Larson	Smith
Bubel	Lavik	Standley
Burkhart	Lee	Steen
Burns	Lembcke	Svingen
Butt	Lindgren	Swendseid
Carlson	Lynch	Thatcher
Craig	McColl	Thompson
Dolwig	McCay	Treffry
Dyer	McGauvran	Turner

Messrs.	Messrs.	Messrs.
Erickson, Benson	McManus	Twete
Freeman	Martin	Twichell
Frojen	Mau	Van Berkom
Gibbens	Montgomery	Veitch
Gilchrist	Morgan	Wagner
Halcrow	Muus	Watt
Hamilton	Northridge	Westford
Hanson	Oberg	Wigen
Hausmann	Olson, Burleigh	Wilson
Helbling	Opdahl	Worner
Hermes	Owings	Young
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Holthusen	Olafson
Carter	Jardino	Olson, Hettinger
Dillard	Johnson, Traill	Steedsman
Flom	Larvick	Wedel
Henderson	McDowall	Wentz
Henrickson	Miller	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Fettig	Kapfer
Cox	Johnson, Nelson	Levin
Dickerson	Johnson, Ward	Peters
Erickson, Kidder		

So the bill passed and the title was agreed to.

Mr. Freeman requested a return to the Seventh Order of Business. Which request was granted.

Mr. Freeman then moved that the Speaker appoint a committee of two to escort former Speaker, Roy Johnson, to the rostrum.

Which motion prevailed and the Speaker appointed as such committee Messrs. Freeman and Bell.

Mr. Johnson spoke briefly to the members in the following words:

Members of the Twenty-First Assembly: I appreciate very much indeed the courtesy you have shown me and I might say I would appreciate it a little more if you had not taken time to show me quite so much of it. Maybe our former speakers would feel the same way and come up oftener if we were not so honored when we visit you. But it may be a good remedy for keeping them away.

Legislative members may be classified very much as the plants we grow on the farm. There are annuals, biennials and the perennials. I am glad there is a goodly scattering

of perennials among you, otherwise those of us who have been away for a long time would feel lost when we come up here.

I believe the people "out in the woods" throughout the state this year are entirely satisfied with what you are doing. The reason for so thinking is that I don't hear them saying anything about you. When they are satisfied they aren't saying much.

One matter I have thought some of that might be given cognizance is the matter of farm relief. We have had an organization for some time now throughout the Northwest that is known as the Northwest Foundation—an organization of people from the states of Minnesota, North Dakota, South Dakota and Montana. When they appear before the Ways and Means Committee of congress on the matter of tariff adjustment on those crops in which we are particularly interested they want to be able to present a united front and not have a confliction of ideas. Their interests are much in common.

It strikes me that it would be a mighty good thing for this legislative assembly to pass a memorial backing up the work of such an organization as this Northwest Foundation, so that Congress will know that the organization has the backing of these states of Minnesota, North and South Dakota and Montana. That is the thought I have in mind.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 63, and the President has appointed as a conference committee Senators Watt, Cain and Brant.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 48.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 9, and the President has appointed as a conference committee Senators Steel, Sathre and Patterson.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Which the Senate has passed unchanged.

Very respectfully.

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Freeman moved that the Speaker appoint a committee of three to meet with a like committee from the Senate and confer on Senate Bill No. 63.

Which motion prevailed and the Speaker appointed as such committee Messrs. Rulon, Hausman and Butt.

Mr. Horner moved that the Speaker appoint a committee of three to meet with a like committee from the Senate and confer on House Bill No. 9.

Which motion prevailed and the Speaker appointed as such committee Messrs. Horner, Kneeland and Thatcher.

Mr. Twichell moved that the House do not concur in the Senate amendments to House Bill No. 89 and that a conference committee be appointed.

Which motion prevailed and the Speaker appointed as such committee Messrs. Burkhart, Bell and Brunsdale.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 89 and the Speaker has appointed as a conference committee Representatives Burkhart, Bell and Brunsdale.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 14, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a conference committee on Senate Bill No. 63 Representatives Rulon, Hausman and Butt; and on Senate Bill No. 9 Representatives Horner, Kneeland and Thatcher.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Was read the first and second times and referred to the Committee on Insurance.

### THIRD READING OF SENATE BILLS

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the third time.

Mrs. Craig requested unanimous consent to amend the bill.

Which request was granted.

Mrs. Craig then offered the following amendment:

In line 40, page 3, of the printed bill after the word "Building" add the words "with connections."

Which amendments were adopted.

Mrs. Craig further moved that the rules be suspended and that Senate Bill No. 51 be placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dillard	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McColl	Twichell
Erickson, Kidder	McCay	Van Berkom
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Freeman	Kraft	Peters
Halcrow	Olafson	

So the bill passed and the title was agreed to.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll



was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Butt	Keierleber	Standley
Burns	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McCay	Veitch
Flom	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson		

Those voting in the negative were:

Messrs.  
Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Freeman	Opdahl	Peters
Kneeland	Owings	Van Berkom

So the bill passed and the title was agreed to.

A return was made to the Ninth Order of Business.

The following bills were permitted to be introduced by the Committee on Delayed Bills.

FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Plath and Sax introduced:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Which was read the first and second times and referred to the Committee on State Affairs.

Also;

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Northridge
Amsberry	Hermes	Oberg
Anderson	Hoffman	Olafson
Anfinson	Holthusen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Indergaard	Owings
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burns	Johnson, Ward	Schultz
Butt	Kapfer	Shurr
Carlson	Keelerleber	Smith
Carter	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dillard	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twichell
Fettig	Lynch	Van Berkom
Flom	McColl	Veitch
Frojen	McCay	Watt
Gibbens	McDowall	Wedel
Gilchrist	McGauvran	Wentz
Halcrow	McManus	Westford
Hamilton	Martin	Wigen
Hanson	Mau	Worner
Hausmann	Montgomery	Young
Helbling	Morgan	Mr. Speaker
Henderson	Muus	

Those voting in the negative were:

Messrs.	Messrs.
Swendseid	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Miller	Wagner
Erickson, Benson	Opdahl	Wilson
Freeman	Peters	
Kneeland	Thatcher	

So the bill passed and the title was agreed to.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh

Messrs.	Messrs.	Messrs.
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Owings
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twichell
Fettig	Lynch	Van Berkorn
Flom	McColl	Veitch
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McMarius	Wentz
Halcrow	Martin	Westford
Hamilton	Mau	Wigen
Hanson	Miller	Wilson
Hausmann	Montgomery	Worner
Helbling	Morgan	Young
Henderson	Muus	Mr. Speaker
Henrickson	Northridge	
Hermes	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Twete	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	McCay	Standley
Erickson, Benson	Opdahl	
Freeman	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 38. A Bill For an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Owings
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bishop	Isaak	Plath, Wm., Cass
Bittner	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnston	Sax
Brown	Johnson, Nelson	Schultz
Brunsdale	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Smith
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsman
Butt	Kneeland	Steen
Carter	Kraft	Svingen
Carlson	Larson	Swendseid
Cox	Larvick	Thatcher
Craig	Lavik	Thompson
Dickerson	Lee	Treffry
Dilland	Lembcke	Turner
Dolwig	Levin	Twete
Dyer	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkom
Fettig	McColl	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Wedel
Frojen	Martin	Wentz
Gibbens	Mau	Westford
Gilchrist	Miller	Wigen
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Henderson	Oberg	
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	McDowall	Watt
Helbing	Opdahl	
McCay	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Owings
Bishop	Indergaard	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfening
Bohnsack	Jardine	Rulon
Brown	Johnston	Sax
Brunsdale	Johnson, Nelson	Schultz
Bubel	Johnson, Traill	Shurr
Burkhart	Johnson, Ward	Smith
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kneeland	Steen
Carter	Kraft	Svingen
Cox	Larson	Swendseid
Craig	Larvick	Thatcher
Dickerson	Lavik	Thompson
Dilland	Lee	Treffry
Dolwig	Lembecke	Turner
Dyer	Levin	Twete
Erickson, Kidder	Lindgren	Twichell
Fettig	Lynch	Van Berkom
Flom	McCull	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Wedel
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Opdahl	Place
McCay	Peters	Watt
McDowall		

So the bill passed and the title was agreed to.

## GENERAL ORDERS

Mr. Henderson moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Henderson to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's Amendments as follows:

Section 7, line 3 of the printed bill, strike out the figures "\$6,000" and place in lieu thereof "\$10,000."

Section 4, line 2, page 2 of the original bill strike out the word and punctuation "townships," where the same occurs the second time in such line.

And the additional amendments:

In line 9 of section 4 of the printed bill after the word "state" and the period following such word insert the following sentence:

"The Commission is hereby authorized and empowered to appoint, either from its membership or otherwise, sub-committees for the purpose of making a special survey and investigation of any particular governmental structure, function or process."

F. E. HENDERSON,  
Chairman.

Mr. Turner moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report of the Committee was adopted.

Mr. Horner requested a return to the Seventh Order of Business. Which request was granted.

Mr. Horner then moved that Senate Bill No. 60 be re-

referred to the Committee on State Affairs instead of Judiciary committee.

Which motion prevailed and the bill was so re-referred|

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

And the Speaker signed the same in the presence of the House.

### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Albert Gulman, Sanborn; W. W. Brown, Amenia; Mrs. F. M. Warner, Jamestown; G. W. Hanna, Valley City; Hon. Roy Johnson, Casselton; Mrs. Bert LaGrave, Esmond; Rev. Chas. Stull, Lone Tree; Rev. C. W. Finwall, Fargo; Mrs. Marie Durey, Ellendale; Hon. J. W. Calman, Berthold; W. H. Butler, Coopers-town; Miss Alma Smith, Fargo; John Gray, Lisbon; Fred Ran and Sam Frank, Sheridan County.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## THIRTY-NINTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 15, 1929.

The House was called to order promptly at 2:00 p. m., the Speaker, Edwin Traynor, presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

## ROLL CALL

All members present except Mr. Wagner.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-seventh Day and recommend that the same be corrected as follows:

Page 10, line 3, correct spelling of word "motion."

Page 11, line 35, strike out the words "not to be" and insert in lieu thereof "be not."

Page 12, line 23, strike out the word "to."

Page 12, line 37, same correction.

Page 13, line 9, same correction.

Page 13, line 18, correct spelling of words "committee and on."

Page 23, correct spacing in line 29.

Page 28, line 25, strike out the words "First and Second" and insert in lieu thereof "Third."

Page 32, show "Helbling" voting in the affirmative instead of being absent, and correct totals on the vote.

Page 34, line 27, change name "La Crane" to "La Brave."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Mr. Shurr presented a communication from Sheriff J. C. Miller of Bottineau urging his support of House Bill No. 125 creating a Bureau of Criminal Apprehension and Identification.

Mr. Aljets present a similar one from Sheriff A. F. Belcher of Fessenden.

Attorney General Morris presented a third from Sheriff L. V. Duncanson of Mott.

These were read and referred to the Committee on State Affairs.

Mr. Dickerson presented a telegram from the recorder of Sherwood Lodge A.O.U.W. urging his support on House Bills Nos. 81, 139 and 140.

This was read and referred to the Committee on Insurance.

A petition from 23 citizens of Upham and Bantry urging passage of House Bill No. 106, was read and referred to the Committee on Temperance.

Petitions from 113 signers of Nelson county urging passage of Senate Bill No. 4 were read and referred to the Committee on Live Stock.

Messrs. Thatcher and Svingen presented petitions from the Bottineau Bachelor's Club urging their support of a measure to relieve bachelors from school taxation and the Widow's Pension Fund.

Read and referred to the Committee on Public Safety on motion of Mr. Twichell.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws

of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Also,

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

#### REPORT OF THE COMMITTEE ON DELAYED BILLS

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bills be introduced:

House Bill presented by Delayed Bills Committee.

And we recommend that the following bills be not introduced:

House Bill presented by Representative R. A. Johnson.

House Bill presented by Representative Jardine.

House Bill presented by R. A. Johnson.

House Bill presented by O. E. Erickson.

House Bill presented by R. A. Johnson.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

Mr. Lynch moved that House Rule No. 25 on page 12 of the 1929 Book of Rules be amended by inserting commas after the word "bill" in line 4 and at end of the word "Constitution" on line 5.

Which motion prevailed and the rule was so amended.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the Compiled Laws of the State of North Dakota for the year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1 of the printed bill, after line 3, of Section one, strike out the remainder of the bill and insert in lieu thereof, the following:

Section 1456. Joint Maintenance by County and State.) After the establishment of such a school, the maintenance thereof shall be borne jointly by such county and the State, as hereinafter provided. The Board of County Commissioners is hereby empowered and directed, annually, to levy and spread upon the tax roll a sum sufficient to pay the county's share of the cost of maintenance. The State's share of such maintenance shall be five thousand dollars annually up to the first 150 students; an additional one thousand dollars for each additional 100 students, or major fraction thereof, above the first 150 as determined by the latest annual report to the State Superintendent of Public Instruction. The State's share of such maintenance shall not exceed seven thousand dollars in any one year. It is the intent of this act that a sum at least equal to the state's share shall be levied and paid by the county, but this shall not prevent the county from levying a greater sum for maintenance, if deemed necessary.

Be it further provided, that the Board of County Commissioners may from time to time levy and spread upon the tax roll such additional sums of money for the purchase, erection

and construction of additional buildings and improvements, or for the purchase of equipment, but levies for such purposes shall not exceed the sum of five thousand dollars in any one year, without first having been submitted to a vote of the electors of such county as provided in Section 1455. Unused portions of the equipment fund may be transferred to a building fund or to a real estate fund by the Board of County Commissioners upon the recommendation of the board of trustees of the county agricultural and training school. The board of trustees of the county agricultural and training school shall charge and collect tuition for all students from outside the county at the annual rate of fifty-four dollars, collectible in the same manner as provided by Section 1438a3 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota. Provided, further, that no state appropriation shall be available until the State Superintendent of Public Instruction shall determine that above tuition has been collected.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the engrossed bill, under the division entitled "NEW BUILDINGS" add to item 2, after the word "Home", the words "and all connections."

D. L. PETERS,  
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Have had the same under consideration and recommend that the same do pass.

EINAR MUUS,  
Chairman.

Mr. Muus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of such Contracts, and Validating Existing Contracts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of the printed bill, Section 2 after the word "of", insert the following: "Not to exceed ten."

In line 9 of the printed bill, Section 2 after the word "gas" strike out the period, insert a semi-colon and add the following: "Providing that nothing herein contained shall be construed to deprive the Board of Railroad Commissioners of any of its existing regulatory powers with reference to such contract rates."

In line 8 of the title after the first word "contracts" insert a period and strike out the remainder of the line.

Strike out sections four, five and six.

EINAR MUUS,  
Chairman.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs, to whom was referred:

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Have had the same under consideration and recommend that the same do pass.

KARL H. BRUNSDALE,  
Chairman.

Mr. Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Sections 5059 and 5062, Compiled Laws of 1913, Relating to Fraternal Benefit Societies.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the figures and word "5059 and", and change the word "Sections" to read "Section."

In line 1 of Section 1 make the same amendments.

Strike out all of the bill on page 1 from and including line 3 down to and including line 11.

In line 14, page 2, strike out the following "or endowment".

In line 28 of the printed bill after the word "issued" strike out the comma and the remainder of the sentence down to and including the word "certificate" in line 30, and insert a period.

In line 42 after the word "may" insert the following: "in addition to those benefits provided in subsection 1 of Section 5062 issue endowment certificates and".

In line 2 of the title and in line 1 of the bill after the word "of" insert the following "North Dakota for."

C. VERNON FREEMAN,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Have had the same under consideration and recommend that the same be amended as follows:

On page 5, line 101 of the printed bill change the figures "585.00" to "600.00" and the figures "1950.00" to "2000.00."

C. VERNON FREEMAN,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5663, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 155. A Bill for an Act Requiring a Surplus of \$100,000 as a Condition to Admission of Foreign Mutual Insurance Companies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:



House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 7, of the printed bill after the word paying, insert the words "the same,"

Section 1, line 8, strike out the word "the" where it appears immediately preceding the word person and insert in lieu thereof the word "such."

Section 1, line 17, page 2 of the printed bill change the word "receipt" to "receipts".

Section 1, line 19, page 2, after the word "county" insert a "comma".

Section 1, line 20, page 2 after the word "taxes" insert a "comma".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair As-

sociation Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 30 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

Change the figures "30" in the title of the printed bill and where it appears twice in the body of the bill to "10".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Have had the same under consideration and recommend that the same be amended as follows:

In the last line of the original bill, strike out the word "has" and insert the word "have".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. McCay moved as a substitute motion that House Bill No. 186 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Have had the same under consideration and recommend that the same be amended as follows:

At the beginning of line 1 of the original bill, strike out the abbreviation and figure 1 "Par. 1." preceding the word "AMENDMENT" and insert in lieu thereof "Section 1".

Section 2 of the original bill strike out the word and figure "Par. 2." preceding the word "AMENDMENT" and insert in lieu thereof the word and figure "Section 2".

Section 1, line 24, page 2 of the printed bill, insert a "comma" after the word "assistance".

Section 1, line 19 of the printed bill, insert a "comma" after the word "Acts".

Section 2, line 10 of the printed bill insert a "comma" after the word "Engineer".

Section 2, line 18 of the printed bill insert a "comma" after the word "Engineer".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the

**Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.**

Have had the same under consideration and recommend that the same do pass.

**J. A. JARDINE,**  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Appropriations made the following report:

Mr. Speaker: A Majority of Your Committee on Appropriations to whom was referred:

House Bill No. 164. A Bill For an Act to Provide Additional Compensation to Reimburse Members of the Twenty-first Legislative Assembly for Legitimate Expenses Incurred in the Discharge of Their Duties in Connection with Committee work.

Have had the same under consideration and recommend that the same go to General Orders.

**H. M. HENRICKSON,**  
**C. H. OPDAHL,**  
**H. F. BÜTT,**  
**O. C. ANDERSON,**  
**C. SAX,**  
**J. H. BURKHART,**  
**A. J. RULON,**  
**W. A. HAUSMANN.**

A Minority of the Committee on Appropriations made the following report:

Mr. Speaker: A Minority of your Committee on Appropriations to whom was referred:

House Bill No. 164. A Bill For an Act to Provide Additional Compensation to Reimburse Members of the Twenty-first Legislative Assembly for Legitimate Expenses Incurred in the Discharge of Their Duties in Connection with Committee work.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**D. L. PETERS,**  
**R. C. MONTGOMERY,**  
**JOHN HALCROW,**  
**E. E. VEITCH,**  
**F. PAUL SMITH,**  
**IRA J. WILSON,**  
**R. E. HAMILTON,**

Mr. Peters moved that the report be adopted.

Mr. Thatcher moved as a substitute motion that the report of the majority of the committee be adopted.

Mr. Lynch moved as an amendment to Mr. Thatcher's substitute motion that House Bill No. 164 be referred to the Attorney General for an opinion as to its constitutionality.

Mr. Thatcher withdrew his motion.

The question being upon Mr. Lynch's motion the question was put and the motion was lost.

Mr. Erickson moved as a substitute motion that the report of the majority of the committee on House Bill No. 164 be adopted.

Which motion prevailed.

The Conference Committee made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Have had the same under consideration and recommend that the House recede from its amendment by which the words "one hundred" were stricken out of line 15 on page 2 of the engrossed bill, and the word "eighty" inserted in lieu thereof.

That the House also recede from its amendment by which the words "or personal property" were inserted in line 35 of the printed bill, which is line 20 on page 2 of the engrossed bill.

That the Senate concur on all the other House amendments.

J. K. BROSTUEN,  
J. P. POUPORE,  
JOSEPH FORBES,  
For the Senate,  
D. L. PETERS,  
KARL H. BRUNSDALE,  
R. A. OWINGS,  
For the House,

Mr. Peters moved that the report be adopted.

Mr. McManus moved as a substitute motion that the re-

port of the Conference Committee on Senate Bill No. 78 be not accepted.

Which motion prevailed.

Mr. Twichell then moved that a new Conference Committee be appointed on Senate Bill No. 78.

Which motion prevailed, and the Speaker appointed as such committee Messrs. McGauvran, McManus and Turner.

Mr. Standley moved that the absent member be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Which was read the first and second times and referred to the Committee on Education.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North

Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 78.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 89, Senators Forbes, Hamilton and Erickson.

Very respectfully,

F. E. TUNELL,  
Secretary.



## MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

**Mr. President:** I have the honor to return herewith the following bill:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

**Mr. President:** I have the honor to return herewith the following bill:

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

**Mr. President:** I have the honor to return herewith the following bills:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
February 15, 1929.

Mr. President: I have the honor to transmit herewith following bill:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. President: I have the honor to inform you that the House rejected the report of the Conference Committee on Senate Bill No. 78, and the Speaker has appointed as a new Conference Committee, Representatives Turner, McGauvran, and McManus.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Rulon
Bubel	Johnson, Trail	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Turner
Fettig	Lynch	Twichell
Flom	McColl	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Watt
Gilchrist	McGauvran	Wedel
Halcrow	McManus	Wentz
Hamilton	Martin	Westford
Hanson	Mau	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes	Olafson	
Hoffman	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Asasberry	Gibbens	Twete
Bittner	Miller	Wagner
Brunsdale	Montgomery	
Erickson, Benson	Pfenning	

So the bill passed and the title was agreed to.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled

Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Boe	Isaak	Plath, John, Cass
Bohnsack	Iverson	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Sax
Burkhart	Johnson, Traill	Schultz
Burns	Johnson, Ward	Shurr
Butt	Kapfer	Smith
Carlson	Keierleber	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dillard	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Turner
Fettig	Lynch	Twete
Flom	McColl	Twichell
Freeman	McDowall	Van Berkum
Frojen	McGauvran	Veitch
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Kneeland	Montgomery
Bittner	McCay	Wagner
Erickson, Benson	Miller	Wentz

So the bill passed and the title was agreed to.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

Mr. Wigen asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Wigen then offered the following amendment: In line 5 of the printed bill change the word "the" to "this."

Which amendment was adopted.

Mr. Wigen then moved that the rules be suspended and House Bill No. 174 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 98; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Owings
Boe	Iverson	Place
Bohnsack	Jardine	Plath, John, Cass
Brown	Johnston	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Cox	Kraft	Steedsman
Dickerson	Larson	Steen
Dilland	Larvick	Thatcher
Dolwig	Lavik	Thompson
Dyer	Lee	Treffry
Erickson, Kidder	Lembcke	Truener
Fettig	Levin	Twete
Flom	Lindgren	Twichell
Freeman	McColl	Van Berkorn
Frojen	McDowall	Veitch
Gibbens	McGarrigan	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Westford

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hamilton	Mau	Wigen
Hanson	Miller	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carter	Shurr	Swendseid
Peters	Svingen	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Isaak	Montgomery
Bittner	Lynch	Wagner
Craig	McCay	Wentz
<b>Erickson, Benson</b>		

So the bill passed and the title was agreed to.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carter	Kneeland	Smith
Carlson	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Steen

Messrs.	Messrs.	Messrs.
Dickerson	Lavik	Svingen
Dillard	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry
Fettig	Lynch	Turner
Flom	McColl	Twete
Freeman	McDowall	Twichell
Frojen	McGauvran	Van Berkorn
Gibbens	McManus	Veitch
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Erickson, Benson	Wagner
Burkhart	McCay	

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 66; nays, 40; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Northridge
Amsberry	Hermes	Olafson
Anderson	Holthusen	Olson, Hettinger
Bell	Indergaard	Opdahl
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Kapfer	Standley
Burkhart	Kneeland	Steen
Burns	Kraft	Svingen
Butt	Larson	Thatcher

Messrs.	Messrs.	Messrs.
Carlson	Larvick	Treffry
Craig	Lavik	Turner
Dickerson	McColl	Twete
Dillard	McDowall	Twichell
Erickson, Kidder	McGauvran	Veitch
Flom	McManus	Wedel
Freeman	Martin	Wentz
Frojen	Mau	Westford
Gibbens	Miller	Wigen
Hamilton	Morgan	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Ward	Rulon
Bubel	Keierleber	Sax
Carter	Lee	Schultz
Cox	Lembcke	Shurr
Dolwig	Levin	Smith
Dyer	Lindgren	Steedsman
Fettig	Lynch	Swendseid
Gilchrist	Montgomery	Thompson
Halcrow	Muus	Van Berkorn
Hanson	Oberg	Watt
Henderson	Olson, Burleigh	Wilson
Henrickson	Owings	Worner
Hoffman	Peters	Mr. Speaker
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Horner	McCay
Erickson, Benson	Johnson, Nelson	Wagner
Helbling		

So the bill passed and the title was agreed to.

Mr. Steen moved that the vote by which House Bill No. 179 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 66; nays, 43; absent and not voting, 4.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Bell	Hoffman	Opdahl
Bishop	Holthusen	Peters
Bittner	Horner	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Smith
Burns	Kapfer	Standley
Carter	Keierleber	Steedsman
Cox	Kneeland	Thompson
Dolwig	Larvick	Turner
Fettig	Lynch	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Gibbens	Mau	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Oberg
Anderson	Isaak	Owings
Anfinson	Johnson, Nelson	Place
Burkhart	Kraft	Sax
Butt	Larson	Shurr
Carlson	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dillard	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Kidder	McColl	Twete
Frojen	McManus	Van Berkom
Gilchrist	Martin	Worner
Hanson	Morgan	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Miller	Wagner
McCay		

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Cox moved that the vote by which House Bill No. 183 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 72; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Olafson
Bishop	Holthusen	Olson, Burleigh
Bittner	Horner	Olson, Hettinger
Boe	Isaak	Opdahl
Bohnsack	Iverson	Peters
Brown	Jardine	Plath, John, Cass
Brunsdale	Johnston	Plath, Wm., Cass
Bubel	Johnson, Nelson	Pfenning
Burns	Johnson, Traill	Rulon
Carter	Johnson, Ward	Smith
Cox	Kneeland	Standley
Dickerson	Larvick	Steedsman
Dolwig	Lee	Thompson
Fettig	Lynch	Turner
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gibbens	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hausmann	Morgan	Wigen
Heibling	Muus	Wilson
Henderson	Northridge	Worner
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Place
Amsberry	Indergaard	Sax
Anderson	Kapfer	Schultz
Anfinson	Keierleber	Shurr
Burkhart	Kraft	Steen
Butt	Larson	Svingen
Carlson	Lavik	Swendseid
Craig	Lembcke	Thatcher
Dillard	Levin	Treffry
Dyer	Lindgren	Twete
Erickson, Kidder	McColl	Van Berkom
Gilchrist	Martin	Young
Hanson	Owings	



appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 52. A Bill For an Act to Amend and Re-

enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Also,

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Very truly yours,

GEO. F. SHAFER,  
Governor.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a of the Supplement to the Compiled Laws for the Year 1913.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report

the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

And the Speaker signed the same in the presence of the House.

A return was made to the Seventh Order of Business.

Mr. Bohnsack offered the following motion:

Mr. Speaker:

At this time I am moved by the profoundest feeling of sorrow and regret at the passing of E. Y. Sarles, former governor of this great state of North Dakota. E. Y. Sarles served this state in an eminent, energetic, and conscientious way during the years of 1905 and 1906. His death, though long expected, comes as a great shock to the people of this state. A faithful public servant and an outstanding citizen has passed on.

Out of respect for him, I move you, Mr. Speaker, that this House recess, to reconvene in ten minutes, and that proper arrangements be made for a memorial service to be held in his honor at a later date, in joint session of both houses of the Legislature.

I further move that a committee of three be appointed to meet with a like committee from the Senate to arrange for such memorial service.

Which motion prevailed and the Speaker announced that the same committee previously appointed for the memorial services of Ex-Governor Sorlie and legislators deceased in the legislative interim of this and the 1927 session would act as the committee for memorial services for Ex-Governor Sarles.

Pursuant to Mr. Bohnsack's motion, the House stands recessed.

The House re-assembled, pursuant to recess taken.

**FIRST AND SECOND READING OF SENATE BILLS**

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

### GENERAL ORDERS

Mr. Aljets moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Aljets to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

And recommend the adoption of the Standing Committee's amendments as follows:

In section 3, line 5, of the printed bill, strike out the word "controlling" and insert in lieu thereof the word "storing."

Also,

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, and or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the Title, line 2 correct spelling of the word "magistrates."

In line 3 of the Title correct spelling of the word, "enforce."

Section 1, line 3, strike out the word, "whatsoever."

Section 1, lines 3 and 4, strike out the word, "whatsoever."

Section 3, line 3, strike out the word, "whatsoever."

Strike out Section 4 in its entirety.



In line one one page two, insert the following before the word, EMERGENCY, "Section 4" and strike out the word, "CLAUSE." In line three of the emergency clause, page two strike out the word "and", and insert the word, "an" in lieu thereof.

And additional amendments:

In line 4, of the title of the printed bill strike out the word "and" and in line 2, section 2, strike out the letters "ly" in the word "absolutely." And further amend the Standing Committees report by striking out the following: In line 7 change the word "one" to "eleven."

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

And recommend the adoption of the standing committee's amendments as follows:

Section 2, page 2, line 3 of the original bill, change the spelling of the word "forman" to "foreman."

Section 3, line 1, of the original bill change the spelling of the word "forman" to "foreman."

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk and Milk Products at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of section 3 of the printed bill.

GEO. ALJETS.  
Chairman.

Mr. Turner moved that the report of the Committee of the Whole be adopted.

Which motion prevailed, and the report of the Committee was adopted.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendments to Senate Bills Nos. 38, 49, 50, 51 and 52.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota  
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 78, Senators Brostuen, Eastgate and Patten.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 15, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "D" which the Senate has adopted, also that the President has appointed as a committee on this Resolution, Senators Patterson, Brunsdale and Forbes.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Concurrent Resolution "D" was read and on motion of Mr. Peters was adopted.

The Speaker announced as such committee to act with a like committee of the Senate, Messrs. Johnson of Traill, and Kneeland and Mrs. Craig.

Mr. Twichell moved that when the House has completed its days' business it recess until 1:00 p. m., the following day.

Which motion prevailed.

Mr. Butt requested a return to the Seventh Order of Business. Which request was granted.

Mr. Butt then moved that the Speaker appoint a committee of two to get an opinion on House Bill No. 164 from the Attorney General.

Which motion prevailed and the Speaker appointed as such committee Messrs. Butt and Muus.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to Mr. Burton Dickinson, Mount Vernon, New York; John Sacl, Valley City;

Sam Frank, Fred Rau, Sheridan County; J. G. McClintock and C. E. Hale, Rugby; Gilbert Jesson, Edenberg, N. D.; Joe Runck, Casselton; L. F. Lesmeister, Rugby; Miss Gertrude Lowe, Fargo; Mr. and Mrs. Geo. Lewis, Moffit; Wm. J. Hoskins, Rolla; J. E. Hendrickson, Fargo; W. A. McIntyre, Grand Forks; Ernest A. Bohrer, Krem; Chas. F. Streich, Maxbass; Mrs. Emma Nagle, Jamestown; Albert Larvick, Temvik; Al. T. Severs, Fargo; M. A. Hoghaug, Devils Lake; Geo. E. Meyers, Hillsboro; R. A. Lathrop, Hope.

Pursuant to Mr. Twichell's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

THIRTY-NINTH DAY AFTER RECESS AND THE  
FORTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1929.

The House assembled at 1:30 P. M. pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Kneeland moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Kneeland to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the Compiled Laws of the State of North Dakota for the year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 1 of the printed bill, after line 3, of Section one, strike out the remainder of the bill and insert in lieu thereof, the following:

Section 1456. Joint Maintenance by County and State.) After the establishment of such a school, the maintenance thereof shall be borne jointly by such county and the state,

as hereinafter provided. The Board of County Commissioners is hereby empowered and directed, annually, to levy and spread upon the tax roll a sum sufficient to pay the county's share of the cost of maintenance. The State's share of such maintenance shall be five thousand dollars annually up to the first 150 students; an additional one thousand dollars for each additional 100 students, or major fraction thereof, above the first 150 as determined by the latest annual report to the State Superintendent of Public Instruction. The State's share of such maintenance shall not exceed seven thousand dollars in any one year. It is the intent of this act that a sum at least equal to the state's share shall be levied and paid by the county, but this shall not prevent the county from levying a greater sum for maintenance, if deemed necessary.

Be it further provided, that the Board of County Commissioners may from time to time levy and spread upon the tax roll such additional sums of money for the purchase, erection and construction of additional buildings and improvements, or for the purchase of equipment, but levies for such purposes shall not exceed the sum of five thousand dollars in any one year, without first having been submitted to a vote of the electors of such county as provided in Section 1455. Unused portions of the equipment fund may be transferred to a building fund or to a real estate fund by the Board of County Commissioners upon the recommendation of the board of trustees of the county agricultural and training school. The board of trustees of the county agricultural and training school shall charge and collect tuition for all students from outside the county at the annual rate of fifty-four dollars, collectible in the same manner as provided by Section 1438a3 of the Supplement to the 1913 Compiled Laws of North Dakota. Provided, further, that no state appropriation shall be available until the State Superintendent of Public Instruction shall determine that above tuition has been collected.

And the additional amendments:

In line 1 of the title strike out the word "of" and insert the words "of the 1925 Supplement to"; and the same amendment in line 1, section 1.

And to further amend the amendment of the standing committee by striking out the figure "1925" of the amendment as printed in the Journal in the 4th line from the bottom.

Also,

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of such Contracts, and Validating Existing Contracts.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 7 of the printed bill, Section 2 after the word "of" insert the following: "Not to exceed ten."

In line 9 of the printed bill, Section 2 after the word "gas" strike out the period, insert a semi-colon and add the following: "Providing that nothing herein contained shall be construed to deprive the Board of Railroad Commissioners of any of its existing regulatory powers with reference to such contract rates."

In line 8 of the title after the first word "contracts" insert a period and strike out the remainder of the line.

Strike out sections four, five and six.

Also,

House Bill No. 81. A Bill For an Act to Amend and Re-enact Sections 5059 and 5062, Compiled Laws of 1913, Relating to Fraternal Benefit Societies.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of the bill strike out the figures and word "5059 and", and change the word "Sections" to read "Section."

In line 1 of Section 1 make the same amendments.

Strike out all of the bill on page 1 from and including line 3 down to and including line 11.

In line 14, page 2, strike out the following "or endowment".

In line 28 of the printed bill after the word "issued" strike out the comma and the remainder of the sentence down to and including the word "certificate" in line 30, and insert a period.

In line 42 after the word "may" insert the following: "in addition to those benefits provided in subsection 1 of Section 5062 issue endowment certificates and".

In line 2 of the title and in line 1 of the bill after the word "of" insert the following "North Dakota for".

Also,

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 5, line 101 of the printed bill change the figures "585.00" to "600.00" and the figures "1950.00" to "2000.00."

Also,

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 7, of the printed bill after the word paying, insert the words "the same,"

Section 1, line 8, strike out the word "the" where it appears immediately preceding the word person and insert in lieu thereof the word "such".

Section 1, line 17, page 2 of the printed bill change the word "receipt" to "receipts".

Section 1, line 18, page 2, after the word "county" insert a "comma".

Section 1, line 20, page 2 after the word "taxes" insert a "comma".

Also,

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 30 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

Change the figures "30" in the title of the printed bill and where it appears twice in the body of the bill to "10".

And the additional amendments:

Change the report of the standing committee by striking out the figure "10" where it appears in the title and bill and insert the figure "15" in lieu thereof.

Section 1, line 8, strike out the "period" after the word "Fair" and insert a "comma" in lieu thereof and add the following: "or during the time of holding such fair or exposition. Provided, however, any such out door, circus or carnival, may be held at the time and place of holding any such

fair or exposition, with the consent of the officials of such fair or exposition, or with their consent, may be held in connection with such fair or exposition."

Section 1, line 16, page 2, change the "period" after the word "fair" to a "comma" and add the following: "except as hereinbefore provided".

Also,

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the last line of the original bill, strike out the word "has" and insert the word "have".

Also,

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

And recommend the adoption of the standing committee's amendments as follows:

At the beginning of line 1 of the original bill, strike out the abbreviation and figure 1 "Par. 1." preceding the word "AMENDMENT" and insert in lieu thereof "Section 1."

Section 2 of the original bill strike out the word and figure "Par. 2." preceding the word "AMENDMENT" and insert in lieu thereof the word and figure "Section 2."

Section 1, line 24, page 2 of the printed bill, insert a "comma" after the word "assistance".

Section 1, line 19 of the printed bill, insert a "comma" after the word "Acts".

Section 2, line 10 of the printed bill insert a "comma" after the word "Engineer".

And the additional amendments:

Amend the report of the standing committee's amendments by changing the word "Acts" to "Act" in line ten. Also, amend the title by striking out the comma after "8240" and insert the words "of the". Also in line 2, Section 1 of the



bill make the same correction. Also in line 6, Section 1, insert the letters "ly" following the word "technical".

Also,

House Bill No. 164. A Bill For an Act to Provide Additional Compensation to Reimburse Members of the Twenty-first Legislative Assembly for Legitimate Expenses Incurred in the Discharge of Their Duties in Connection with Committee work.

And recommend that the bill be indefinitely postponed.

Also,

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1 of the engrossed bill, under the division entitled "NEW BUILDINGS" add to item 2, after the word "Home", the words "and all connections."

F. G. KNEELAND,  
Chairman.

Mr Freeman moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report of the Committee was adopted.

A return was made to the Seventh Order of Business.

Mr. Thompson then moved that further action on House Bill Nos. 81, 139 and 140 be deferred until the following Tuesday, February 19.

Which motion prevailed.

Mr. Rulon requested an extension of time on House Bill No. 126.

Which request was granted.

Mr. McCoy moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FORTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1929.

The House was called to order promptly at 2:00 p. m., Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg.

## ROLL CALL

All members present except Mr. Wagner.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day and recommend that the same be corrected as follows:

Page 4, line 13 change word "rules" to "rule."

Page 9, line 42, correct the spelling of word "Carnival."

Page 14, correct the spacing in line 42.

Page 30, line 42 correct the spelling of word "interim."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Petitions urging legislation prohibiting the sale of malt products for alcoholic purposes were presented by:

Mr. Halcrow from the pastor of the Milnor M. E. Church, and a second from the Ladies' Aid of the First Baptist Church of Bismarck.

These were read and referred to the Committee on Temperance.

A petition from J. P. Ensrud of Osago Local No. 165 of Pekin, urging support of Senate Bill No. 59, with some minor changes, was presented by Mr. J. G. Johnson.

This was read and referred to the Committee on State Affairs.

Mr. Northridge presented a communication from Valley City Lodge No. 89 A. O. U. W. urging his support of House Bills Nos. 81, 139 and 140.

A similar one from the clerk of Camp No. 10089 M. W. A. of Wilton, was also received.

These were read and referred to the Committee on Insurance.

A letter from the Attorney General presenting endorsement by 31 states' Attorneys of House Bill No. 125 was presented by Mr. Horner.

This was read and referred to the Committee on State Affairs.

Communications urging an appropriation to carry on a campaign of public safety education were presented by:

Fifty-one members of the Woman's Club of Lidgerwood.

The Woman's Club of Devils Lake.

The Monday club of Dickinson.

The Hope Woman's Club of Hope.

The Ray Study Club of Ray.

The Woman's Century Club of Devils Lake.

Members of the Sons of Norway lodge of Devils Lake.

The Woman's Literary Club of Wahpeton.

The Wyndmere Civic Club of Wyndmere.

All were referred to the Committee on Public Safety.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Con-

struction Work and Providing a Penalty for Failure to Comply with Law.

Also,

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, and or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk and Milk Products at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the printed bill after the word "fish", insert the words "from any waters in this state except the Missouri River."

C. A. MILLER,  
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Com-

piled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 16 of the printed bill after the word "warrants," insert the words "or any one authorized by them to receive application."

C. A. MILLER,  
Chairman.

The Committee on Live Stock made the following report:

Mr. Speaker: Your Committee on Live Stock to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595 and 2606 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marking and Branding of Animals and Poultry, and Collection of Fees Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In title on first line after the figure "2595" strike out the word "and," in lieu thereof insert a "comma"; after the figure "2606" insert the words "and 9992"; after the word "therefore" in the last line, strike out the period and in lieu thereof insert a semi-colon and insert the following: "and providing penalties for unlawfully branding or stealing animals or poultry."

In line 2 of the title strike out the word "for" and insert the word "of."

In line 17, Section 1, of the printed bill after the word "or" insert "stenciling or tatooing or."

After Section 2 add the following:

Section 3. AMENDMENT.) That Section 9992 of the Compiled Laws of North Dakota of the year 1913, be amended and re-enacted to read as follows:

"Section 9992. UNLAWFULLY BRANDING OR STEALING STOCK OR POULTRY. Every person who wilfully and unlawfully marks, brands, kills or sells, or causes to be marked, branded, killed or sold, any horse, mule, cow, calf or other neat cattle, or any sheep or swine, or poultry, the property of another, is guilty of a felony, and upon conviction thereof, is punishable by imprisonment in the penitentiary for not less than one and not exceeding 5 years, or by fine of not less than five hundred dollars and not exceeding one thousand dollars, or by both. Every person who commits

grand larceny of any livestock or poultry above specified, the property of another, shall, upon conviction thereof, be punished by imprisonment in the penitentiary not less than one and not exceeding ten years, or by a fine of not less than five hundred dollars, and not exceeding one thousand dollars, or by both such fine and imprisonment.

On the printed bill substitute: "Sec. 4" for "Sec. 3."

A. N. FLOM,  
Chairman.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

On line 17, of page 2, of the printed bill, after the word "of" strike out the word "two" and insert the word "one."

On lines 31 and 32 of Page 2 of the printed bill strike out the words: "The levy herein authorized is in addition to any sums heretofore levied under said chapter" and insert the following in lieu thereof: "The total levy authorized to be made under the provisions of this act and under the provisions of Section 2071c1 of the Supplements to the Compiled Laws of 1913 and Chapter 117 of the Session Laws of North Dakota of the year 1927, shall in no event exceed four mills upon the taxable property of the county. Provided farther that where a suitable memorial or other suitable recognition has been made, no further levy is authorized."

J. A. JARDINE,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same be amended as in a previous report.

And when so amended recommend the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Appropriations made the following report:

Mr. Speaker: A Majority of your Committee on Appropriations to whom was referred:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,  
F. PAUL SMITH,  
R. E. HAMILTON,  
MINNIE D. CRAIG,  
O. C. ANDERSON,  
R. C. MONTGOMERY,  
J. H. BURKHART,  
IRA J. WILSON,  
H. M. HENRICKSON,  
JAMES McMANUS,  
A. J. RULON.

A Minority of the Committee on Appropriations made the following report:

Mr. Speaker: A Minority of your Committee on Appropriations to whom was referred:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Have had the same under consideration and recommend that the same do pass.

J. M. THOMPSON,  
JOHN HALCROW,  
H. F. BUTT.

Mr. Peters moved that the majority report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF COMMITTEE ON DELAYED BILLS

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bills be introduced:

House Bill presented by Committee on Delayed Bills.

House Bill presented by Committee on Delayed Bills.

House Bill presented by Committee on Education.

House Bill presented by Committee on State Affairs.

House Bill presented by Roy Gibbens.

House Bill presented by Committee on Delayed Bills.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

#### REPORT OF SELECT COMMITTEE

Mr. Olafson reported that the committee appointed to meet with a like committee of the Senate in regard to a Joint Memorial Session had met and chosen February 22nd, 3:00 p. m., as the time for the memorial session.

The Conference Committee made the following report:



Mr. President: Your Conference Committee to whom was referred:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Have had the same under consideration and recommend that the Senate recede from its amendment, that such amendment be withdrawn and cancelled; and that the Bill as amended by the House do pass.

For the Senate:

JOSEPH G. FORBES,  
P. J. MURPHY,  
P. O. SATHRE.

For the House:

J. K. OLAFSON,  
GORDON COX,  
W. J. GILCHRIST.

Mr. Olafson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twete moved that the absent member be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 218. A Bill For an Act to Provide for the Distribution of the Avails of Life Insurance made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting such Avails from the Debts of the Decedent.

Which was read the first and second times and referred to the Committee on Insurance.

The Committee on Education introduced:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Which was read the first and second times and referred to the Committee on Education.

The Committee on State Affairs introduced:

House Bill No. 220. A Bill For an Act to Prohibit the sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution: To Prohibit the Advertising of any Dairy Product so Produced,

as Being the Product of Any Such Institution: To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, under the Age of 16 Years.

Which was read the first and second times and referred to the Committee on State Affairs.

Also;

House Bill No. 221. A Bill For an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Gibbens introduced:

House Bill No. 222. A Bill For an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

Which was read the first and second times and referred to the Committee on Judiciary.

The Committee on Delayed Bills introduced:

House Bill No. 223. A Bill For an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Which was read the first and second times and referred to the Committee on State Affairs.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee report on House Bill No. 2.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. President: I have the honor to inform you that the House has adopted Senate Concurrent Resolution "D" and the Speaker has appointed as a committee to act with a like committee of the Senate, Representatives Johnson of Traill, Kneeland and Mrs. Craig.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

## MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

## THIRD READING OF HOUSE BILLS

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 93; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Kapfer	Sax
Bubel	Kneeland	Schultz
Burkhart	Kraft	Shurr
Burns	Larson	Steedsman
Butt	Larvick	Steen
Carlson	Lavik	Swendseid
Carter	Lee	Thatcher
Cox	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twichell
Erickson, Benson	McCay	Van Berkom
Fettig	McDowall	Watt
Flom	McGauvran	Wedel
Freeman	McManus	Wentz
Frojen	Mau	Westford
Halcrow	Miller	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Hanson	Owings
Gilchrist	Henrickson	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	Johnson, Ward	Standley
Erickson, Kidder	McColl	Svingen
Gibbens	Martin	Veitch
Hamilton	Northridge	Wagner
Keierleber	Smith	

So the bill passed and the title was agreed to.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Meas-

ures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Was read the third time.

Mr. Bubel asked unanimous consent to amend the bill.

Which consent was given.

Mr. Bubel offered the following amendments:

In lines 2 and 4, Section 2 of the printed bill, strike out the word "agents" and insert the words "expert scaleman" in lieu thereof.

Which amendments were adopted.

Mr. Twichell moved that the rules be suspended and that House Bill No. 170 be considered properly re-engrossed and placed and third reading and final passage.

Mr. Burkhart moved as a substitute motion that House Bill No. 170 be re-referred to the committee on State Affairs.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 64; nays, 46; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Hettinger
Bittner	Holthusen	Peters
Boe	Horner	Plath, John, Cass
Bohnsack	Isaak	Plath, Wm., Cass
Brown	Iverson	Pfenning
Brunsdale	Jardine	Rulon
Bubel	Johnston	Smith
Burns	Johnson, Nelson	Standley
Carlson	Johnson, Traill	Steedsman
Cox	Johnson, Ward	Steen
Dickerson	Kapfer	Thompson
Dolwig	Keierleber	Turner
Erickson, Benson	Kneeland	Twichell
Fettig	Larvick	Veitch
Flom	McGauvran	Watt
Freeman	Miller	Wedel
Gibbens	Montgomery	Wentz
Halcrow	Muus	Westford
Hamilton	Northridge	Wigen
Hausmann	Olafson	Wilson
Helbling	Olson, Burleigh	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Morgan
Amsberry	Indergaard	Opdahl
Anderson	Kraft	Owings
Anfinson	Larson	Place
Bishop	Lavik	Sax
Burkhart	Lembcke	Schultz
Butt	Levin	Shurr
Carter	Lindgren	Svingen
Craig	Lynch	Swendseid
Dillard	McColl	Thatcher
Dyer	McCay	Treffry
Erickson, Kidder	McDowall	Twete
Frojen	McManus	Van Berkom
Gilchrist	Martin	Worner
Hanson	Mau	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lee	Oberg	Wagner

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Jardine moved that the vote by which House Bill No. 170 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

A return was made to the Seventh Order of Business.

Mr. Twichell then moved that a committee of three be appointed to escort a representation of the Boy Scouts to the rostrum.

Which motion prevailed and the Speaker appointed as such committee Representatives Turner, Amsberry and Halcrow.

Eagle Scout Lloyd Murphy, and Star Speaker, Robert Hoskins, were escorted to the rostrum.

Robert Hoskins thanked the Speaker for his interest in Scout work, and in token of the same Lloyd Murphy presented him with a copy of the "Handbook for Boys"—Boy Scouts of America.

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investi-

gating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Erickson, Kidder	McColl	Twete
Fettig	McCay	Twichell
Freeman	McDowall	Van Berkom
Frojen	McGauvran	Veitch
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Lee	Wagner
Flom	Standley	

So the bill passed and the title was agreed to.



House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 68; nays, 35; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Olson, Hettinger
Anfinson	Indergaard	Peters
Bell	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Smith
Brunsdale	Kneeland	Standley
Burns	Larvick	Steedsman
Butt	Lynch	Steen
Carter	McCay	Svingen
Cox	McDowall	Thompson
Dolwig	McGauvran	Turner
Fettig	McManus	Twichell
Freeman	Martin	Veitch
Gibbens	Mau	Watt
Halcrow	Miller	Wedel
Hausmann	Montgomery	Wentz
Helbling	Morgan	Westford
Henderson	Muus	Wilson
Hermes	Northridge	Young
Hoffman	Olafson	Mr. Speaker
Holthusen	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Opdahl
Anderson	Henrickson	Owings
Bubel	Isaak	Place
Burkhart	Kapfer	Sax
Craig	Kraft	Schultz
Dickerson	Larson	Shurr
Dillard	Lavik	Swendseid
Dyer	Lembcke	Thatcher
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Frojen	McColl	Van Berkom
Gilchrist	Oberg	

Absent and not voting:

Bishop	Johnson, Nelson	Wagner
Carlson	Keierleber	Wigen
Flom	Lee	Worner
Hamilton		

So the bill passed and the title was agreed to and the emergency clause declared lost.

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called, and there were ayes, 72; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Northridge
Amsberry	Horner	Oberg
Anderson	Isaak	Olson, Burleigh
Anfinson	Johnston	Opdahl
Bell	Johnson, Trail	Owings
Bohnsack	Johnson, Ward	Place
Brown	Kapfer	Plath, John, Cass
Brunsdale	Keierleber	Plath, Wm., Cass
Bubel	Kneeland	Sax
Burkhart	Kraft	Schultz
Burns	Larson	Smith
Butt	Larvick	Standley
Carlson	Lavik	Steen
Cox	Lembcke	Svingen
Craig	Levin	Swendseid
Dickerson	Lindgren	Thatcher
Dilland	Lynch	Treffry
Dolwig	McCull	Twete
Dyer	McCay	Twichell
Erickson, Benson	McDowall	Van Berkom
Erickson, Kidder	McManus	Watt
Freeman	Mau	Wedel
Halcrow	Morgan	Wilson
Hanson	Muus	Young

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Hermes	Pfenning
Boe	Hoffman	Rulon
Carter	Indergaard	Shurr
Fettig	Iverson	Steadsman

Frojen	Jardine	Thompson
Gibbens	Johnson, Nelson	Turner
Gilchrist	McGauvran	Veitch
Hamilton	Miller	Wentz
Hausmann	Montgomery	Westford
Helbling	Olafson	Wigen
Henderson	Olson, Hettinger	Worner
Henrickson	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Mes.srs.
Bishop	Lee	Wagner
Flom	Martin	

So the bill passed and the title was agreed to.

A return was made to the Twelfth Order of Business for the purpose of introducing a resolution.

The resolution was received and read by the clerk.

Mr. Carl Johnson moved that the resolution be adopted by a rising vote and that it be printed in the Journal.

Which motion prevailed.

#### CONCURRENT RESOLUTION

Whereas, It has been the will of an all-wise Providence to call to his final reward the Honorable E. Y. Sarles, former Governor of the State of North Dakota; and

Whereas, It is fitting and proper that this State should in some appropriate manner pay due respect to the memory of said honored citizen:

Now, Therefore, It Is Hereby Resolved by the Senate of the State of North Dakota, the House of Representatives concurring:

That, the Honorable O. J. Sorlie and the Honorable Theodore Kaldor, former Senator from the Eighth Legislative District, be designated to represent the State of North Dakota at the funeral and to convey to the members of the family of the departed the great sorrow of the people of North Dakota for them in their bereavement, and that a copy of this resolution be forthwith transmitted to the Honorable Theodore Kaldor for presentation to the family.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Was read the third time.

Mr. Twichell requested unanimous consent to offer an amendment.

Which consent was granted.

Mr. Twichell then offered the following amendment:

In line 1, section 1, strike out everything after the words and figures "That Section 3" and add the following "That Section 3, Chapter 155 of the Session Laws of North Dakota of the year 1927 is hereby amended and re-enacted to read as follows:"

In line 1, section 2, change the amendment clause "That Section 7, Chapter 155 of the Session Laws of North Dakota of the year 1927 is hereby amended and re-enacted to read as follows."

Which amendments were adopted.

Mr. Twichell then moved that the rules be suspended and House Bill No. 131 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Thatcher
Craig	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McCoff	Twichell
Fettig	McDowall	Van Berkom

Messrs.	Messrs.	Messrs.
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gibbens	Mau	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan -	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olson, Burleigh	Mr. Speaker
Hermes	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.
Amsberry	Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dilland	Lee	Olafson
Flom	McCay	Swendseid
Helbling	Martin	Wagner
Jardine		

So the bill passed and the title was agreed to.

Mr. Butt moved that the House do now recess for five minutes.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, and or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings

Messrs.	Messrs.	Messrs.
Bell	Indergaard	Peters
Bishop	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lembcke	Swendseid
Dilland	Levin	Thompson
Dolwig	Lynch	Treffry
Dyer	McCull	Turner
Erickson, Benson	McDowall	Twete
Erickson, Kidder	McGauvran	Twichell
Fettig	McManus	Van Berkom
Freeman	Martin	Veitch
Gibbens	Mau	Watt
Gilchrist	Miller	Wedel
Hamilton	Morgan	Wentz
Hanson	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Oberg	Wilson
Henderson	Olafson	Young*
Henrickson	Olson, Burleigh	Mr. Speaker
Hermes		

## Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Johnson, Traill	Montgomery
Bittner	Johnson, Ward	Shurr
Dickerson	Lee	Thatcher
Flom	Lindgren	Wagner
Frojen	McCay	Worner
Halcrow		

So the bill passed and the title was agreed to. Emergency clause declared carried.

A return was made to the Sixth Order of Business.

Mr. Speaker:

Your Special Committee appointed to confer with the Attorney General and obtain an Opinion from him as to the constitutionality of House Bill No. 164, wish to report that such conference has been held and Opinion obtained, which opinion is herewith submitted.

H. F. BUTT,  
EINAR MUUS.

Mr. Butt moved the adoption of the report and that the committee be discharged.

Mr. Peters moved that the opinion be printed in the Journal.

Which motion prevailed.

Office of Attorney General,  
Bismarck, North Dakota,  
February 16, 1929.

Hon. Einar Muus,  
Hon. Herman Butt,  
House of Representatives,  
Bismarck, North Dakota.

Gentlemen:

#### OPINION

I am replying to your inquiry of February 16th, which is as follows:

"We have been authorized by the House of Representatives to request your opinion as to whether or not House Bill No. 164, being an act to provide additional compensation to reimburse members of the 21st Legislative Assembly for legitimate expenses incurred in the discharge of their work, if passed, be constitutional."

A study of House Bill No. 164 discloses that it provides for the payment of \$2.00 per day to the members of the Legislative Assembly "for the purpose of reimbursing the members of the 21st Legislative Assembly for legitimate expenses incurred in the discharge of their duties on committee work." The two outstanding features of the Bill are, first—It attempts to reimburse members for expenses connected with their work on committees and second, it applies only to members of the 21st Legislative Assembly and is not, therefore, a general law which would operate in favor of future Legislative Assemblies.

Section 45 of the Constitution of the State of North Dakota reads as follows:

"Each member of the Legislative Assembly shall receive as a compensation for his services for each session, \$5.00 per day, and ten cents for every mile of necessary travel in going and returning from the place of meeting of the Legislative Assembly on the most usual route."

This provision of the Constitution definitely prescribes a limit for the compensation of members of the Legislative Assembly.

It is evident to anyone having knowledge of the functions of the Legislature and its committees that there is little or

no expense incurred by the members in performing their duties on committee work.

The Legislature has no right to appropriate a sum and make an allowance which would be greatly in excess of the expenses that it was ostensibly designed to cover.

I am, therefore, of the opinion that House Bill No. 164 (despite the language used in the act) provides compensation to members of the Legislative Assembly over and above the amount prescribed by Section 45 of the Constitution of the State of North Dakota, and that House Bill No. 164 is, therefore, unconstitutional.

Yours very truly,

JAMES MORRIS,  
Attorney General.

Mr. Wigen moved that House Bill No. 144 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk and Milk Products at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Was read the third time.

Mr. Twete asked unanimous consent to amend the bill. Which consent was granted.

Mr. Twete then offered the following amendment:

In the printed bill, in line 1 of the title and in line 3, of the printed bill strike out the words "and milk products" and insert in lieu thereof "or cream or butterfat."

Which amendments were adopted.

Mr. Freeman then moved that the rules be suspended and House Bill No. 188 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 53; nays, 55, absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Northridge
Anderson	Hermes	Oberg



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Holthusen	Olson, Burleigh
Bell	Herner	Olson, Hettinger
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Schultz
Boe	Jardine	Shurr
Brown	Johnston	Thatcher
Bubel	Johnson, Ward	Thompson
Burns	Kapfer	Turner
Cox	Keierleber	Twete
Dickerson	Kneeland	Watt
Dolwig	Kraft	Wentz
Erickson, Benson	Larson	Westford
Erickson, Kidder	McDowall	Wigen
Fettig	McGauvran	Wilson
Freeman	McManus	Young
Gibbens	Miller	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Indergaard	Peters
Bohnsack	Johnson, Nelson	Place
Brunsdale	Johnson, Traill	Plath, Wm., Cass
Burkhart	Larvick	Pfenning
Butt	Lavik	Rulon
Carlson	Lembcke	Sax
Carter	Levin	Smith
Craig	Lindgren	Standley
Dillard	Lynch	Steedsman
Dyer	<b>McColl</b>	Steen
Frojen	Martin	Svingen
Halcrow	Mau	Swendseid
Hamilton	Montgomery	Treffry
Hanson	Morgan	Twichell
Hausmann	Muus	Van Berkorn
Helbling	Olafson	Veitch
Henderson	Opdahl	Worner
Henrickson	Owings	Mr. Speaker
Hoffman		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Flom	McCay	Wedel
Lee	Wagner	

So the bill failed of passage.

Mr. Twichell gave notice of his intention to move for a re-consideration of the vote by which this bill was lost, on the next legislative day.

Mr. Erickson of Kidder moved that further consideration of House Bill No. 125 be indefinitely postponed.

Roll call demanded and granted.

Mr. Erickson withdrew his motion.

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Assistant Superintendents of such Bureau; Defining their Powers and Duties; Defining the Duties of Sheriffs, Constables, Marshals and Other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of Such Bureau and Declaring an Emergency.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 52; nays, 56; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Peters
Bell	Hoffman	Plath, John, Cass
Bishop	Horner	Plath, Wm., Cass
Boe	Indergaard	Pfenning
Bohnsack	Iverson	Rulon
Brown	Jardine	Smith
Brunsdale	Johnston	Standley
Burns	Johnson, Nelson	Steedsman
Cox	Johnson, Traill	Thompson
Dolwig	Johnson, Ward	Turner
Erickson, Benson	Kneeland	Twichell
Fettig	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Westford
Gibbens	Olafson	Wigen
Gilchrist	Olson, Burleigh	Wilson
Halcrow	Olson, Hettinger	Mr. Speaker
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	
Amsberry	Holthusen	Northridge
Anderson	Isaak	Oberg
Anfinson	Kapfer	Opdahl
Bittner	Keierleber	Owings
Bubel	Kraft	Place
Burkhart	Larson	Sax
Butt	Larvick	Schultz
Carter	Lavik	Shurr
Carlson	Lembcke	Steen
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	Lynch	Thatcher
Dyer	McColl	Treffry
Erickson, Kidder	McDowall	Twete

Messrs.	Messrs.	Messrs.
Hanson	McGauvran	Van Berkom
Hausmann	McManus	Wentz
Helbling	Martin	Worner
Henrickson	Mau	Young
Hermes	Morgan	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	McCay	Wedel
Lee	Wagner	

So the bill failed of passage.

Mr. Erickson moved that the vote by which House Bill No. 125 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. President: I have the honor to inform you that the House has adopted Senate Concurrent Resolution "E" and return same herewith.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Joint Committee report on Senate Concurrent Resolution "D" and transmit herewith Senate Concurrent Resolution "E" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has adopted the report of the Conference Committee on House Bill No. 2.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Mau moved that the House do now recess until 1:00 p. m., Monday.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: John Kehoe, Cando; Clyde Duffy, Devils Lake; Ed Szaskoskie, Selfridge; W. A. Lardlaw, Minneapolis, Minn.; L. N. Bergan, Leith; Robert Hoskins, Lloyd Murphy, Bismarck; Granison Thorpe, Mandan; J. J. Weeks and A. Berthiaume and S. M. Nichol, Bottineau.

Pursuant to Mr. Mau's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FORTIETH DAY AFTER RECESS AND FORTY-SECOND  
DAY

House of Representatives,  
Bismarck, North Dakota,  
February 18, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Brunsdale moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Brunsdale to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, line 16 of the printed bill after the word "wardens," insert the words "or any one authorized by them to receive application."

Also,

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595 and 2606 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marking and Branding of Animals and Poultry, and Collection of Fees Therefor.

And recommend the adoption of the Standing Committee's Amendments as follows:

In title on first line after the figures "2595" strike out the word "and" in lieu thereof insert a "comma"; after the figure "2606" insert the words "and 9992"; after the word "therefore" in the last line, strike out the period and in lieu thereof insert a semi-colon and insert the following: "and providing penalties for unlawfully branding or stealing animals or poultry."

In line 2 of the title strike out the word "for" and insert the word "of".

In line 17, Section 1, of the printed bill after the word "or" insert "stenciling or tatooing, or".

After Section 2 add the following:

Section 3. AMENDMENT.) That Section 9992 of the Compiled Laws of North Dakota of the year 1913, be amended and re-enacted to read as follows:

"Section 9992. UNLAWFULLY BRANDING OR STEALING STOCK OR POULTRY. Every person who wilfully and unlawfully marks, brands, kills or sells, or causes to be marked, branded, killed or sold, any horse, mule, cow, calf or other neat cattle, or any sheep or swine, or poultry, the property of another, is guilty of a felony, and upon conviction thereof, is punishable by imprisonment in the penitentiary for not less than one and not exceeding 5 years, or by fine of not less than five hundred dollars and not exceeding one thousand dollars, or by both. Every person who commits grand larceny of any livestock or poultry above specified, the property of another, shall, upon conviction thereof, be punished by imprisonment in the penitentiary not less than one and not exceeding ten years, or by a fine of not less than five hundred dollars, and not exceeding one thousand dollars, or by both such fine and imprisonment.

On the printed bill substitute: "Sec. 4" for "Sec. 3."

And additional amendments.

In the first line of the title strike out the word and figure "and 2606," all of section 2, and renumber Section 3 to read "Section 2" and renumber Section 4 to read "Section 3."

Also,

House Bill No. 107. A Bill For an Act Amending and

Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

And recommend the adoption of the Standing Committee's amendments.

On line 17, of page 2, of the printed bill, after the word "of" strike out the word "two" and insert the word "one."

On lines 31 and 32 of Page 2 of the printed bill strike out the words: "The levy herein authorized is in addition to any sums heretofore levied under said chapter" and insert the following in lieu thereof: "The total levy authorized to be made under the provisions of this act and under the provisions of Section 2071c1 of the Supplements to the Compiled Laws of 1913 and Chapter 117 of the Session Laws of North Dakota of the year 1927, shall in no event exceed four mills upon the taxable property of the county. Provided farther that where a suitable memorial or other suitable recognition has been made, no further levy is authorized."

And additional amendments.

Amend the amendment of the Standing Committee by changing the word "Supplements" to "Supplement" in line 8, and in line 11 change the word "farther" to "further." Also in line 17 of the printed bill change the word "mills" to "mill".

KARL H. BRUNSDALE,  
Chairman.

Mr. Turner moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report of the committee was adopted.

Mr. Turner moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FORTY-SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
February 18, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

## ROLL CALL

All members present except Messrs. Lee, Erickson of Benson and Wagner.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day after recess and Fortieth day and find the same correct.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A resolution from the Agricultural Economic Conference at Lakota urging free return fare for single car shippers, reduction of minimum weight of single deck car shipments of sheep, an adequate dog law, and a license for poultry dealers was read and referred to the Committee on State Affairs.

Resolutions opposing House Bills Nos. 81, 139 and 140 from Camp No. 1642, M. W. A. of Hankinson, and Camp No. 2386, M. W. A. Cando, were presented by Messrs. Morgan and Gibbens.

One urging support of the same bills was presented by Mr. Treffry from Sheyenne Lodge No. 33 A. O. U. W.

A third petition, protesting passage of House Bills Nos. 81, 139 and 140 from the Glasston Camp No. 2841, M. W. A., was presented by Mr. Halcrow.

Read and referred to the Committee on Insurance.

Petitions favoring legislation prohibiting the sale of malt products for alcoholic purposes were presented by:

Mr. Halcrow, from 54 citizens of Fordville; also one from 49 citizens of Towner.

Read and referred to the Committee on Temperance.

Mr. Dyer presented a resolution from the P. T. A. of Beach favoring passage of Senate Bill No. 162.

Read and referred to the Committee on Education.

## REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:



Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Quali-

fications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved the adoption of this report.

Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. J. A. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 106. A Bill For an Act to Regulate the Sale of Malt Sugar, Malt Extract, and Malt Syrup and to Prevent the Use of the Same in the Manufacture of Intoxicating Liquor and to Prescribe Regulations Therefor.

Have had the same under consideration and recommend that the same do pass.

JOHN HALCROW,  
Chairman.

Mr. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 197. A Bill For an Act Entitled: "An Act for the Licensing of Drivers of Motor Vehicles; Persons Exempted; When the License is Suspended or Revoked; Persons Ineligible for Licensure; Possession of License Card; Recording of Licenses Issued, Suspended or Revoked; Expense Records; Providing for Collection and Distribution of Fees; Prescribing Penalties."

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 205. A Bill For an Act Prohibiting the Employment of a Married Woman in Any Public Office in the State of North Dakota, Whose Husband is Able-bodied and Able to Earn a Living Wage, and Providing a Penalty Therefor.

Have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. Bubel offered as a substitute motion that House Bill No. 205 be recommended for passage.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Live Stock made the following report:

Mr. Speaker: A Majority of your Committee on Live Stock to whom was referred:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing

**Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.**

Have had the same under consideration and recommend that the same be indefinitely postponed.

The Minority of the Committee on Live Stock made the following report:

Mr. Speaker: The Minority of your Committee on Live Stock to whom was referred:

**Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With This Act.**

Have had the same under consideration and recommend that the same be placed in General Orders.

J. K. OLAFSON,  
 WM. L. PLATH,  
 I. W. STANDLEY,  
 M. A. ERICKSON,  
 KNUTE BOE,  
 ANTON LARSON,  
 A. N. FLOM.

A. N. FLOM,  
 Chairman.

Mrs. Craig moved that the Minority report on Senate Bill No. 4 be adopted.

Which motion prevailed and the bill was placed in General Orders.

**REPORT OF SELECT COMMITTEE**

Mr. Speaker: Your Conference Committee, to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the Senate concur in the House amendments to said Bill and further recommend that the Bill be amended as follows:

On first line of page 2, of the engrossed bill, place a “;” after the word “incurred” and add the following:

“provided, however, that a member of the Budget Board, not a member of the succeeding Legislature, shall receive for his services during the Legislative Session the same com-

pensation as that paid to the members of the Legislative Assembly."

For the Senate:  
 WM. WATT,  
 J. P. CAIN,  
 E. H. BRANT.

For the House:  
 H. F. BUTT,  
 W. A. HAUSMANN,  
 A. J. RULON.

Mr. Rulon moved that the House accept the amendments of the Conference Committee on Senate Bill No. 63.

Which motion prevailed and the Conference Committee report was adopted.

Mr. Peters moved that the rules be suspended and Senate Bill No. 63 be placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board. of Tax Sale Certificates on State Lands.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 9; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larvick	Steedsman
Craig	Lavik	Svingen

Messrs.	Messrs.	Messrs.
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Fettig	McColl	Turner
Flom	McCay	Twete
Freeman	McDowall	Twichell
Frojen	McGauvran	Van Berkom
Gibbens	McManus	Veitch
Gilchrist	Martin	Watt
Halerow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes		

Passed:  
Peters

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Erickson, Kidder	Steen
Cox	Larson	Wagner
Erickson, Benson	Lee	Worner

So the bill passed and the title was agreed to.

Mr. Peters desired to pass on this roll call as he is interested in the bill.

#### REPORT OF COMMITTEE ON DELAYED BILLS

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bills be introduced:

House Bill presented by Committee on Delayed Bills.

House Bill presented by Representative Kneeland.

House Bill presented by Committee on Delayed Bills.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

Mr. Henrickson moved that the absent members be excused.

Which motion prevailed.

Mr. Twichell moved that the vote by which House Bill No. 188 was lost on the last legislative day be reconsidered.

Which motion prevailed.



Mr. Twichell then moved that House Bill No. 188 be referred to General Orders.

Which motion prevailed.

Mr. Twichell further moved that the vote by which House Bill No. 198 was passed be reconsidered.

Which motion prevailed.

Mr. Twichell then moved that House Bill No. 198 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

Mr. Cox moved that Senate Bill No. 109 be re-referred to the Committee on Game and Fish.

Which motion prevailed and the bill was recalled from the Committee on Judiciary and referred to that on Game and Fish.

Mr. Brunsdale moved that the House do now recess for ten minutes in respect to Ex-Governor E. Y. Sarles.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

Mr. Butt moved that the House do now recess, subject to the call of the Speaker, so that the Third House might at this time perfect its organization and present its program.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken and the Speaker announced that the House would be on the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 5 of the printed bill, after the word "EXCEPTIONS" strike out the words "No Common".

Strike out all of lines 6, 7, 8, 9, and all of line 10 up to the word "to" and insert in lieu thereof the following "No common carrier subject to the provisions of this article shall directly or indirectly issue or give any free ticket, free pass or free transportation for passengers except to its employees, and their families, its officers, bona fide agents, surgeons, physicians, attorneys at law, and their families;"

Change the title of the bill by adding after the word "of" in line 2 the following "North Dakota for".

Line 2 of Section 1 after the word "of" and before the figures "1913" insert "North Dakota for".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Have had the same under consideration and recommend that the same be amended as follows:

After the enacting clause add the following:

Section 1, that Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 be enacted to read as follows:

Section 1, line 25, change the word "net" to "not".

Section 1, line 10 of the printed bill change the word "mixing" to "mix".

Line 16 of the printed bill strike out the words "all samples" and insert in lieu thereof "every such container of every sample."

Lines 44 and 45 change the words and figures "One Hundred Dollars (\$100.00)" to "Fifty (\$50.00) dollars".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, line 3, strike out the words "or gravel surface".

Section 2, line 4, strike out the words "by force account" and insert in lieu thereof the words "or gravel any road".

Section 2, line 5, insert a "comma" after the word "dangerous".

Section 2, line 6, insert a "comma" after the word "board".

Section 2, line 7, strike out the word "thereof".

Section 2, line 8, insert a "comma" after the word "work".

Section 2, line 8, strike out the words "at the places hereinafore" and insert in lieu thereof the word "as".

Section 3, line 3, insert a "comma" after the word "bridge".

Section 3, line 4, insert a "comma" after the word "provided".

Section 3, line 6, after the word "or" insert the word "by".

L. L. TWICHELL,  
Chairman.

#### FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Which was read the first and second times and referred to the Committee on Judiciary.

Mr. Kneeland introduced:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Judiciary.

The Committee on Delayed Bills introduced:

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and Maintenance of a Community Building as a Memorial to Those who Lost Their Lives in Service to Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which Have Heretofore Been Levied or May Hereafter Be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Which was read the first and second times and referred to the Committee on Judiciary.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling,

Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Opera-

tions for the Purpose of Testing and Examining the Well. Penalty.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 63.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 18, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

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House Chamber,  
Bismarck, North Dakota,  
February 18, 1929.

**Mr. President:** I have the honor to transmit herewith the following bills:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

House Bill No. 131. A Bill For an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota of the Year 1927.

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Which the House has passed and your favorable considerations is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

## THIRD READING OF HOUSE BILLS

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Opdahl
Amsberry	Indergaard	Owings
Anderson	Iverson	Peters
Anfinson	Jardine	Place
Bell	Johnston	Plath, John, Cass
Bishop	Johnson, Nelson	Plath, Wm., Cass
Bittner	Johnson, Traill	Pfenning
Boe	Johnson, Ward	Rulon
Bohnsack	Kapfer	Sax
Brown	Kneeland	Schultz
Brunsdale	Kraft	Shurr
Burkhart	Larson	Smith
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lembcke	Svingen
Cox	Levin	Swendseid
Craig	Lindgren	Thatcher
Dilland	McColl	Thompson
Dolwig	McCay	Treffry
Dyer	McDowall	Turner
Erickson, Kidder	McGauvran	Twete
Fettig	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Mau	Veitch
Gibbens	Miller	Watt
Gilchrist	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hanson	Northridge	Wigen
Hausmann	Oberg	Wilson
Helbling	Olafson	Worner
Henderson	Olson, Burleigh	Young
Henrickson	Olson, Hettinger	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Isaak	Lynch
Holthusen	Keierleber	Steen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Flom	Lee
Dickerson	Hermes	Wagner
Erickson, Benson		

So the bill passed and the title was agreed to.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Olson, Hettinger
Anderson	Indergaard	Opdahl
Anfinson	Isaak	Owings
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Rulon
Brunsdale	Keierleber	Sax
Bubel	Kneeland	Schultz
Burkhart	Kraft	Shurr
Burns	Larson	Smith
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Cox	Lembcke	Steen
Dolwig	Levin	Svingen
Dyer	Lindgren	Swendseid
Erickson, Kidder	Lynch	Thatcher
Fettig	McColl	Thompson
Freeman	McCay	Treffry
Frojen	McDowall	Turner
Gibbens	McGauvran	Twete
Gilchrist	McManus	Twichell
Halcrow	Martin	Van Berkom
Hamilton	Mau	Veitch
Hanson	Miller	Watt
Hausmann	Montgomery	Wedel



Messrs.	Messrs.	Messrs.
Helbling	Morgan	Wentz
Henderson	Muus	Westford
Henrickson	Northridge	Wilson
Hermes	Oberg	Worner
Hoffman	Olafson	Young
Holthusen	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.  
Amsberry

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Erickson, Benson	Lee
Craig	Flom	Wagner
Dickerson	Johnston	Wigen
Dilland		

So the bill passed and the title was agreed to.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher

Messrs.	Messrs.	Messrs.
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Twichell
Flom	McGauvran	Van Berkom
Freeman	McManus	Veitch
Frojen	Mau	Watt
Gibbens	Miller	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Ward	Martin
Erickson, Benson	Lee	Wagner
Johnston		

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Was read the third time.

Mr. Freeman asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Freeman then offered the following amendments:

In line 2 of the title of the printed bill after the word "of" insert "North Dakota of the year." And in line 2, Section 1 make the same amendment.

Which amendments were adopted.

Mr. Freeman then moved that the rules be suspended and House Bill No. 176 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brunsdale	Johnston	Pfenning
Bubel	Johnson, Nelson	Rulon
Burkhardt	Johnson, Traill	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dillard	Lembcke	Thatcher
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McCay	Van Berkorn
Freeman	McDowall	Veitch
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	

Those voting in the negative were:

Messrs.  
Brown

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Martin	Wagner
Johnson, Ward	Standley	Wentz
Lee	Thompson	

So the bill passed and the title was agreed to.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Ed Will, Stanley; Hon. F. X. Wanner, Dickinson; Mrs. C. R. Shurr, Berthold;

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E. G. Larson, Valley City; S. H. Copenhaver, Carrington; A. S. Ward, Dickinson.

Mr. Bell moved that the House do now recess until 1:00 p. m., the following day.

Which motion prevailed and the House recessed.

C. R. VERRY,  
Chief Clerk.

FORTY-SECOND DAY AFTER RECESS AND  
FORTY-THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1929.

The House assembled pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Horner moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Horner to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

And refer the bill to the House and recommend that it be re-referred to the Committee on Game and Fish.

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

And refer the bill to the House and recommend that it be re-referred to the Committee on State Affairs.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 7, line 5 of the printed bill, after the word "EXCEPTIONS" strike out the words "No Common."

Strike out all of lines 6, 7, 8, 9, and all of line 10 up to the word "to" and insert in lieu thereof the following "No common carrier subject to the provisions of this article shall directly or indirectly issue or give any free ticket, free pass or free transportation for passengers except to its employees, and their families, its officers, bona fide agents, surgeons, physicians, attorneys at law, and their families;"

Change the title of the bill by adding after the word "of" in line 2 the following "North Dakota for."

Line 2 of Section 1 after the word "of" and before the figures "1913" insert "North Dakota for."

And additional amendments.

And amend the amendment of the Standing Committee by adding at end of line 7 "and watch inspectors."

Also,

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

And recommend the adoption of the Standing Committee's amendments as follows:

After the enacting clause add the following:

Section 1, that Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 be enacted to read as follows:

Section 1, line 25, change the word "net" to "not".

Section 1, line 10 of the printed bill change the word "mixing" to "mix."

Line 16 of the printed bill strike out the words "all sam-

ples" and insert in lieu thereof "every such container of every sample."

Lines 44 and 45 change the words and figures "One Hundred Dollars (\$100.00)" to "Fifty (\$50.00) dollars."

And additional amendments.

In line 3 of the Committee report following the word "be" insert the words "amended and re-". And further amend the committee report by inserting the word "Amendment" before the word "That" in line 2.

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 2, line 3, strike out the words "or gravel surface."

Section 2, line 4, strike out the words "by force account" and insert in lieu thereof the words "or gravel any road."

Section 2, line 5, insert a "comma" after the word "dangerous."

Section 2, line 6, insert a "comma" after the word "board."

Section 2, line 7, strike out the word "thereof."

Section 2, line 8, insert a "comma" after the word "work."

Section 2, line 8, strike out the words "at the places hereinbefore" and insert in lieu thereof the word "as."

Section 3, line 3, insert a "comma" after the word "bridge."

Section 3, line 4, insert a "comma" after the word "provided."

Section 3, line 6, after the word "or" insert the word "by."

H. F. HORNER,  
Chairman.

Mr. Lynch moved that the report of the Committee of the Whole, with the exception of House Bill No. 138, be adopted.

Which motion prevailed.

Mr. Jardine moved that the amendment by the Committee

of the Whole on House Bill No. 138 with respect to watch inspectors be stricken out.

Which motion prevailed.

Mr. Jardine then moved that House Bill No. 138 be recommended for third reading and final passage.

Mr. O. E. Erickson offered as a substitute motion that further consideration of House Bill No. 138 be indefinitely postponed.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Rulon moved that House Bill No. 188 be re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

Mr. Jardine moved that House Bill No. 121 be re-referred to the Committee on Game and Fish.

Which motion prevailed and the bill was so re-referred.

Mr. Wiggen moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FORTY-THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. A. J. Malmquist.

#### ROLL CALL

All members present except Mr. Peters|

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day after Recess and Forty-second day and recommend that the same be corrected as follows:



Page 5, line 15, from bottom of page correct spelling of the word "Carnival."

Page 19, show "Larvick" as voting "aye" in place of absent and not voting.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Mr. Steedsman presented a petition from 26 citizens of Gilby protesting against the sale of malt products for alcoholic purposes.

A similar one from members of the Scandinavian M. E. Church of Valley City was presented by Mr. Horner.

These were read and referred to the Committee on Temperance.

Messrs. Peters and Fettig presented a resolution from Camp No. 4025, M. W. A. of Rugby, protesting passage of House Bills Nos. 81, 139 and 140.

A similar one from Camp No. 7788, M. W. A. of Hunter, was presented by Mr. Smith.

A third, from Camp No. 12695, M. W. A. of Dwight, was presented by Mr. Worner.

These were read and referred to the Committee on Insurance.

A telegram urging passage of House Bills Nos. 81, 139, and 140 from A. O. U. W. Lodge No. 109 of La Moure was presented by Mr. Stgen.

This also was referred to the Committee on Insurance.

A resolution from the Grand Forks County Economic Conference urging free return fare for single car shippers.

A license for dealers in potatoes, a bounty on crows to check their menace to poultry raising, and a method for publishing statistics on the poultry industry in the state was read and referred to the Committee on Agriculture.

Mr. Wilson presented a petition from the P. T. A. of Beach favoring passage of Senate Bill No. 162.

Read and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Also,

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Also,

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the

State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Also,

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Also,

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Also,

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Were delivered to the Governor for his approval at the hour of 10:55 o'clock, February 19, 1929.

E. E. VEITCH,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 175. A Bill For an Act to Prohibit the Local Sales of Dairy and Vegetable Products by the State Penitentiary and the State Training School and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Have had the same under reconsideration and recommend that the same be amended as follows:

Section 1, lines 4 and 5 strike out the following "the state grain laboratory at Grand Forks or other" and insert in lieu thereof the word "any".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 203. A Bill For an Act Providing that the Question of Operating and Conducting Moving Picture Shows in any County in the State of North Dakota on the First Day of the Week, Shall Upon Petition of a Certain Percentage of the Electors Therein, be Submitted to the Electors Thereof, For Decision; Providing the Form of Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting upon the Question, it Shall Hereafter be Lawful to Operate and Conduct Moving Picture Shows on Said Day.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands, and Application for Acquisition of Land.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleo-margarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

Have had the same under consideration and recommend that the same be amended as follows:

Line 2 of Section 3 of the original bill insert a "comma" after the word "institution" and insert the following "other than the state penitentiary,"

L. L. TWICHELL,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 104. A Bill For an Act to Appropriate the Sum of One Hundred Thousand Dollars (\$100,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Dunn County, North Dakota, at or near Elbowoods in McLean County, on State Highway Route No. 8, Under the Provisions of Section 1, Chapter 73 of the Session Laws of North Dakota for 1919 as Amended and Re-enacted by Chapter 161, Session Laws of 1927, and Authorizing and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOS. McGAUVAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 133. A Bill for an Act Relative to the Payment of Tuition for Attendance at the Model High School Operated and Maintained in Connection with the State University, and Repealing all Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 134. A Bill For an Act to Appropriate the Sum of \$33,078.70 out of the Hail Indemnity Tax Fund for the Purpose of Reimbursing the Various Permanent School and Institutional Funds of the State for Moneys Expended by the Board of University and School Lands for Hail Indemnity Taxes Paid on Lands Acquired by the State through Foreclosure Proceedings and Providing the Procedure to be Followed Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 122. A Bill For an Act to Appropriate the Sum of Twenty Thousand Dollars (\$20,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River at a Point in the Vicinity of Section 9, Township 136, Range 104 in the County of Slope, North Dakota as may be

more Particularly Determined by a Survey, Under the Provisions of Chapter 73 of the Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and Do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 111. A Bill For an Act to Appropriate the Sum of One Hundred Thousand (\$100,000.00) Dollars From any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Mercer County and McLean County, North Dakota, Under the Provisions of Chapter 73 of the Session Laws of the State of North Dakota for the year 1919, as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the year 1927, Out of Any Moneys in State Highway Fund under Paragraph 2a of Section 11 of Chapter 44 of the Laws of the Special Session of the 16th Legislative Assembly of the State of North Dakota for the Year 1919, and Acts Amendatory Thereto, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 63. A Bill For an Act to Appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) from Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Mercer County, North Dakota,

Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do All Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend South of the City of Garrison, McLean County, North Dakota; and Directing the State Highway Commission to Extend, Designate, Locate and Improve Necessary Roads Leading to Such Bridge Site.

**"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

"Section 1. There is hereby appropriated out of any moneys in the State Highway Fund, not otherwise appropriated, under Paragraph 2a of Section 11 of Chapter 44 of the Laws of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, for the year 1919, (Par. C. of Section 2976T15 of the 1925 Supplement to the Compiled Laws for the year 1913), the sum of Three Thousand Dollars (\$3,000.00), or so much thereof as may be necessary between the date of the passage and approval of this Act and June 30, 1931, inclusive, for the purpose of making a preliminary survey and sounding across the Missouri River between McLean County and Mercer County, on what is known as the Big Bend, South of the City of Garrison, McLean County, North Dakota, under the provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the year 1919, a amended and re-enacted by Chapter 161 of the Session Laws for 1927 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the year 1913).

"And, the State Highway Commission is hereby authorized and empowered to make such soundings and to have the same completed prior to January 1, 1931.

And, the State Highway Commission is further authorized and directed forthwith to extend, designate, locate and improve the necessary road or roads as part of the state highway system leading to such bridge site, as may be determined by such sounding, so that such bridge site shall be and constitute a part of the state highway system and shall be en-



titled to the allotment of Federal Aid in its construction, and shall take the necessary steps to have such roads leading to such bridge site incorporated in the Federal System of this state."

JOSEPH McGAUVRAN,  
Chairman.

A majority of the Committee on Highways and Bridges made the following report:

Mr. Speaker: A majority of your Committee on Highways and Bridges to whom was referred:

House Bill No. 61. A Bill For an Act to appropriate the Sum of One Hundred Thirty-Five Thousand Dollars (\$135,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between McLean County and Oliver County, North Dakota, on Site Which has been Sounded by the Highway Commission, Under Provisions of Chapter 73 of the Laws of North Dakota for the year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. E. VEITCH,  
J. T. FETTIG,  
E. P. BISHOP,  
H. G. KAPFER,  
T. M. BROWN,  
W. S. PLACE,  
EINAR MUUS,  
J. A. JARDINE,  
JOSEPH McGAUVRAN.

Mr. McGauvran moved that the report be adopted.

A minority of the Committee on Highways and Bridges made the following report:

Mr. Speaker: A minority of your Committee on Highways and Bridges to whom was referred:

House Bill No. 61. A Bill For an Act to appropriate the Sum of One Hundred Thirty-Five Thousand Dollars (\$135,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between McLean County and Oliver County, North Dakota, on Site Which has been Sounded by the Highway Commission, Under Provisions of Chapter 73 of the Laws of North Dakota for the year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of

1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same go to General Orders.

OSCAR S. OBERG,  
FRED J. SHURR,  
GEO. ALJETS,  
W. J. GILCHRIST,  
M. H. LYNCH,  
D. STEEDSMAN,  
J. M. THOMPSON.

Mr. Oberg moved as a substitute motion that the report of the minority on House Bill No. 61 be adopted instead of the majority report of the committee.

Which motion was lost.

The question being upon the original motion the question was put and the motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 101. A Bill For an Act to Amend and Re-enact Section 3725 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, line 3 of the title after the word "to" strike out the remainder of the title, and insert in lieu there-

of, "issue refunding special improvement warrants, and providing means for the payment thereof."

Also, in Section 1, page two, line 14, after the comma following the word, "in", strike out the remainder of the line, all of line 15, and all of line 16 to the semicolon, and insert in lieu thereof the following: "or by reassessment for deficiencies to be made and collected in the manner specified by Sections 3712 to 3739, both inclusive, Compiled Laws of 1913 and acts amendatory thereof and supplemental thereto; or by the temporary use of funds produced by tax levies provided for in Section 3716 of the Supplement to the Compiled Laws of 1913 as amended, such funds to be repaid by delinquent assessments as they are collected, provided, that whenever the governing body of any city or village shall determine to make such re-assessment the city auditor shall notify the chairman of the special assessment commission of the act of the governing body and shall certify to him the total amount necessary to be raised by such re-assessments, and the chairman of such commission shall thereupon proceed in the same manner as in the original assessment; provided further, that no lots or parcels of land shall be assessed for more than the benefits received from such improvements".

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 103. A Bill For an Act to Amend and Re-enact Section 3712 of the Compiled Laws of North Dakota for the year 1913, Providing for Reassessment in Certain Cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out after the words "A BILL" all of the printed bill and insert in lieu thereof the following:

"For an Act to Amend and Re-enact Section 3716 of the Supplement to the Compiled Laws of 1913.

**"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

"Section 1. AMENDMENT. That Section 3716 of the Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 3716. PAYMENT OF DEFICIENCIES. Whenever all special assessments collected for a specific improvement are insufficient to pay the special improvement warrants issued against such improvement with interest the city council or city commission, as the case may be, shall upon the maturity of the last special improvement warrant levy a tax upon all of the taxable property in the city for the payment of such deficiency; provided, that if at any time prior to the maturity of the last special improvement warrant a deficiency exists in such special improvement fund the city council, or city commission, as the case may be, may in its discretion levy a general tax upon all the taxable property in the city for the payment of such deficiency; provided further, that in case of a balance remaining unexpended in such special improvement fund it shall be paid over or transferred to the general funds of the municipality.

Section 2. Repeal. All acts or parts of acts in conflict with this act are hereby repealed."

GORDON V. COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant-State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 189. A Bill For an Act Amending and Re-enacting Section 9441 of the Compiled Laws of North Dakota for 1913, and Defining the Crime of Conspiracy to Commit a Felony and Providing Punishment Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, Section 1, line 9, strike out the words "two years" and insert in lieu thereof the words "one year".

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of the Year 1913 in regard to Evidence as to Statements and Transactions with Decedents.

Have had the same under consideration and recommend that the same be amended as follows:

In the written bill: In the title, lines 2 and 3, strike out the words, "1925 Supplement to the"

Also, after the enacting clause, in line 1, strike out the words, "1925 Supplement to the"

Also in subdivision 1. (one) at the end of line 8, strike out the comma.

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Have had the same under consideration and recommend that the same be amended as follows:

In the written bill:

Section 1, line 2, insert the word "or" between the words "title" and "interest".

Also, Section 1, line 3, insert a comma between the words, "title" and interest".

GORDON V. COX,  
Chairman.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of the bill add an "s" to the word "section".

Add the words "and 1045" after the figure "1045a".

Also in Section 2 add the letter "s" to the word "section" in line 1 of the engrossed bill, and in the same line after the figures "1045a" add the words "and 1045".

M. H. LYNCH,  
Chairman.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title of the printed bill strike out the words "North Dakota for the Year".

In line two, section one, strike out the words "North Dakota for the year".

In line 4, Section 5198, strike out the word "fund" and insert the word "funds".

In line 24, page 2, after the word "laws", insert "of any state".

Strike out lines 36 down to and including 42, being the Seventh Section, and insert in lieu thereof the following:

Seventh. In promissory notes, not to exceed 40% of the total deposits, due not more than one year from the date of the loan; provided that where there are securities pledged as collateral to loans, in which securities such corporation is by this chapter authorized to invest its funds, there may be loaned an amount not to exceed 80% of the value of such

pledged securities; but in no event more than 15% of the capital and surplus to any one person.

A. J. RULON,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word River in line 4 of the printed bill insert the words "at or near Fort Yates, North Dakota."

Strike out capital "B" in the word "between" on line four and insert small letter "b."

JOSEPH McGAUVRAN,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Have had the same under consideration and recommend that the same do pass.

A. J. RULON,  
Acting Chairman.

Mr. Rulon moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:



Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 37. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Have had the same under consideration and recommend that the same do pass.

A. J. RULON,  
Acting Chairman.

Mr. Rulon moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Have had the same under consideration and recommend that the same do pass.

A. J. RULON,  
Acting Chairman.

Mr. Rulon moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

**REPORT OF THE COMMITTEE ON DELAYED BILLS**

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bills be introduced:

House Bill presented by Committee on Delayed Bills.

House Bill presented by Representative R. A. Johnson.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

**REPORT OF SELECT COMMITTEE**

The Conference Committee on Senate Bill No. 9 made the following report:

Mr. President: Your Conference Committee on:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Have had the same under consideration and recommend that the Senate do concur in the House amendments to said Senate Bill No. 9.

For the Senate:

ALFRED STEEL,  
P. O. SATHRE,  
G. PATTERSON.

For the House:

Wm. A. THATCHER,  
F. G. KNEELAND,  
H. F. HORNER.

Mr. Thatcher moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Helbling moved that the absent member be excused.

Which motion prevailed.

**FIRST AND SECOND READING OF HOUSE BILLS**

Mr. R. A. Johnson introduced:

House Bill No. 227. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 9 and 18 of Chapter 101, of the Laws of North Dakota for 1927, Relating to the Barbers Examining

Board of the State of North Dakota; and to Provide for Said Board Adopting Rules and Regulations Relating to Sanitary Conditions in Barber Shops, Prohibiting the Operation of Barbering Upon Certain People and Regulating the Power of Said Board in Supervision of Barber Shops.

Which was read the first and second times and referred to the Committee on State Affairs.

The Committee on Delayed Bills introduced:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Which was read the first and second times and referred to the Committee on Judiciary.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
February 19, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 63.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 19, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the

State of North Dakota for the year 1919 and Acts Amenda-  
tory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 176. A Bill For an Act to Amend and Re-  
enact Section 2157 of the Compiled Laws of 1913 Relating to  
the Issuance of Tax Receipts and the Form Thereof.

Which the House has passed and your favorable consider-  
ation is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 19, 1929.

Mr. President: I have the honor to inform you that the  
House has adopted the report of the Conference Committee  
on Senate Bill No. 9.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 139. A Bill for an Act to Amend and Re-  
enact Section 5063, of the Compiled Laws of North Da-  
kota for 1913, Relating to Fraternal Benefit Societies.

Was read the third time.

Mr. Lynch moved that further consideration of House Bill  
No. 139 be indefinitely postponed.

Mr. Erickson offered as a substitute motion that Mr.  
Lynch's motion be laid on the table.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, the roll  
was called, and there were ayes, 62; nays, 48; absent and not  
voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Amsberry	Horner	Opdahl
Anfinson	Indergaard	Owings
Bishop	Iverson	Place
Brown	Jardine	Pfenning
Burkhart	Johnson, Traill	Rulon
Burns	Kapfer	Sax

Messrs.	Messrs.	Messrs.
Butt	Kneeland	Steen
Carter	Larson	Swingen
Cox	Lavik	Swendseid
Craig	Lee	Thompson
Dickerson	Lindgren	Treffry
Dilland	McColl	Turner
Dolwig	McManus	Twete
Dyer	Martin	Watt
Erickson, Benson	Mau	Wentz
Erickson, Kidder	Miller	Westford
Halcrow	Montgomery	Wigen
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Olson, Burleigh
Bell	Holthusen	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Johnston	Schultz
Bohnsack	Johnson, Nelson	Shurr
Brunsdale	Johnson, Ward	Smith
Bubel	Keierleber	Standley
Fettig	Kraft	Steedsman
Flom	Larvick	Thatcher
Freeman	Lembcke	Twichell
Frojen	Levin	Van Berkom
Gibbens	Lynch	Veitch
Gilchrist	McDowall	Wagner
Hamilton	McGauvran	Wedel
Helbling	Morgan	Wilson
Hermes	Oberg	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	McCay	Peters

So the bill passed and the title was agreed to.

Mr. Steen moved that the vote by which House Bill No. 139 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 57; nays, 52; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Amsberry	Indergaard	Owings
Anfinson	Isaak	Place
Bishop	Iverson	Rulon
Brown	Jardine	Sax
Burkhart	Johnson, Traill	Standley
Burns	Johnson, Ward	Steen
Butt	Larson	Svingen
Craig	Lee	Swendseid
Dickerson	Lindgren	Thompson
Dilland	<b>McColl</b>	Treffry
Dyer	McManus	Turner
Dolwig	Martin	Twete
Erickson, Benson	Miller	Twichell
Erickson, Kidder	Montgomery	Watt
Halerow	Muus	Wentz
Hanson	Northridge	Westford
Hausmann	Olafson	Wigen
Henderson	Olson, Hettinger	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Holthusen	Oberg
Bell	Horner	Olson, Burleigh
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Kapfer	Pfenning
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Carter	Larvick	Smith
Fettig	Lavik	Steedsman
Flom	Lembcke	Thatcher
Freeman	Levin	Van Berkom
Frojen	Lynch	Veitch
Gibbens	McCay	Wagner
Gilchrist	McDowall	Wedel
Hamilton	McGauvran	Wilson
Helbling	Mau	Worner
Hermes	Morgan	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Kraft	Peters
Cox		

So the bill passed and the title was agreed to.

Mrs. Craig moved that the vote by which House Bill No.

140 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays, 16; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Henrickson
Amsberry	Hoffman	Northridge
Anderson	Holthusen	Olafson
Anfinson	Horner	Olson, Burleigh
Bell	Indergaard	Olson, Hettinger
Bittner	Isaak	Opdahl
Boe	Iverson	Owings
Bohnsack	Jardine	Plath, John, Cass
Brown	Johnston	Plath, Wm., Cass
Bubel	Johnson, Nelson	Pfenning
Burkhart	Johnson, Traill	Rulon
Burns	Johnson, Ward	Sax
Butt	Kapfer	Schultz
Carter	Keierleber	Smith
Craig	Kneeland	Standley
Cox	Larson	Steedsman
Dickerson	Larvick	Steen
Dilland	Lavik	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McCull	Van Berkorn
Flom	McCay	Veitch
Freeman	McDowall	Watt
Frojen	McGauvran	Wentz
Gibbens	McManus	Westford
Gilchrist	Miller	Wigen
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Young
Hanson	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Lee	Svingen
Fettig	Lembcke	Thatcher

Messrs.	Messrs.	Messrs.
Hausmann	Martin	Twete
Helbling	Place	Wagner
Hermes	Shurr	Wedel
Kraft		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Oberg	Swendseid
Carlson	Peters	Worner
Mau		

So the bill passed and the title was agreed to.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amsberry	Horner	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Kcierleber	Smith
Carter	Kneeland	Standley
Cox	Kraft	Steedsman
Craig	Larson	Steen
Dickerson	Larvick	Svingen
Dilland	Lavik	Swendseid
Dolwig	Lee	Thatcher
Dyer	Lembcke	Thompson
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Turner
Fettig	Lynch	Twete
Flom	McCcoll	Twichell
Freeman	McCay	Van Berkom
Frojen	McDowall	Veitch



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Gibbens	McGauvran	Wagner
Gilchrist	McManus	Watt
Halcrow	Martin	Wedel
Hamilton	Miller	Westford
Hanson	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hausmann	Oberg
Brunsdale	Mau	Peters
Burkhart	Montgomery	Wentz
Carlson		

So the bill passed and the title was agreed to.

Mr. Thompson moved that the House do now recess for five minutes.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Olafson
Amsberry	Henrickson	Olson, Burleigh
Anderson	Hermes	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Place
Bishop	Horner	Plath, John, Cass
Bittner	Indergaard	Plath, Wm., Cass
Boe	Isaak	Pfenning
Bohnsack	Iverson	Rulon
Brown	Jardine	Sax
Brunsdale	Johnston	Schultz
Bubel	Johnson, Nelson	Shurr
Burkhart	Johnson, Traill	Smith
Burns	Johnson, Ward	Standley

Messrs.	Messrs.	Messrs.
Butt	Kapfer	Steedsman
Carlson	Keierleber	Steen
Carter	Kraft	Svingen
Cox	Larson	Swendseid
Craig	Larvick	Thatcher
Dickerson	Lavik	Thompson
Dillard	Lee	Treffry
Dolwig	Lembcke	Turner
Dyer	Levin	Twichell
Erickson, Benson	Lindgren	Van Berkom
Erickson, Kidder	Lynch	Veitch
Fettig	McColl	Wagner
Flom	McDowall	Watt
Freeman	McGauvran	Wedel
Frojen	McManus	Wentz
Gibbens	Martin	Westford
Gilchrist	Miller	Wigen
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Helbling	Oberg	

Those voting in the negative were:

Messrs.	Messrs.
Owings	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kneeland	Mau	Peters
McCay		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 67; nays, 43; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Olson, Hettinger
Amsberry	Isaak	Opdahl
Anderson	Iverson	Owings
Anfinson	Jardine	Place

Messrs.	Messrs.	Messrs.
Bittner	Johnson, Traill	Sax
Bohnsack	Kapfer	Schultz
Brown	Keierleber	Shurr
Brunsdale	Kneeland	Standley
Bubel	Larson	Steen
Burkhart	Lavik	Svingen
Butt	Lee	Swendseid
Craig	Lembcke	Thatcher
Dickerson	Levin	Treffry
Dillard	Lindgren	Turner
Dolwig	McCull	Twete
Dyer	McCay	Van Berkom
Erickson, Benson	McDowall	Wagner
Erickson, Kidder	McGauvran	Wentz
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hanson	Muus	Young
Henrickson	Northridge	
Holthusen	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Plath, Wm., Cass
Bishop	Hoffman	Pfenning
Boe	Horner	Rulon
Burns	Johnston	Smith
Carter	Johnson, Nelson	Steedsman
Cox	Johnson, Ward	Thompson
Fettig	Kraft	Twichell
Flom	Larvick	Veitch
Freeman	Lynch	Watt
Frojen	Mau	Wedel
Gibbens	Miller	Wilson
Hamilton	Montgomery	Worner
Hausmann	Morgan	Mr. Speaker
Helbking	Olafson	
Henderson	Plath, John, Cass	

Absent and not voting:

Messrs.	Messrs.
Carlson	Peters
Oberg	

So the bill passed and the title was agreed to.

Mr. Swenseid moved that the vote by which House Bill No. 172 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Re-

quired to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Amsberry	Horner	Olson, Hettinger
Anderson	Indergaard	Opdahl
Anfinson	Isaak	Owings
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carter	Larvick	Sceedsman
Cox	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Benson	McColl	Turner
Fettig	McCay	Twete
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Hermes	Peters
Carlson	Keierleber	Twichell
Erickson, Kidder	Miller	Wentz
Henderson		

So the bill passed and the title was agreed to.

House Bill No. 106. A Bill For an Act to Regulate the Sale of Malt Sugar, Malt Extract, and Malt Syrup and to Prevent the Use of the Same in the Manufacture of Intoxicating Liquor and to Prescribe Regulations Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 32; nays, 77; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Olson, Hettinger
Boe	Iverson	Shurr
Burkhart	Johnston	Standley
Burns	Kneeland	Swendseid
Craig	Larvick	Thompson
Erickson, Benson	Levin	Treffry
Gibbens	Lindgren	Westford
Halcrow	Martin	Wigen
Hanson	Morgan	Wilson
Hoffman	Olafson	Young
Horner	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Anderson	Hermes	Opdahl
Anfinson	Holthusen	Owings
Bell	Isaak	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Butt	Kraft	Smith
Carter	Larson	Steedsman
Cox	Lavik	Steen
Dickerson	Lee	Svingen
Dilland	Lembcke	Thatcher
Dolwig	Lynch	Turner
Dyer	McColl	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gilchrist	Mau	Watt
Hamilton	Miller	Wedel
Hausmann	Montgomery	Wentz
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Absent and not voting:

Messrs. Carlson Erickson, Kidder	Messrs. Peters	Messrs. Worner
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So the bill failed of passage.

Mr. Bell moved that the vote by which House Bill No. 106 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mrs. Amsberry explained her vote.

My duty, as I see it, is to act in my personal capacity, while in Committee.

This bill was brought before the Temperance Committee of which I am a member with the request that the Committee sponsor the bill.

It appeared to me that no one cared to sponsor the bill. It is my conviction that there are already sufficient laws concerning this question on the statute books, and I voted my convictions on that question. The officials who are in charge of the Prohibition Amendment to the Constitution, and who have sworn to do their duty, even as we have sworn to do our duty, now have the power, all the power that is necessary—except the will power—to enforce those laws.

Whenever a Prohibition bill has been presented to the Forty-first District for their consideration, they have voted for it in the hope that the laws might be enforced.

Therefore, as a Representative of the Forty-first District, I vote "aye."

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 99; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Messrs. Aljets Amsberry Anderson Anfinson	Messrs. Hoffman Holthausen Horner Indergaard	Messrs. Northridge Oberg Olafson Olson, Burleigh
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Messrs.	Messrs.	Messrs.
Bell	Isaak	Olson, Hettinger
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carter	Kraft	Standley
Cox	Larson	Steedsman
Craig	Larvick	Thatcher
Dilland	Lavik	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Fettig	Lindgren	Twichell
Flom	Lynch	Van Berkom,
Freeman	McColl	Veitch
Frojen	McCay	Wagner
Gilchrist	McDowall	Watt
Gibbens	McGauvran	Wedel
Halcrow	McManus	Wentz
Hanson	Martin	Westford
Hausmann	Mau	Wigen
Helbling	Miller	Wilson
Henderson	Montgomery	Worner
Henrickson	Morgan	Young
Hermes	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Owings	Swendseid
Lee	Steen	Twete
Opdahl		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Erickson, Kidder	Peters
Carlson	Hamilton	Svingen
Dickerson		

So the bill passed and the title was agreed to.

Mr. Burkhart moved that Mrs. Stevens be allowed to address the House members on the matter of Public Safety for ten minutes.

Mr. Twichell moved as a substitute motion that the House recess during that interval.

Mr. Lynch moved as an amendment to Mr. Twichell's motion that Mr. Burkhart's motion be laid on the table.

Which motion prevailed.

Mr. Jardine requested a return to the Fifth Order of Business.

Which request was granted.

#### REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 123. A Bill For an Act to Limit the Rate in Mills Which May be Levied by School Districts, Providing a Method of Increasing Such Levy and Continuance or Discontinuance Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Have had the same under consideration and recommend that the same be amended as follows:

On page 4 of the printed bill, strike out all of lines 42 to 52 inclusive, and insert in lieu thereof, as paragraph (e) the following:

"The county auditor shall levy for road purposes a poll tax of one dollar and a half on every male person between the ages of twenty-one and fifty years not exempted by law. No



property shall be exempt from the collection of such tax by distress or otherwise. Road poll taxes when collected, shall be distributed to the city, village or township in which such taxpayer resides, provided that in case of taxes collected from residents of unorganized territory said tax shall be retained in the county treasury and shall be expended by the board of county commissioners in such territory."

On page 8 of the printed bill, after paragraph 4 insert the following:

"(5) The governing body of any school district may levy taxes annually for a school building fund not in excess of one mill annually and not in excess of the limitations prescribed in this Section and Section 13, when authorized to do so by 60% of electors voting upon the question at a regular or special election. Such fund shall be used exclusively for erecting school buildings. All amounts received from such levy shall be kept in a special fund and such fund shall be known as a School Building Fund. Such fund may be used in connection with the proceeds of any bond issue made for the same purpose. It shall be illegal to use such fund or any part thereof for any purpose except for the purpose for which the fund was created. Such fund shall be subject to all requirements which now govern the sinking fund of any such school district and shall be retained by or deposited with the custodian of the sinking funds of the district. All payments from such fund shall be upon warrant of the proper fiscal officer of the district for whose benefit the tax was levied. Whoever uses or authorizes to be used such fund or any part thereof for any purpose except the purpose for which the fund was created shall be liable therefor and upon his official bond. If any unexpended balance of such fund is no longer needed for the purpose for which the fund was created or the project is abandoned, such balance shall be transferred to the general fund of the municipality or to the sinking fund or funds of the municipality as directed by the governing board. No such transfer shall be made until the object of the levy is satisfied or abandoned."

On page 8, line 27, of the printed bill, strike out the figure "5" and insert in lieu thereof the figure "6".

On page 9, line 20 of the printed bill, strike out the word and figure "four (4)" and insert in lieu thereof the word and figure "five (5)".

On page 10, line 10, Section 10 of the printed bill, strike out the word "six" and insert in lieu thereof the word "nine".

On page 10, line 12, of the printed bill, strike out the words "one-half" and insert in lieu thereof the words "three-fourths."

On page 12, line 4 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following: "Sixty per cent (60%)."

On page 13, after line 37 of the printed bill, insert the following:

"The governing body of any school district shall be authorized to submit the question of authorizing an excess levy for the current year and the next succeeding year or the next two succeeding years. When the question of authorizing an excess levy for more than one year is submitted by the governing body of any school district, the form of ballot shall be varied from the form prescribed in this section in order to properly cover the question submitted. The notice of election shall, in addition to the foregoing requirements, give notice of the year or years for which authorization is sought for an excess levy. If such excess levy is authorized by 60% of the electors of the district voting upon the question, the board may make such excess levy for the years for which authorization has been given. Such excess levy may at any time be discontinued by the governing body and shall be discontinued upon petition of 20% of the voters of the district.

On page 14, line 45 of the printed bill, after the word "dollars" strike out the word "to" and insert in lieu thereof the word "so".

On page 14, line 51 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following: "Sixty per cent (60%)".

On page 14, line 59 of the printed bill, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 60 of the printed bill, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 61, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 61 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following "Sixty per cent (60%)"

J. A. JARDINE,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Have had the same under consideration and recommend that the same be amended as follows:

The following changes or amendments should be made to this Bill:

Page 3, Section 3, line 35 change the word "two" to "three."

Page 3, Section 3, line 36 change the word "three" to "five."

Page 3, Section 3, Paragraph H: At the end thereof between lines 43 and 44, add the following words "to be assessed."

Page 6, Section 6, Paragraph A: Add at the end thereof "and a description in general terms of the improvement which can and ought to be made therein."

Page 7, Section 6, line 1: Change the word "signature" to "signatures," and change the word "of" between the words "all" and "one copy" to "on."

Page 7, Section 8, line 1: Insert after the words "Bond of Petitioners" the following: "At the time of filing the petition, or at any time subsequent thereto, such petitioners, or one or more of them, shall file in the office of such auditor a bond running to the county, conditioned on the payment to the county of the cost of all proceedings in connection with such petition thereafter to be had in the event that such petition be denied, which bond shall be approved as to form and security by the county commissioners."

Page 10, Section 11, line 1: After the words "be accomplished by the creation of such district", insert the words "and that the property therein will be benefited by the accomplishment of such purpose or purposes."

Page 10, Section 11, line 12: At the end of the sentence add the following: "provided, however, that the boundaries of the district so created shall not be extended beyond those petitioned for unless and until the owners of any property so to be included shall have been given published notice of the intention to extend such boundaries and an opportunity to be heard thereon."

Page 10, Section 12, line 1: Change the word "and" between the words "District" and "Public Corporation" to the word "a."

Page 11, Section 13, line 3: After the words "five members," insert the words "and of the first board."

Page 11, Section 13, line 10: At the end of the sentence insert "The successors to the directors whose terms expire shall be elected at the general elections thereafter held in the State of North Dakota."

Page 13, Section 15, line 16 change the fourth word "for" to "by."

Page 14, Section 16, lines 8 and 9 strike out the words "as hereinbefore set forth in paragraph 13."

Page 14, Section 16, line 15: After the words "Conservancy District" insert the words "the county auditor of the county in which said district."

Page 17, Section 19, lines 1 to 13: Change that sentence to read as follows: "Upon their qualification the board of directors shall determine by resolution the general nature and scope of the improvement to be constructed therein, and shall prepare or cause to be prepared or procure a plan for the improvement or improvements which are required to accomplish the purpose or purposes for which the district was created."

Page 18, Section 19, line 32: Strike out the words "such engineer" and insert in lieu thereof "the chief engineer."

Page 19, Section 20, lines 8, 9, 10 and 11: Strike out the sentence "If in the opinion of the directors \* \* \* \* as member or members of such board of appraisers."

Page 20, Section 21, commencing on line 16 and ending on line 14: Should be corrected to read as follows: "During the preparation of the proposed plan the board of appraisers shall examine and become acquainted with the lands and other property to be affected thereby. By direction of the board of directors, the engineer or one of his assistants shall assist such appraisers in their work and shall furnish from time to time such maps, plats, plans and other data as may be necessary for the performance of the appraisers' duties."

Page 22, Section 22, line 11: Change the word "or" to read "of" so that it will read "every item of property therein."

Page 27, Section 25, lines 9 to 11: Strike out the words "one or more of the directors may be appointed as a member or members of such assessment commission and."

Page 32, Section 29, line 36: Strike out the third word "into" and insert in lieu thereof "in toto."

Page 33, Section 30, line 4: Insert the word "and" between the words "plan" and "specifications."

Page 33, Section 30, line 6: Insert the word "the" between the word "with" and the word "changes."

Page 35, Section 33: Insert a caption of this section to read "APPEALS NOT TO CAUSE DELAY."

Page 35, Section 33, line 11: Change the word "relieved" to the word "reviewed."

Page 35, Section 33, line 16: Change the word "relief" to the word "review."

Page 35, Section 33, line 14: Change the word "relieve" to the word "review."

Page 37, Section 36, line 14: Strike out the comma between the words "act" and "the" and insert in lieu thereof the word "and."

Page 39, Section 38, line 32: Strike out the figures "28 and 29" and insert in lieu thereof, the figures "29 and 30."

Page 40, Section 38, line 40: Strike out the figures "38" and insert in lieu thereof the figures "39."

Page 41, Section 39, line 7: Insert after the figures "44" the words "and 45."

Page 43, Section 40, line 21: Change the figures "38" to the figures "39."

Page 47, Section 42, line 31: After the words "all parcels of land", insert "and to all corporations."

Page 47, Section 42, line 33: After the words "each parcel of land" insert the words "and to each corporation."

Page 50, Section 45: A caption should be inserted after the section number as "ISSUANCE OF BONDS."

Page 53, Section 46, line 3: Insert after the words "in said district," the words "in addition to that authorized by Section 18 hereof."

Page 11, Section 12, line 14 at the end of the last sentence insert:

"If a resolution be adopted and entered establishing the district, such resolution shall be deemed final and binding upon the real property within the district and no appeal or writ of error shall lie therefrom, and the adoption and entry of such resolution shall finally and conclusively establish the regular organization of the said district against all persons except the State of North Dakota, in an action in the nature of a writ of quo warranto, commenced by the Attorney General within three months after said resolution declaring such district organized as herein provided, and not otherwise. The organization of said district shall not be directly nor collaterally questioned in any suit, action or proceeding except as herein expressly authorized."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Bill for an Act to Amend and Re-

enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines A, B, and C and insert in lieu thereof "Section 1. AMENDMENT.) Section 3 of Chapter 250 of the Session Laws of North Dakota of the year 1927 is hereby amended and re-enacted to read as follows:"

Line 1 of Section 1, strike out all of the line down to the word "STATE", and insert in lieu thereof "Section 3."

At the top of page 2 and preceding line 1 insert the following: "Section 2. AMENDMENT.) Section 4 of Chapter 250 of the 1927 Session Laws of the State of North Dakota is hereby amended and re-enacted to read as follows:"

Line 1, Section 2, strike out all of the line down to the word "POWERS" and insert in lieu thereof "Section 5."

Page 4 and immediately preceding Section 3, insert the following: "Section 3. AMENDMENT.) Section 5 of Chapter 250 of the 1927 Session Laws of the State of North Dakota, is hereby amended and re-enacted to read as follows:"

Line 1 of Section 3 strike out all of such line down to the word "Any" and insert in lieu thereof "Section 5."

Page 5 and preceding line 1 of Section 4 insert the following: "Section 4. AMENDMENT.) Section 7 of Chapter 250 of the Session Laws of the State of North Dakota of the year 1927, is hereby amended and re-enacted to read as follows:"

Line 1 of Section 4, strike out the word and figures "Section 4" where it appears at the beginning of line 1 and insert in lieu thereof "Section 7."

Page 6 line 10 of Section 4 strike out the figures 1927 and insert in lieu thereof "1929."

Line 12 same section and page, change the word "Certifications" to "Certification."

Preceding line 1 of Section 5 insert the following: "Section 5. AMENDMENT.) Section 8 of Chapter 250 of the Session Laws of North Dakota of the year 1927, be amended and re-enacted to read as follows:"

Line 1 of Section 5, strike out all of such line down to the word "DISPOSITION" and insert in lieu thereof "Section 8."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 10 of the printed bill following the word "Service" insert the word "to". Same line change the word "provided" to "provide."

Section 3, line 4 after the word "inspecting" strike out the "period" and insert the following: "and he shall provide for the grade inspection of such potatoes as are offered for shipment at such point."

Section 3, line 8 strike out the words "the service of" and insert in lieu thereof the word "such."

Section 3, line 10 following the word "fee" insert the following, "Following such inspection the inspector shall issue to the grower or shipper a certificate showing the grade of the potatoes so inspected."

Section 8 after the word "RAILWAY" in the title of the section insert the word "to."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEE

The Conference Committee made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senat. Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Have had the same under consideration and recommend that the House recede from its amendment by which the words "one hundred" were stricken out of line 15 on page 2 of the engrossed bill, and the word "eighty" inserted in lieu thereof.

That the House also recede from its amendment by which the words "or personal property" were inserted in line 35 of the printed bill, which is line 20 on page 2 of the engrossed bill.

That the Senate concur on all of the other House amendments.

We also recommend that the bill be further amended as follows:

In line 15 on page 2 of the engrossed bill, strike out the words "one hundred" and insert the word "sixty" in lieu thereof and in line 16 on page 2 of the engrossed bill change the word "townships" to "township", strike out the period and insert a comma and add the following words: "consisting of not to exceed one congressional township, providing that in civil townships consisting of more than one congressional township the assessor shall receive an additional compensation of not to exceed thirty dollars for each additional congressional township or major fraction thereof".

For the Senate:

J. K. BROSTUEN,  
J. E. EASTGATE.

For the House:

JAMES McMANUS,  
C. C. TURNER.

And when so amended recommend the same do pass.

JOSEPH McGAUVAN,  
Chairman.



Mr. Turner moved that the report be adopted and that the committee be discharged, which motion prevailed and the report was adopted.

Mrs. Craig moved that the rules be suspended and Senate Bill No. 78 be placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Olson, Burleigh	Olson, Hettinger
Amsberry	Horner	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Place
Bell	Iverson	Plath, John, Cass
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnston	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Schultz
Brunsdale	Kapfer	Shurr
Bubel	Keierleber	Smith
Burkhart	Kneeland	Standley
Burns	Kraft	Steen
Butt	Larson	Svingen
Carter	Larvick	Swendseid
Dilland	Lavik	Thatcher
Dolwig	Lee	Thompson
Dyer	Lembcke	Treffry
Erickson, Kidder	Levin	Turner
Erickson, Benson	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McColl	Van Berkom
Frojen	McDowall	Veitch
Gibbens	McGauvran	Wagner
Gilchrist	McManus	Watt
Halcrow	Martin	Wedel
Hamilton	Mau	Wentz
Hanson	Miller	Westford

Messrs.	Messrs.	Messrs.
Hausmann	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Hermes	Northridge	Young
Hoffman	Oberg	Mr. Speaker
Holthusen	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Henrickson	Steedsman
Dickerson	McCay	

Absent and not voting:

Messrs.	Messrs.
Carlson	Freeman
Cox	Peters

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 83; nays, 24; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Traill	Schultz
Brunsdale	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Steen
Butt	Larvick	Svingen
Craig	Lavik	Thompson
Dickerson	Lindgren	Turner
Dillard	Lynch	Twichell
Dolwig	McColl	Veitch
Dyer	McCay	Watt
Erickson, Benson	McDowall	Wedel

Messrs.	Messrs.	Messrs.
Flom	McGauvran	Wentz
Freeman	McManus	Westford
Frojen	Martin	Wigen
Gibbens	Miller	Wilson
Gilchrist	Montgomery	Worner
Halcrow	Morgan	Young
Hausmann	Muus	Mr. Speaker
Henderson	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Kraft	Pfenning
Carter	Larson	Steedsman
Erickson, Kidder	Lee	Swendseid
Fettig	Lembeke	Thatcher
Hanson	Levin	Treffry
Helbling	Mau	Twete
Henrickson	Owings	Van Berkom
Isaak	Plath, Wm., Cass	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Hamilton	Peters
Cox	Johnson, Ward	Standley

So the bill passed and the title was agreed to.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Oberg
Amsberry	Holthusen	Olafson
Anderson	Horner	Olson, Burleigh
Anfinson	Indergaard	Olson, Hettinger
Bell	Isaak	Opdahl
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning

Messrs.	Messrs.	Messrs.
Brown	Johnson, Traill	Sax
Brunsdale	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Steedsman
Carter	Larson	Steen
Dickerson	Larvick	Svingen
Dilland	Lavik	Thatcher
Dolwig	Lee	Thompson
Dyer	Lembcke	Treffry
Erickson, Kidder	Levin	Turner
Fettig	Lindgren	Twichell
Flom	McColl	Van Berkom
Freeman	McCay	Veitch
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hanson	Mau	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Hermes	Northridge	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Henrickson	Swendseid
Craig	Lynch	Twete
Erickson, Benson	Owings	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Johnson, Ward	Rulon
Cox	Miller	Standley
Hamilton	Peters	

So the bill passed and the title was agreed to.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays 1; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Olson, Hettinger
Anderson	Indergaard	Opdahl
Anfinson	Isaak	Owings
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhardt	Keierleber	Smith
Burns	Kneeland	Steen
Butt	Kraft	Svingen
Carter	Larson	Swendseid
Craig	Larvick	Thatcher
Dilland	Lavik	Thompson
Dolwig	Lee	Treffry
Dyer	Lembcke	Turner
Erickson, Kidder	Levin	Twete
Erickson, Benson	Lindgren	Twichell
Fettig	Lynch	Van Berkom
Flom	McCoy	Veitch
Freeman	McCoy	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hanson	Mau	Wigen
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Young
Henrickson	Northridge	Mr. Speaker
Hermes	Oberg	
Hoffman	Olafson	

Those voting in the negative were:

Messrs.  
Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Hamilton	Rulon
Carlson	Miller	Standley
Cox	Peters	Steedsman

So the bill passed and the title was agreed to.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Oberg
Amsberry	Holthusen	Olafson
Anderson	Horner	Olson, Burleigh
Anfinson	Indergaard	Olson, Hettinger
Bell	Isaak	Opdahl
Bishop	Iverson	Owings
Bittner	Jardine	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfanning
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carter	Larvick	Svingen
Craig	Larson	Swendseid
Dillard	Lavik	Thatcher
Dolwig	Lee	Thompson
Dyer	Lembcke	Treffry
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Mau	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.
Dickerson	Henrickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Peters	Standley
Cox	Rulon	Wedel
Miller	Sax	

So the bill passed and the title was agreed to.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 69; nays, 37; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Muus
Amsberry	Indergaard	Northridge
Anderson	Isaak	Oberg
Anfinson	Iverson	Olafson
Bishop	Jardine	Olson, Hettinger
Bittner	Johnson, Nelson	Opdahl
Brown	Johnson, Traill	Owings
Bubel	Johnson, Ward	Place
Burkhart	Kapfer	Pfenning
Burns	Keierleber	Sax
Butt	Kneeland	Steen
Carter	Kraft	Svingen
Craig	Larson	Swendseid
Dickerson	Larvick	Thompson
Dilland	Lavik	Treffry
Dolwig	Lee	Turner
Dyer	Lembcke	Twete
Erickson, Benson	Lindgren	Wagner
Erickson, Kidder	McCull	Watt
Halcrow	McManus	Wentz
Hanson	Martin	Westford
Henderson	Mau	Wigen
Henrickson	Miller	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Plath, Wm., Cass
Boe	Holthusen	Schultz
Bohnsack	Johnston	Shurr
Brunsdale	Levin	Smith
Fettig	Lynch	Steedsman
Flom	McCay	Thatcher
Freeman	McDowall	Twichell
Frojen	McGauvran	Van Berkom
Gibbens	Montgomery	Veitch
Gilchrist	Morgan	Wilson
Hamilton	Olson, Burleigh	Worner
Helbling	Plath, John, Cass	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Peters	Standley
Cox	Rulon	Wedel
Hausmann		

So the bill passed and the title was agreed to.

MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 19, 1929.

To the House of Representatives of the State of  
North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State,

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Also,

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Also,

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Also,

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer



in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Very truly yours,

GEO. F. SHAFER,  
Governor.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: John Kelley and A. E. Meade, Grafton; H. L. Halvorson, R. H. Bossard, V. A. Corbet and S. J. La Due, Minot; Hon. H. A. Bronson and O. S. Hanson, Grand Forks; M. D. Leininger, Binford; Mrs. Carl Sipple and Miss Zoe Sprake, Bismarck; B. J. Swang, Harry Swang and Kernel Helgerud, Harvey; Roy Clark, Fessenden; Hon. Ole Tuneberg and Edwin Overboe, Kindred; J. W. Devaney, Valley City; R. A. Lathrop, Hope; Court Shubert, Parshall, M. Meretsky, Devils Lake; W. H. Murfin, Fargo; Ed. Suckert, Bowden.

Mr. Horner moved that the House do now recess until 1:00 p. m. the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk

FORTY-THIRD DAY AFTER RECESS AND  
FORTY-FOURTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 20, 1929.

The House reassembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Jardine moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Jardine to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, lines 4 and 5 strike out the following "the state grain laboratory at Grand Forks or other" and insert in lieu thereof the word "any."

Also;

House Bill No. 220. A Bill for an Act to Prohibit the Sale

or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

And recommend the adoption of the Standing Committee's amendments as follows:

Line 2 of Section 3 of the original bill insert a "comma" after the word "institution" and insert the following "other than the state penitentiary,"

Also,

House Bill No. 63. A Bill For an Act to appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) from Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Mercer County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do All Necessary Preliminary Acts.

And recommend the adoption of the Standing Committee's amendments as follows:

"For an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend South of the City of Garrison, McLean County, North Dakota; and Directing the State Highways Commission to Extend, Designate, Locate and Improve Necessary Roads Leading to Such Bridge Site.

**"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY  
OF THE STATE OF NORTH DAKOTA:**

"Section 1. There is hereby appropriated out of any moneys in the State Highway Fund not otherwise appropriated, under Paragraph 2a of Section 11 of Chapter 44 of the Laws of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, for the year 1919, (Par. C. of Section 2976T15 of the 1925 Supplement to the Compiled Laws for the year 1913), the sum of Three Thousand Dollars (\$3,000.00), or so much thereof as may be necessary between the date of the passage and approval of this Act and June 30, 1931, inclusive, for the purpose of making a prelim-

inary survey and sounding across the Missouri River between McLean County and Mercer County, on what is known as the Big Bend, South of the City of Garrison, McLean County, North Dakota, under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the year 1919, as amended and re-enacted by Chapter 161 of the Session Laws for 1927 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the year 1913).

"And, the State Highway Commission is hereby authorized and empowered to make such sounding and to have the same completed prior to January 1, 1931.

And, the State Highway Commission is further authorized and directed forthwith to extend, designate, locate and improve the necessary road or roads, as part of the state highway system leading to such bridge site, as may be determined by such sounding, so that such bridge site shall be and constitute a part of the state highway system and shall be entitled to the allotment of Federal Aid in its construction, and shall take the necessary steps to have such roads leading to such bridge site incorporated in the Federal System of this state."

And additional amendments:

Amend the amendments of the Standing Committee as follows: In line 7 of the title of the bill after the word "Bend" insert a comma.

In line 8, following the word "Dakota" change the semicolon to a period and strike out the balance of the title.

In line 7 of Section 1 immediately following the figure "1913" add "and other acts amendatory thereof."

Strike out the last ten lines of the bill.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

And recommend the adoption of the Standing Committee's amendments as follows:

In the printed bill, line 3 of the title after the word "to" strike out the remainder of the title, and insert in lieu thereof, "issue refunding special improvement warrants, and providing means for the payment thereof."

Also, in Section 1, page two, line 14, after the comma following the word, "in", strike out the remainder of the

line, all of line 15, and all of line 16 to the semicolon, and insert in lieu thereof the following: "or by reassessment for deficiencies to be made and collected in the manner specified by Section 3712 to 3739, both inclusive, Compiled Laws of 1913 and acts amendatory thereof and supplemental thereto; or by the temporary use of funds produced by tax levies provided for in Section 3716 of the Supplement to the Compiled Laws of 1913 as amended, such funds to be repaid by delinquent assessments as they are collected, provided, that whenever the governing body of any city or village shall determine to make such re-assessment the city auditor shall notify the chairman of the special assessment commission of the act of governing body and shall certify to him the total amount necessary to be raised by such re-assessments, and the chairman of such commission shall thereupon proceed in the same manner as in the original assessment; provided further, that no lots or parcels of land shall be assessed for more than the benefits received from such improvements."

Also,

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out after the words "A BILL" all of the printed bill and insert in lieu thereof the following:

"For an Act to Amend and Re-enact Section 3716 of the Supplement to the Compiled Laws of 1913.

**"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

"Section 1. AMENDMENT. That Section 3716 of the Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 3716. PAYMENT OF DEFICIENCIES. Whenever all special assessments collected for a specific improvement are insufficient to pay the special improvement warrants issued against such improvement with interest the city council or city commission, as the case may be, shall upon the maturity of the last special improvement warrant levy a tax upon all of the taxable property in the city for the payment of such deficiency; provided, that if at any time prior to the maturity of the last special improvement warrant a deficiency exists in such special improvement fund the city council, or city commission, as the case may be, may in its discretion levy a general tax upon all the taxable property in the city for the payment of such deficiency; provided further, that in case of a balance remaining unexpended in

such special improvement fund it shall be paid over or transferred to the general funds of the municipality.

Section 2. Repeal. All acts or parts of acts in conflict with this act are hereby repealed."

J. A. JARDINE,  
Chairman.

Mr. M. J. Olson moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the Committee was adopted.

Mr. Lynch moved that the House do now recess for five minutes, out of respect for Judge Charles C. Wolf, of Wahpeton, deceased; and he further moved that the name of Judge Wolf be included with those for whom memorial services are to be held on Friday, February 22.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

Mr. Wigen moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FORTY-FOURTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 20, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. A. J. Malmquist.

#### ROLL CALL

All members present except Mr. Peters.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second day after recess and Forty-third day and recommend that the same be corrected as follows:

Page 3, line 33, change "H. H. Horner" to "H. F. Horner."

Page 14, line 12, strike out the name "J. M. Steedsman" and insert in lieu thereof "J. M. Thompson."

Page 15, line 23, correct the spelling of word "more."

Page 23, line 3, correct the spelling of word "regulations."

Page 24, strike out line "30" and insert in lieu thereof "Which motion prevailed."

Page 14, line 13, correct spelling of word "motion."

Page 26, line 2, change nays to 52 instead of 2.

Page 33 show "Morgan" voting "aye" insted of "nay" and change totals of vote to so correspond.

Page 42, line 2, correct the spelling of word "sections"; same page line 29 correct the spelling of word figures.

Page 43, line 40, correct the spelling of word "relating."

Page 47, line 27, correct the spelling of word "carnival."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Petitions from 809 residents of McLean county and 181 residents of Oliver county petitioning for construction of a bridge over the Missouri river connecting the two counties were received from Mr. Oberg and referred to the committee on Highways and Bridges.

Telegrams urging support of Senate Bill No. 4 or some adequate dog law were presented by the chairman of the Live Stock committee from:

The manager of the Dickinson Wool Pool.

The secretary of Stutsman County Sheep Growers' Association.

The president of Cavalier County Wool Growers.

The County Agent of Richland county.

The president of the Missouri Slope Wool Growers' Association, by Mr. M. J. Olson.

The County Agent of Mountrail county.

Two from the Interstate Wool Growers' Association of Drayton.

These were all referred to the Committee on Live Stock.

A Communication from Florence Borner of Baldwin asking for game laws that will protect the farmers was read and referred to the Committee on Game and Fish.

Mr. Van Berkomp presented a petition from 25 citizens of Portal urging an investigation of the closed banks department and certain legislative control of the department.

This was read and referred to the Committee on Banks and Banking.

#### REPORTS OF STANDING COMMITTEES

Report of the Committee on Delayed Bills.

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bills be introduced:

House Bill presented by Representative Thatcher.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Also,

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws



of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Public Safety made the following report:

Mr. Speaker: Your Committee on Public Safety to whom was referred:

House Bill No. 200. A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws of 1927, Relating to "Operating Vehicles—Rules," and Particularly to "Signals on Starting, Stopping, and Turning."

Have had the some under consideration and recommend that the same be amended as follows:

In line 11, page 1, Section 1, Subdivision "b" after the word "construction" add the following: "Provided that all such new cars and trucks sold after August 1st, 1929, shall be equipped with such signal devices."

I. W. STANDLEY,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 132. A Bill for an Act Prohibiting Every Teacher of Public Schools, Every Member of the School Board, Every County Superintendent of Public Instruction, and the State Superintendent of Instruction, from Either Directly or Indirectly Permitting the Pupils of any School to be Organized into a Soliciting Agency for the Purpose of Selling any Publication or Commodity Whatsoever, Either by Means of Public Solicitation or Using the School House or any of the Equipment of a Public School House for the Purpose of Soliciting Subscriptions or Business of Any Kind. Penalty. For the Purpose of Preventing the Minds of the Pupils of the School to be Distracted from Educational Work and Formed into Clubs for the Purpose of Soliciting and Securing Subscriptions for Publications and Other Commodities and for Declaring the Public Policy of the State in Relation Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title and the bill after the words "A bill" and insert in lieu thereof, the following:

"For an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

"Be it Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. It shall be unlawful for any person, firm or corporation to attempt to sell, advertise for sale, or secure orders for, any merchandise whatever, or to attempt to secure subscriptions for any magazine, newspaper or other periodical, or to obtain agents or solicitors for any such purpose, through the agency of any public school in this state, or to attempt, during school hours or at any time upon public school premises, to organize pupils of such school into

clubs or contesting bodies for any such purpose. It shall also be unlawful for a teacher of any public school, and for any school officer, to promote or knowingly to permit any of the acts above mentioned by such means; provided, however, that this act shall not in any way affect or restrict the educational or extra-curricula activities of any school, or its participation in any movement for the public welfare or for any charitable purpose, if such activity or movement is not connected with, and does not contribute to, any private business.

"Section 2. Any teacher violating any provision of this act shall be subject to dismissal by the school board, and any other person violating any such provision shall be subject to a fine of not more than One Hundred (\$100.00) Dollars."

F. G. KNEELAND,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 196. A Bill For an Act to Provide Annexation of Land so that Common School Districts May be Co-extensive with Civil Townships, and Providing for Equalization of Assets and Liabilities, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science, Shall Not be Required of High School for Classification for State Pecuniary Aid.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 206. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 114 of the Session Laws of 1927, Relating to the Salaries of County Auditor, County Treasurer, Sheriff, and County Superintendent of Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was re-referred:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Have had the same under re-consideration and recommend that the same be amended as follows:

In line 28 thereof after the comma following the word "Judge" insert the following words; "County Superintendent of Schools."

Strike out all matter in proposed measure after line 35, and add in lieu thereof the following matter: "Provided that no county treasurer, and no sheriff, shall be eligible to hold office more than two consecutive terms. Provided, further, that in event of enactment of the foregoing Amendment to the Constitution at the Primary election held in June A. D. 1930, all candidates nominated at such primary for any office, the term of which shall be by such enactment so increased to four years, shall be held nominated for such four year term".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2 and Section 3 of the Initiated Measure En-

titled "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act," and Approved at a State-wide Election Held June 30th, 1926.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 1, change the word "All" to "Any".

Section 1, line 1, change the word "boats" to "boat".

Section 1, lines 1 and 2, strike out the words "carrying passengers for hire" and insert in lieu thereof "having a passenger carrying capacity of six or more persons".

Section 1, line 3, after the word "Dakota" insert the word "and".

Section 2, line 1, after the word "Every" insert the word "such".

Section 3, line 1, after the word "Every" insert the word "such".

Strike out all of Section 5 and insert in lieu thereof the following:

"Sec. 5. The Sheriff shall issue a license to operate any such boat to any person applying for the same, upon being satisfied as to such person having the qualifications necessary to properly and safely operate such passenger boats, and shall require the payment of a license fee of One (\$1.00) Dollar from each such applicant. No person shall op-

erate such boat unless such person shall be licensed under the provisions hereof."

Section 6, line 2 after the word "inspected" insert the words "or registered".

Section 6 line 3 after the word "operating" strike out the word "each" and insert in lieu thereof the words "any such".

Section 6, line 4, strike out the word "receive" and insert the word "collect".

Section 6, line 6, strike out the word "receive" and insert the word "collect".

Section 6, line 7, after the word "license", insert the following "All fees collected hereunder by the sheriff shall be paid into the county treasurer and the sheriff shall receive mileage for any travel hereunder at the rate provided by law."

L. L. TWICHELL,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Have had the same under consideration and recommend that the same be referred to the Committee on Game and Fish.

A. J. RULON,  
Chairman.

Mr. Rulon moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee, to whom was referred House Bill No. 89, have had the same under consideration and recommend that the House concur in the Senate amendments, and that the Bill be further amended so that Sub-section (3) of the bill will read as follows:

(3) The moneys authorized to be raised by the vote of the township meeting for any township purpose, which may include a fund for the eradicating of gophers, prairie dogs, crows and magpies.

For the Senate:  
JOSEPH G. FORBES,  
D. H. HAMILTON,  
P. E. ERICKSON.

For the House:  
J. H. BURKHART,  
W. J. BELL,  
KARL H. BRUNSDALE.

Mr. Burkhart moved that the report of the Conference Committee be adopted.

Which motion prevailed.

Mr. Burkhart then moved that the rules be suspended and House Bill No. 89 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfening
Bohsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McCay	Van Berkorn
Flom	McDowall	Veitch
Freeman	McGauyran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz

Messrs.	Messrs.	Messrs.
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Johnson, Traill	Peters

So the bill passed and the title was agreed to.

Mr. Plath moved that the absent member be excused.

Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the



Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. President: I have the honor to inform you that the

House has adopted the report of the Conference Committee on Senate Bill No. 78.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 89.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Thatcher introduced:

House Bill No. 229. A Bill for an Act Providing for the Hiring of Bus Drivers and Defining Their Duties and Obligations.

Which was read the first and second times and referred to the Committee on Education.

#### THIRD READING OF HOUSE BILLS

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bishop	Isaak	Plath, Wm., Cass
Bittner	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnston	Sax
Brown	Johnson, Nelson	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Kapfer	Smith
Burkhart	Keierleber	Standley
Burns	Kraft	Steedsman
Butt	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Lembcke	Thatcher
Dickerson	Levin	Thompson
Dilland	Lindgren	Treffry
Dolwig	Lynch	Turner
Dyer	McColl	Twete
Erickson, Benson	McCay	Van Berkom
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson	Olson, Burleigh	

Those voting in the negative were:

Messrs.  
Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Johnson, Traill	Mau
Erickson, Kidder	Kneeland	Peters
Hamilton	Larson	

So the bill passed and the title was agreed to. **Emergency clause declared carried.**

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 104; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfening
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembeke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fettig	Miller	Wentz
Heibling	Thompson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Mau	Peters
Johnson, Traill		

So the bill passed and the title was agreed to.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 95; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Place
Anfinson	Holthusen	Plath, John, Cass
Bell	Horner	Plath, Wm., Cass
Bishop	Indergaard	Pfenning
Bittner	Iverson	Rulon
Boe	Jardine	Sax
Bohnsack	Johnston	Schultz
Brown	Johnson, Nelson	Shurr
Brunsdale	Johnson, Ward	Smith
Burkhart	Kapfer	Standley
Burns	Kneeland	Steedsmen
Butt	Kraft	Steen
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McCay	Twete
Erickson, Kidder	McDowall	Van Berkom
Fettig	McGauvran	Veitch
Flom	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Muus	Wilson
Hanson	Northridge	Worner
Hausmann	Olafson	Young
Helbling	Olson, Burleigh	Mr. Speaker
Henderson	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Isaak	McColl
Bubel	Keierleber	Oberg
Craig	Lee	Owings
Freeman	Lembeke	Wagner
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Mau	Twichell
Johnson, Traill	Peters	

So the bill passed and the title was agreed to.

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 100; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bishop	Horner	Opdahl
Bittner	Indergaard	Place
Boe	Isaak	Plath, John, Cass
Bohnsack	Iverson	Plath, Wm., Cass
Brown	Jardine	Pfennig
Brunsdale	Johnston	Rulon
Bubel	Johnson, Nelson	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carter	Kneeland	Standley
Cox	Kraft	Steedsman
Craig	Larson	Svingen
Dickerson	Larvick	Swendseid
Dilland	Lavik	Thompson
Dolwig	Lee	Treffry
Dyer	Lembeke	Turner
Erickson, Benson	Levin	Twichell
Fettig	Lindgren	Van Berkorn
Flom	Lynch	Veitch
Freeman	McColl	Wagner

Messrs.	Messrs.	Messrs.
Frojen	McCay	Watt
Gibbens	McDowall	Wedel
Gilchrist	McGauvran	Westford
Halcrow	McManus	Wigen
Hamilton	Mau	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Steen	Twete
Northridge	Thatcher	Wentz
Owings		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bell	Johnson, Traill	Miller
Carlson	Martin	Peters

So the bill passed and the title was agreed to.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Was read the third time.

Mr. Dyer requested unanimous consent to amend the bill. An objection was made so consent was not given.

Mr. Dyer then moved that further consideration of the bill be indefinitely postponed.

Which motion was lost.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 62; nays, 47; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hermes	Olson, Hettinger
Bell	Hoffman	Plath, John, Cass
Bishop	Holthusen	Plath, Wm., Cass
Bittner	Horner	Pfenning
Boe	Iverson	Rulon
Bohnsack	Jardine	Sax
Brown	Johnson, Nelson	Smith
Brunsdale	Johnson, Ward	Standley

Messrs.	Messrs.	Messrs.
Burns	Kneeland	Steedsman
Carter	Larvick	Thompson
Cox	Lynch	Turner
Dolwig	McDowall	Twete
Fettig	McGauvran	Twichell
Flom	Mau	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Olafson	Mr. Speaker
Henderson	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Oberg
Amsberry	Isaak	Opdahl
Anderson	Johnston	Owings
Bubel	Kapfer	Place
Burkhart	Kaerleber	Schultz
Butt	Kraft	Shurr
Craig	Larson	Steen
Dickerson	Lavik	Svingen
Dillard	Lee	Swendseid
Dyer	Lembcke	Thatcher
Erickson, Benson	Levin	Treffry
Erickson, Kidder	Lindgren	Wagner
Gibbens	McColl	Wilson
Gilchrist	McCay	Worner
Hanson	McManus	Young
Henrickson	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Peters	Wedel
Johnson, Traill		

So the bill passed and the title was agreed to.

Mr. Turner moved that the vote by which House Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Was read the third time.



## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Place
Bishop	Indergaard	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkorn
Fettig	McColl	Veitch
Flom	McCay	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Jardine	McGauvran

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carlson	McDowall	Svingen
Johnson, Traill	Peters	Turner

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that final action on House Bill No. 208 be deferred one legislative day.

Which motion prevailed.

Mr. Lynch requested a return to the Sixth Order of Business.

Which request was granted.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee on:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Have had the same under consideration and recommend that the Senate do concur in the House amendments to said Senate Bill No. 65.

For the Senate:

D. H. HAMILTON,  
A. W. FOWLER,  
L. O. FREDRICKSON.

For the House:

M. H. LYNCH,  
JAMES McMANUS,  
R. R. GIBBENS.

Mr. Lynch moved that the report be adopted.

Which motion prevailed and the report was adopted.

Mr. Freeman moved that the House do not concur in the Senate amendments to House Bill No. 32 and that a conference committee be appointed.

Which motion prevailed and the Speaker appointed as such Conference Committee, Messrs. Kneeland, Freeman and Indergaard.

Mr. Cox moved that the House do concur in the Senate amendments to House Bill No. 79.

Which motion prevailed.

Mr. Turner moved that the rules be suspended and House

Bill No. 79 be considered properly re-engrossed and placed on third read and final passage.

Which motion prevailed.

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 7; absent and not voting, 5; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Amsberry	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Horner	Owings
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfennig
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Benson	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Kraft	Lembcke

Messrs.  
Dickerson  
Indergaard

Messrs.  
Lee

Messrs.  
Worner

Absent and not voting:

Messrs.  
Carlson  
Johnson, Traill

Messrs.  
Peters  
Standley

Messrs.  
Svingen

Passed:

Messrs.  
Twichell

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "B" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 89.

Very respectfully,

F. E. TUNELL,  
Secretary.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 32 and the Speaker has appointed the following as a Conference Committee: Representatives Kneeland, Freeman and Indergaard.

Also, Mr. President, the House has concurred in the Senate amendments to House Bill No. 79.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

GENERAL ORDERS

Mr. Cox moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Cox to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In the printed bill, Section 1, line 9, strike out the words "two years" and insert in lieu thereof the words "one year".

Also,

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of the Year 1913 in regard to Evidence as to Statements and Transactions with Decedents.

And recommend the adoption of the Standing Committee's amendments as follows:

In the written bill: In the title, lines 2 and 3, strike out the words, "1925 Supplement to the"

Also, after the enacting clause, in line 1, strike out the words, "1925 Supplement to the"

Also in subdivision 1. (one) at the end of line 8, strike out the comma.

And the additional amendments:

In title of the bill strike out the period after the word "Decedents" and add "and between husband and wife."

In line 1, preceding the word "Section" insert "Section 1. Amendment. That" and change capital "S" on word "Section" to small letter.

In line 4 strike out the word "Amendment".

Also,

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

And recommend the adoption of the standing committee's amendments as follows:

In the written bill:

Section 1, line 2, insert the word "or" between the words "title" and "interest".

Also, Section 1, line 3, insert a comma between the words, "title" and "interest".

Also,

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 2 of the title of the bill add an "s" to the word "section".

Add the words "and 1045" after the figure "1045a".

Also in Section 2 add the letter "s" to the word "section" in line 1 of the engrossed bill, and in the same line after the figures "1045a" add the words "and 1045".

Also,

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 4 of the printed bill, strike out all of lines 42 to 52 inclusive, and insert in lieu thereof, as paragraph (e) the following:

"The county auditor shall levy for road purposes a poll tax of one dollar and a half on every male person between the ages of twenty-one and fifty years not exempted by law. No property shall be exempt from the collection of such tax by distress or otherwise. Road poll taxes when collected, shall be distributed to the city, village or township in which such taxpayer resides, provided that in case of taxes collected from residents of unorganized territory said tax shall be retained in the county treasury and shall be expended by the board of county commissioners in such territory."

On page 8 of the printed bill, after paragraph 4 insert the following:

"(5) The governing body of any school district may levy taxes annually for a school building fund not in excess of one mill annually and not in excess of the limitations prescribed in this Section and Section 13, when authorized to do so by 60% of electors voting upon the question at a regular or special election. Such fund shall be used exclusively for erecting school buildings. All amounts received from such levy shall be kept in a special fund and such fund shall be known as a School Building Fund. Such fund may be used in connection with the proceeds of any bond issue made for the same purpose. It shall be illegal to use such fund or any part thereof for any purpose except for the purpose for which the fund was created. Such fund shall be subject to all requirements which now govern the sinking fund or any such school district and shall be retained by or deposited with the custodian of the sinking funds of the district. All payments from such fund shall be upon warrant of the proper fiscal officer of the district for whose benefit the tax was levied. Whoever uses or authorizes to be used such fund or any part thereof for any purpose except the purpose for which the fund was created shall be liable therefor and upon his official bond. If any unexpended balance of such fund is no longer needed for the purpose for which the fund was



created or the project is abandoned, such balance shall be transferred to the general fund of the municipality or to the sinking fund or funds of the municipality as directed by the governing board. No such transfer shall be made until the object of the levy is satisfied or abandoned."

On page 8, line 27, of the printed bill, strike out the figure "5" and insert in lieu thereof the figure "6".

On page 9, line 20 of the printed bill, strike out the word and figure "four (4)" and insert in lieu thereof the word and figure "five (5)".

On page 10, line 10, Section 10 of the printed bill, strike out the word "six" and insert in lieu thereof the word "nine".

On page 10, line 12, of the printed bill, strike out the words "one-half" and insert in lieu thereof the words "three-fourths".

On page 12, line 4 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following: "Sixty per cent (60%)".

On page 13, after line 37 of the printed bill, insert the following:

"The governing body of any school district shall be authorized to submit the question of authorizing an excess levy for the current year and the next succeeding year or the next two succeeding years. When the question of authorizing an excess levy for more than one year is submitted by the governing body of any school district, the form of ballot shall be varied from the form prescribed in this section in order to properly cover the question submitted. The notice of election shall, in addition to the foregoing requirements, give notice of the year or years for which authorization is sought for an excess levy. If such excess levy is authorized by 60% of the electors of the district voting upon the question, the board may make such excess levy for the years for which authorization has been given. Such excess levy may at any time be discontinued by the governing body and shall be discontinued upon petition of 20% of the voters of the district.

On page 14, line 45 of the printed bill, after the word "dollars" strike out the word "to" and insert in lieu thereof the word "so".

On page 14, line 51 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following: "Sixty per cent (60%)".

On page 14, line 59 of the printed bill, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 60 of the printed bill, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 61, strike out the word "voters" and insert in lieu thereof the word "votes".

On page 14, line 61 of the printed bill, strike out the words "a majority" and insert in lieu thereof the following "Sixty per cent (60%)".

And the additional amendments:

Amend the amendment of the Standing Committee report by adding in paragraph 8, the word and figure "Section 10" to follow the words and figure "On line 10,".

Also,

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

And recommend the adoption of the Standing Committee's amendments as follows:

The following changes or amendments should be made to this Bill:

Page 3, Section 3, line 35 change the word "two" to "three."

Page 3, Section 3, line 36 change the word "three" to "five."

Page 3, Section 3, Paragraph H: At the end thereof between lines 43 and 44, add the following words "to be assessed."

Page 6, Section 6, Paragraph A: Add at the end thereof "and a description in general terms of the improvement which can and ought to be made therein."

Page 7, Section 6, line 1: Change the word "signature" to "signatures," and change the word "of" between the words "all" and "one copy" to "on."

Page 7, Section 8, line 1: Insert after the words "Bond of Petitioners" the following: "At the time of filing the petition, or at any time subsequent thereto, such petitioners, or one or more of them, shall file in the office of such auditor a bond running to the county, conditioned on the payment to the county of the cost of all proceedings in connection with such petition thereafter to be had in the event that such petition be denied, which bond shall be approved as to form and security by the county commissioners."

Page 10, Section 11, line 1: After the words "be accomplished by the creation of such district," insert the words "and that the property therein will be benefited by the accomplishment of such purpose or purposes."

Page 10, Section 11, line 12: At the end of the sentence add the following: "provided, however, that the boundaries of the district so created shall not be extended beyond those petitioned for unless and until the owners of any property so to be included shall have been given published notice of the intention to extend such boundaries and an opportunity to be heard thereon."

Page 10, Section 12, line 1: Change the word "and" between the words "District" and "Public Corporation" to the word "a."

Page 11, Section 13, line 3: After the words "five members," insert the words "and of the first board."

Page 11, Section 13, line 10: At the end of the sentence insert "The successors to the directors whose terms expire shall be elected at the general elections thereafter held in the State of North Dakota."

Page 13, Section 15, line 16 change the fourth word "for" to "by."

Page 14, Section 16, lines 8 and 9 strike out the words "as hereinbefore set forth in paragraph 13."

Page 14, Section 16, line 15: After the words "Conservancy District" insert the words "the county auditor of the county in which said district."

Page 17, Section 19, lines 1 to 13: Change that sentence to read as follows: "Upon their qualification the board of directors shall determine by resolution the general nature and scope of the improvement to be constructed therein, and shall prepare or cause to be prepared or procure a plan for the improvement or improvements which are required to accomplish the purpose or purposes for which the district was created."

Page 18, Section 19, line 32: Strike out the words "such engineer" and insert in lieu thereof "the chief engineer."

Page 19, Section 20, lines 8, 9, 10 and 11: Strike out the sentence "If in the opinion of the directors \* \* \* \* as member or members of such board of appraisers."

Page 20, Section 21, commencing on line 16 and ending on line 14: Should be corrected to read as follows: "During the preparation of the proposed plan the board of appraisers shall examine and become acquainted with the lands and other property to be affected thereby. By direction of the board of directors, the engineer or one of his assistants shall assist such appraisers in their work and shall furnish from time to time such maps, plats, plans and other data as may be necessary for the performance of the appraisers' duties."

Page 22, Section 22, line 11: Change the word "or" to read "of" so that it will read "every item of property therein."

Page 27, Section 25, lines 9 to 11: Strike out the words "one or more of the directors may be appointed as a member or members of such assessment commission and."

Page 32, Section 29, line 36: Strike out the third word "in-to" and insert in lieu thereof "in toto."

Page 33, Section 30, line 4: Insert the word "and" between the words "plan" and "specifications."

Page 33, Section 30, line 6: Insert the word "the" between the word "with" and the word "changes."

Page 35, Section 33: Insert a caption of this section to read "APPEALS NOT TO CAUSE DELAY."

Page 35, Section 33, line 11: Change the word "relieved" to the word "reviewed."

Page 35, Section 33, line 16: Change the word "relief" to the word "review."

Page 35, Section 33, line 14: Change the word "relieve" to the word "review."

Page 37, Section 36, line 14: Strike out the comma between the words "act" and "the" and insert in lieu thereof the word "and."

Page 39, Section 38, line 32: Strike out the figures "28 and 29" and insert in lieu thereof, the figures "29 and 30."

Page 40, Section 38, line 40: Strike out the figures "38" and insert in lieu thereof the figures "39."

Page 41, Section 39, line 7: Insert after the figures "44" the words "and 45."

Page 43, Section 40, line 21: Change the figures "38" to the figures "39."

Page 47, Section 42, line 31: After the words "all parcels of land", insert "and to all corporations."

Page 47, Section 42, line 33: After the words "each parcel of land" insert the words "and to each corporation."

Page 50, Section 45: A caption should be inserted after the section number as "ISSUANCE OF BONDS."

Page 53, Section 46, line 3: Insert after the words "in said district," the words "in addition to that authorized by Section 18 hereof."

Page 11, Section 12, line 14 at the end of the last sentence insert:

"If a resolution be adopted and entered establishing the district, such resolution shall be deemed final and binding upon the real property within the district and no appeal or writ of error shall lie therefrom, and the adoption and entry of such resolution shall finally and conclusively establish the regular organization of the said district against all persons except the State of North Dakota, in an action in the nature of a writ of quo warranto, commenced by the Attorney General within three months after said resolution declaring such district organized as herein provided, and not otherwise. The organization of said district shall not be directly nor collaterally questioned in any suit, action or proceeding except as herein expressly authorized."

And the additional amendments:

Amend the Standing Committee's amendments so that they will read as follows: Where the line references are given incorrectly:

Page 3, Section 3, line 34.

Page 7, Section 6, line 24.

Page 10, Section 11, line 9.

Page 17, Section 19, line 1 to 3.

Page 20, Section 21 correct transposition of the figures so that they appear in correct numerical sequence.

Also,

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of lines A, B, and C and insert in lieu thereof "Section 1. Amendment.) Section 3 of Chapter 250 of the Session Laws of North Dakota of the year 1927 is hereby amended and re-enacted to read as follows:"

Line 1 of Section 1, strike out all of the line down to the word "STATE", and insert in lieu thereof "Section 3."

At the top of page 2 and preceding line 1 insert the following: "Section 2. AMENDMENT.) Section 4 of Chapter 250 of the 1927 Session Laws of the State of North Dakota is hereby amended and re-enacted to read as follows:"

Line 1, Section 2, strike out all of the line down to the word "POWERS" and insert in lieu thereof "Section 5."

Page 4 and immediately preceding Section 3, insert the following: "Section 3. AMENDMENT.) Section 5 of Chapter

250 of the 1927 Session Laws of the State of North Dakota, is hereby amended and re-enacted to read as follows:"

Line 1 of Section 3 strike out all of such line down to the word "Any" and insert in lieu thereof "Section 5."

Page 5 and preceding line 1 of Section 4 insert the following: "Section 4. AMENDMENT.) Section 7 of Chapter 250 of the Session Laws of the State of North Dakota of the year 1927, is hereby amended and re-enacted to read as follows:"

Line 1 of Section 4, strike out the word and figures "Section 4" where it appears at the beginning of line 1 and insert in lieu thereof "Section 7."

Page 6, line 10 of Section 4, strike out the figures 1927 and insert in lieu thereof "1929."

Line 12 same section and page, change the word "Certifications" to "Certification."

Preceding line 1 of Section 5 insert the following: "Section 5. AMENDMENT.) Section 8 of Chapter 250 of the Session Laws of North Dakota of the year 1927, be amended and re-enacted to read as follows:"

Line 1 of Section 5, strike out all of such line down to the word "DISPOSITION" and insert in lieu thereof "Section 8."

Also,

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

And recommend the adoption of the Standing Committee's Amendments as follows:

Section 1, line 10 of the printed bill following the word "Service" insert the word "to." Same line change the word "provided" to "provide."

Section 3, line 4 after the word "inspecting" strike out the "period" and insert the following: "and he shall provide for the grade inspection of such potatoes as are offered for shipment at such point."

Section 3, line 8 strike out the words "the service of" and insert in lieu thereof the word "such."

Section 3, line 10, following the word "fee" insert the following, "Following such inspection the inspector shall issue to the grower or shipper a certificate showing the grade of the potatoes so inspected."

Section 8 after the word "RAILWAY" in the title of the section insert the word "to."

Also,

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

And recommend that the bill be referred to the House for indefinite postponement.

GORDON COX,  
Chairman.

Mrs. Craig moved the adoption of the report of the Committee of the Whole, with the exception of Senate Bill No. 4.

Which motion prevailed and the report of the committee was adopted.

Mr. Lynch moved that the report of the Committee of the Whole in regard to Senate Bill No. 4 be adopted.

Mr. McCay offered as a substitute motion that Senate Bill No. 4 be re-referred to the Committee on Live Stock.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. McCay, the roll was called, and there were ayes, 52; nays, 55; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Martin
Bittner	Horner	Mau
Boe	Indergaard	Miller
Burkhart	Iverson	Muus
Burns	Jardine	Northridge
Carter	Johnston	Olafson
Cox	Johnson, Nelson	Olson, Hettinger
Craig	Johnson, Ward	Rulon

Messrs.	Messrs.	Messrs.
Dilland	Kneeland	Standley
Dyer	Larson	Steen
Erickson, Benson	Lavik	Thompson
Flom	Levin	Treffry
Freeman	Lindgren	Twichell
Halcrow	McColl	Watt
Hamilton	McCay	Wigen
Hanson	McDowall	Wilson
Henderson	McGauvran	Young
Henrickson		

Those voting in the negatvie were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Pfening
Anfinson	Isaak	Sax
Bell	Kapfer	Schultz
Bishop	Keierleber	Shurr
Bohnsack	Kraft	Smith
Brown	Larvick	Steedsman
Brunsdale	Lee	Svingen
Bubel	Lembcke	Swendseid
Butt	Lynch	Thatcher
Dickerson	McManus	Turner
Dolwig	Montgomery	Twete
Erickson, Kidder	Morgan	Van Berkorn
Fettig	Oberg	Veitch
Frojen	Opdahl	Wagner
Gibbens	Owings	Wentz
Gilchrist	Place	Westford
Hausmann	Plath, John, Cass	Worner
Helbling	Plath, Wm., Cass	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Johnson, Traill	Peters
Carlson	Olson, Burleigh	Wedel

So the motion was declared lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Van Berkorn moved that the vote by which the report of the Committee of the Whole was adopted be reconsidered and the motion to reconsider be laid on the table.

A return was made to the Seventh Order of Business.

Mr. Rulon moved that House Bill No. 126 be re-referred to the Committee on Banks and Banking.

Which motion prevailed and the bill was so re-referred.

Mr. Burkhart moved that House Bill No. 93, now in General



Orders, be placed at the head of the calendar for the next legislative day, for third reading and final passage.

Which motion prevailed.

Mr. Turner moved that the vote by which the committee report on House Bill No. 61 was indefinitely postponed be reconsidered.

Roll call demanded and granted.

The question being on the motion of Mr. Turner, the roll was called, and there were ayes, 40; nays, 66; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Larson	Schultz
Anderson	Larvick	Shurr
Burkhart	Lavik	Standley
Cox	Lynch	Steedsman
Craig	McCay	Steen
Erickson, Benson	Martin	Svingen
Erickson, Kidder	Montgomery	Thatcher
Gilchrist	Morgan	Thompson
Hanson	Oberg	Treffry
Henrickson	Olson, Hettinger	Turner
Indergaard	Pfenning	Wigen
Iverson	Rulon	Wilson
Johnson, Ward	Sax	Young
Keierleber		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hamilton	McManus
Bell	Hausmann	Mau
Bishop	Helbling	Miller
Bittner	Henderson	Muus
Boe	Hermes	Northridge
Bohnsack	Heffman	Olafson
Brown	Holthusen	Opdahl
Brunsdale	Horner	Owings
Bubel	Isaak	Place
Burns	Jardine	Plath, John, Cass
Butt	Johnston	Plath, Wm., Cass
Carter	Johnson, Nelson	Smith
Dickerson	Kapfer	Swendseid
Dilland	Kneeland	Twete
Dolwig	Kraft	Van Berkom
Dyer	Lee	Veitch
Fettig	Lembcke	Wagner
Flom	Levin	Watt
Freeman	Lindgren	Wentz
Frojen	McColl	Westford
Gibbens	McDowall	Worner
Halcrow	McGauvran	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Olson, Burleigh	Twichell
Carlson	Peters	Wedel
Johnson, Traill		

So the motion was lost.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Ployhar, Ettetstad, and Crocker, as a Conference Committee on House Bill No. 32.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. J. Schulz and J. C. Schulz, Linton; A. J. Bullamore, Glen Ullin; Paul Campbell, Minot; J. P. Schafer, Belfield; Edwin Overboe, Kindred; Mrs. Chas. Jones, Lisbon; Mrs. F. E. Mau, Enderlin; A. O. Foster, Oakes; Frank Fay, Hong; Miss Dency Dickinson, Bismarck; W. H. Murfin, Fargo.

Mr. J. G. Plath moved that the House do now recess until 12:30 noon the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FORTY-FOURTH DAY AFTER RECESS AND FORTY-  
FIFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 21, 1929.

The House assembled pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Eighth Order of Business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

And the Speaker signed the same in the presence of the House.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Twichell introduced:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial interest Therein to the Public.

Which was read the first and second times and referred to the Committee on State Affairs.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Was read the first and second times and referred to the committee on Judiciary.

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be Used in all State Institutions, County Buildings and Public Schools.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm or Corporation Named in Such Deed or Instrument.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Judiciary.

## GENERAL ORDERS

Mr. Smith moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Smith to the Chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 200. A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws of 1927, Relating to "Operating Vehicles—Rules." and Particularly to "Signals on Starting, Stopping, and Turning."

And offer the following amendments:

In lines 6 and 9 of the printed bill change the word "de-  
vise" to "device".

In line 10 of the printed bill following the semi-colon strike out balance of line 10 and all of line 11 and insert in lieu thereof "all new closed cars and trucks sold in North Dakota after January 1, 1930, shall be required to be equipped with an efficient mechanical or electrical device giving such required signals".

In line 14 of the printed bill strike out one "r" in "horizontally".

Also,

House Bill No. 132. A Bill for an Act Prohibiting Every Teacher of Public Schools, Every Member of the School Board, Every County Superintendent of Public Instruction, and the State Superintendent of Instruction, from Either Directly or Indirectly Permitting the Pupils of any School to be Organized into a Soliciting Agency for the Purpose of Selling any Publication or Commodity Whatsoever, Either by Means of Public Solicitation or Using the School House or any of the Equipment of a Public School House for the Purpose of Soliciting Subscriptions or Business of Any Kind. Penalty. For the Purpose of Preventing the Minds of the Pupils of the School to be Distracted from Educational Work and Formed into Clubs for the Purpose of Soliciting and Securing Subscriptions for Publications and Other Commodities and for Declaring the Public Policy of the State in Relation Thereto.

And recommend the adoption of the Standing Committee's amendments as follows:



Strike out all of the title of the bill after the words "A bill" and insert in lieu thereof, the following:

"For an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

"Be it Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. It shall be unlawful for any person, firm or corporation to attempt to sell, advertise for sale, or secure orders for, any merchandise whatever, or to attempt to secure subscriptions for any magazine, newspaper or other periodical, or to obtain agents or solicitors for any such purpose, through the agency of any public school in this state, or to attempt, during school hours or at any time upon public school premises, to organize pupils of such school into clubs or contesting bodies for any such purpose. It shall also be unlawful for a teacher of any public school, and for any school officer, to promote or knowingly to permit any of the acts above mentioned by such means; provided, however, that this act shall not in any way affect or restrict the educational or extra-curricula activities of any school, or its participation in any movement for the public welfare or for any charitable purpose, if such activity or movement is not connected with, and does not contribute to, any private business.

"Section 2. Any teacher violating any provision of this act shall be subject to dismissal by the school board, and any other person violating any such provision shall be subject to a fine of not more than One Hundred (\$100.00) Dollars".

Also,

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 28 thereof after the comma following the word "Judge" insert the following words: "County Superintendent of Schools."

Strike out all matter in proposed measure after line 35, and add in lieu thereof the following matter: "Provided that no county treasurer, and no sheriff, shall be eligible to hold office more than two consecutive terms. Provided, further, that in event of enactment of the foregoing Amendment to the Constitution at the Primary election held in June A. D. 1930, all candidates nominated at such primary for any office, the term of which shall be by such enactment so in-

creased to four years, shall be held nominated for such four year term”.

Also,

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 1, change the word “All” to “Any”.

Section 1, line 1, change the word “boats” to “boat”.

Section 1, lines 1 and 2, strike out the words “carrying passengers for hire” and insert in lieu thereof “having a passenger carrying capacity of six or more persons”.

Section 1, line 3, after the word “Dakota” insert the word “and”.

Section 2, line 1, after the word “Every” insert the word “such”.

Section 3, line 1, after the word “Every” insert the word “such”.

Strike out all of Section 5 and insert in lieu thereof the following:

“Sec. 5. The Sheriff shall issue a license to operate any such boat to any person applying for the same, upon being satisfied as to such person having the qualifications necessary to properly and safely operate such passenger boats, and shall require the payment of a licence fee of One (\$1.00) Dollar from each such applicant. No person shall operate such boat unless such person shall be licensed under the provisions hereof.”

Section 6, line 2 after the word “inspected” insert the words “or registered”.

Section 6 line 3 after the word “operating” strike out the word “each” and insert in lieu thereof the words “any such”.

Section 6, line 4, strike out the word “receive” and insert the word “collect”.

Section 6, line 6, strike out the word “receive” and insert the word “collect”.

Section 6, line 7, after the word “license”, insert the following “All fees collected hereunder by the sheriff shall be

paid into the county treasurer and the sheriff shall receive mileage for any travel hereunder at the rate provided by law."

And additional amendments.

Amend the Standing Committee's amendments as follows:

Strike out lines 1 and 2 of the printed bill to the word "on" and insert in lieu thereof "Section 1. Any motor or power-propelled boat having a passenger carrying capacity of six or more persons, and carrying persons for hire".

Also, after Section 9 insert "Emergency", and strike out the word "deemed" and insert "hereby declared to be" in lieu thereof.

Also,

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of the bill after the word "River" in line 4 of the printed bill insert the words "at or near Fort Yates, North Dakota".

Strike out capital "B" in the word "between" on line four and insert small letter "b".

F. PAUL SMITH,  
Chairman.

Mr. Turner moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the Committee was adopted.

Mr. Wilson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FORTY-FIFTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 21, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. A. J. Malmquist.

## ROLL CALL

All members present except Messrs. Johnson of Trail, Steen and Wornor.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third day after recess and Forty-fourth day and recommend that the same be corrected as follows:

Page 1, line 15, correct the spacing.

Page 3, line 5, correct the spelling of word "provisions" same page line 7 correct the spelling of word "chapter."

Page 4, line 14, strike out the word "of" and insert in lieu thereof the word "the".

Page 8, line 23, change "J. W. Standley" to "I. W. Standley."

Page 9, line 23, strike out the word "or" and insert in lieu thereof the word "of."

Page 9, line 30, strike out the second "of" and insert in lieu thereof the word "and."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

A letter from Jane Brower of Douglas asking legislative recompense for grain destroyed in her fields by wild ducks was read and referred to the Committee on Game and Fish.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Delayed Bills recommend that the following bill be introduced:

House Bill, introduced by Representative Twichell.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report, which report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 63. A Bill for an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Also,

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Also,

House Bill No. 147. -A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Also,

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Also,

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Also,

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

Also,

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Also,

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Also,

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Also,

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

A Minority of the Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was re-referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

A Minority have had the same under re-consideration and recommend that the same do pass.

ALBERT VAN BERKOM,  
JAMES McMANUS,  
A. S. KRAFT,  
E. E. IVERSON,  
C. D. DICKERSON,

A Majority of the Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was re-referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

A Majority have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. Van Berkomp moved the substitution and adoption of the minority report instead of the report of the majority on House Bill No. 186.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 227. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 9 and 18 of Chapter 101, of the Laws of North Dakota for 1927, Relating to the Barbers Examining Board of the State of North Dakota; and to Provide for Said Board Adopting Rules and Regulations Relating to Sanitary Conditions in Barber Shops, Prohibiting the Operation of Barbering Upon Certain People and Regulating the Power of Said Board in Supervision of Barber Shops.

Have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Majority of the Committee on Tax and Tax Laws made the following report:

Mr. Speaker: The Majority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 195. A Bill For an Act Relating to the Duties of the State Board of Equalization in Equalizing Property Valuations.



Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,  
E. M. INDERGAARD,  
WM. M. MARTIN,  
FRED SHURR,  
GEO. J. SCHULTZ,  
C. J. HANSON.

Mr. Indergaard moved that the report be adopted.

The Minority of the Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 195. A Bill For an Act Relating to the Duties of the State Board of Equalization in Equalizing Property Valuations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,  
HUGH McDOWALL,  
J. K. OLAFSON,  
WM. L. PLATH,  
JOHN DOLWIG,  
C. C. TURNER,  
F. M. BROWN,  
GORDON COX.

Mr. Jardine moved the substitution and adoption of the Minority report instead of that of the Majority.

Roll call demanded and granted.

The question being on the motion by Mr. Jardine, the roll was called, and there were ayes, 62; nays 46; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Olson, Hettinger
Bishop	Horner	Peters
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Kneeland	Smith
Burns	Larvick	Standley
Carter	Levin	Steedsman
Cox	Lynch	Thompson
Dolwig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	Martin	Veitch

Messrs.	Messrs.	Messrs.
Frojen	Mau	Watt
Gibbens	Miller	Wedel
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker
Hermes	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Amsberry	Indergaard	Owings
Anderson	Isaak	Place
Anfinson	Iverson	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Lavik	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Lindgren	Treffry
Dyer	McColl	Twete
Erickson, Kidder	McCay	Van Berkom
Gilchrist	McManus	Wagner
Hanson	Oberg	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Johnson, Traill	Wentz
Fettig	Lee	

So the motion prevailed. Mr. Jardine moved that the vote by which the committee report on House Bill No. 195 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the printed bill, strike out the figures "1925".

In line 3 of the title of the printed bill, after the word "Co-operative" insert the words "Corporations and".

In line 2 of Section 1 of the printed bill, strike out the figures "1925". In the same line strike out the first word "of" and insert in lieu thereof the word "to", and strike out the words "North Dakota for".

In line 10, Section 1, of the printed bill, strike out the semicolon following the word "notwithstanding" and insert in lieu thereof a period, and strike out the remainder of the Section, and insert in lieu thereof the following: "In such associations or corporations consisting of fifty or more stockholders, a quorum at such stockholders' meeting shall consist of at least twenty-five stockholders, present in person or by proxy; provided, however, that at least fifteen stockholders must be present in person. In such associations or corporations consisting of less than fifty stockholders, a quorum at such stockholders' meeting shall consist of a majority of the stockholders, present in person or by proxy; provided, however, that at least 20 per cent of such stockholders must be present in person".

Following line 15, page 2 of the printed bill, add the following: "Section 2. Emergency. This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

J. O. WIGEN,  
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 10322a57 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to the Breeding of Fur-bearing Animals Upon Proper Application Made to the Game and Fish Board; Permits Issued.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 109: A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Have had the same under consideration and recommend that the same do pass.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mrs. Craig moved that the absent members be excused.

Which motion prevailed.

Mr. Rulon moved that House Bill No. 93 be re-referred to the Committee on Appropriations.

Which motion prevailed, and the bill was so re-referred.

Mr. Twichell moved that House Bill No. 105 be withdrawn from the committee on State Affairs.

Which motion prevailed.

Mr. Twichell then moved that House Bill No. 105 be placed at the head of today's calendar.

Which motion prevailed.

Mr. Kneeland moved that further consideration of House Bill No. 219 be deferred one legislative day.

Which motion prevailed.

Senate Concurrent Resolution "B" was read. Mr. Twichell moved that the resolution be printed in the Journal and that it be referred to the proper committee.

Which motion prevailed.

Concurrent Resolution No. B. Whereas, in June, 1930, the people of Iceland are celebrating the Millennial of the Icelandic Parliament or Althing; and

Whereas, this is a unique occasion, this being the oldest Parliament or Legislative body in existence, being established by the Republic of Iceland in 980 A. D.; and

Whereas, the Icelandic nation is historically the preserver in its literature of the common ethnic lore and the cultural background of the Nordic races, and is culturally and ethnic-

ally most intimately interrelated with the races from which the bulk of the population of this State has sprung; and

Whereas, this State has the largest number of people of Icelandic birth and descent of any state in the Union, and these sons and daughters of the North have proved loyal and model citizens, contributing an honorable share towards the building up of this State and Nation, thus reflecting honor on the land of their adoption as well as the land of their origin:

BE IT RESOLVED, by the Legislative Assembly of the State of North Dakota; That the State of North Dakota hereby through its Legislative Assembly extend to the government and people of Iceland its felicitation on this historic occasion, and that the Governor of the State be authorized to appoint an official representative of the State to be present at the Millennial celebration of the Icelandic "Mother of Parliaments" in June, 1930, and to extend in person the greetings and good will of our State, and that an appropriately engrossed copy of these resolutions be prepared by the Secretary of State of North Dakota and delivered to said official representative for transmittal to the Government of Iceland.

Referred to the Committee on Judiciary.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 21, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 21, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase or Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 21, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.



## THIRD READING OF HOUSE BILLS

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919, as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Interstate Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 80; nays, 12; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hermes	Opdahl
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bittner	Indergaard	Piath, John, Cass
Boe	Isaak	Pfenning
Bohnsack	Iverson	Schultz
Brown	Jardine	Shurr
Brunsdale	Johnston	Standley
Bubel	Kapfer	Steedsman
Burkhart	Keierleber	Steen
Burns	Larson	Swendseid
Butt	Larvick	Thatcher
Carlson	Lavik	Thompson
Cox	Lembcke	Twete
Dillard	Levin	Twichell
Dyer	Lynch	Van Berkom
Erickson, Kidder	McCoy	Veitch
Fettig	McCay	Watt
Flom	McGauvran	Wedel
Freeman	McManus	Wentz
Frojen	Martin	Westford
Gibbens	Mau	Wigen
Gilchrist	Miller	Wilson
Halcrow	Morgan	Worner
Hanson	Olafson	Young
Hausmann	Olson, Burleigh	Mr. Speaker
Helbling	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Dolwig	Muus
Bishop	Henrickson	Owings
Carter	Johnson, Ward	Sax
Craig	Lindgren	Turner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Traill	Oberg
Dickerson	Kneeland	Plath, Wm., Cass
Erickson, Benson	Kraft	Rulon
Hamilton	Lee	Smith
Henderson	McDowall	Svingen
Hoffman	Montgomery	Treffry
Johnson, Nelson	Northridge	Wagner

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Was read the third time.

Mr. Freeman asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Freeman then offered the following amendments:

In the title of the printed bill and throughout the bill wherever the words "protein contents" appear change same to read "protein content."

Which amendments were accepted.

Mr. Burkhart then moved that the rules be suspended and House Bill No. 198 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 81; nays, 18; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Northridge
Amsberry	Hermes	Oberg
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Pfening
Brown	Johnston	Sax
Brunsdale	Johnson, Ward	Schultz

Messrs.	Messrs.	Messrs.
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Standley
Burns	Kraft	Steen
Butt	Larson	Svingen
Carlson	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lembcke	Thompson
Dillard	Lindgren	Twete
Dolwig	McColl	Twichell
Dyer	McCay	Van Berkorn
Erickson, Kidder	McDowall	Veitch
Fettig	McGauvran	Wagner
Flom	McManus	Wedel
Freeman	Martin	Wentz
Gilchrist	Miller	Westford
Halcrow	Morgan	Wilson
Hanson	Muus	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Henderson	Peters
Carter	Henrickson	Rulon
Frojen	Johnson, Nelson	Steedsman
Gibbens	Lynch	Watt
Hamilton	Montgomery	Worner
Hausmann	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	Lee	Smith
Erickson, Benson	Levin	Treffry
Hoffman	Mau	Turner
Johnson, Traill	Olafson	Wigen
Kneeland	Plath, Wm., Cass	

So the bill passed and the title was agreed to.

Mr. Twete moved that the vote by which House Bill No. 198 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

Was read the third time.

Mr. Twichell asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Twichell then offered the following amendment: In line 7 of the title of the printed bill strike out the balance of the title after the word "inmate," and insert "under the age of sixteen years, of any such institution."

Which amendment was adopted.

Mr. Twichell then moved that the rules be suspended and House Bill No. 220 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 59; nays, 44; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Pfenning
Amsberry	Iverson	Rulon
Anderson	Jardine	Schultz
Bell	Johnson, Nelson	Smith
Bittner	Johnson, Ward	Standley
Brown	Keierleber	Steedsman
Brunsdale	Lynch	Steen
Bubel	McCay	Svingen
Burns	McDowall	Thompson
Cox	McGauvran	Turner
Dickerson	McManus	Twete
Dilland	Mau	Twichell
Dolwig	Miller	Van Berkom
Flom	Morgan	Veitch
Freeman	Muus	Watt
Gibbens	Northridge	Wentz
Halcrow	Oberg	Westford
Hamilton	Olson, Burleigh	Wigen
Helbling	Plath, John, Cass	Mr. Speaker
Hermes	Plath, Wm., Cass	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Henrickson	Olson, Hettinger
Boe	Hoffman	Opdahl
Bohnsack	Holthusen	Owings
Burkhart	Indergaard	Peters
Butt	Isaak	Place
Carter	Johnston	Shurr
Craig	Kapfer	Swendseid
Dyer	Kraft	Thatcher

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Larson	Treffry
Fettig	Larvick	Wagner
Frojen	Lavik	Wedel
Gilchrist	Lembcke	Wilson
Hanson	Levin	Worner
Hausmann	Lindgren	Young
Henderson	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Kneeland	Montgomery
Carlson	Lee	Olafson
Erickson, Benson	McCull	Sax
Johnson, Traill		

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 220 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. O. E. Erickson explained his vote.

I have always been opposed to laws favoring closed corporations. I can't see anything or anybody will be benefitted but the milk dealers of Bismarck. This gives them an opening wedge for another closed corporation. I vote "no."

House Bill No. 63. A Bill For an Act to Appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) from Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Mercer County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do All Necessary Preliminary Acts.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Owings
Anderson	Holthusen	Peters

Messrs.	Messrs.	Messrs.
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Carlson	Kraft	Smith
Cox	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Twete
Fettig	McCay	Twichell
Flom	McGauvran	Van Berkom
Freeman	McManus	Veitch
Frojen	Martin	Wagner
Gibbens	Mau	Watt.
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hanson	Morgan	Westford
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olson, Burleigh	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bittner	Johnson, Traill	Olafson
Brown	Johnston	Standley
Butt	Kneeland	Swendseid
Carter	Lee	Turner
Erickson, Benson	McColl	Wigen
Hamilton	McDowall	

So the bill passed and the title was agreed to.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 84; nays, 10; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anfinson	Holthusen	Place
Bell	Horner	Plath, John, Cass
Bishop	Indergaard	Plath, Wm., Cass
Bittner	Isaak	Rulon
Boe	Iverson	Sax
Bohnsack	Johnston	Schultz
Brown	Johnson, Nelson	Shurr
Bubel	Johnson, Ward	Smith
Burkhart	Kapfer	Steedsman
Burns	Kneeland	Steen
Butt	Kraft	Svingen
Carlson	Larvick	Thatcher
Carter	Lavik	Treffry
Cox	Lembcke	Twichell
Dolwig	Levin	Van Berkom
Dyer	Lynch	Veitch
Erickson, Benson	McColl	Wagner
Erickson, Kidder	McCay	Watt
Fettig	Martin	Wedel
Frojen	Mau	Wentz
Gibbens	Miller	Westford
Gilchrist	Morgan	Wigen
Halcrow	Muus	Wilson
Hamilton	Northridge	Worner
Hausmann	Oberg	Young
Helbling	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Hanson	Lindgren
Dickerson	Henrickson	Owings
Dillard	Hermes	Twete
Flom		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Lee	Peters
Brunsdale	McDowall	Pfenning
Freeman	McGauvran	Standley
Jardine	McManus	Swendseid
Johnson, Traill	Montgomery	Thompson
Keelerleber	Olafson	Turner
Larson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 81; nays, 10; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Henderson	Peters
Bell	Henrickson	Plath, John, Cass
Bittner	Hermes	Plath, Wm., Cass
Boe	Hoffman	Rulon
Bohnsack	Holthusen	Schultz
Brown	Horner	Smith
Bubel	Indergaard	Standley
Burkhart	Iverson	Steedsman
Burns	Johnston	Steen
Butt	Johnson, Ward	Svingen
Carlson	Kapfer	Thatcher
Carter	Keierleber	Thompson
Cox	Kneeland	Treffry
Dolwig	Kraft	Turner
Dyer	Larvick	Twichell
Erickson, Benson	Lembcke	Van Berkom
Fettig	Levin	Wagner
Flom	Lynch	Watt
Freeman	McColl	Veitch
Frojen	McCay	Wedel
Gibbens	Mau	Wentz
Gilchrist	Morgan	Westford
Halcrow	Northridge	Wigen
Hamilton	Oberg	Wilson
Hanson	Olson, Burleigh	Worner
Hausmann	Olson, Hettinger	Young
Helbling	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Erickson, Kidder	Owings
Craig	Lindgren	Shurr
Dickerson	Martin	Twete
Dillard		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Larson	Montgomery
Anderson	Lavik	Muus
Bishop	Lee	Olafson
Brunsdale	McDowall	Place
Isaak	McGauvran	Pfennig
Jardine	McManus	Sax
Johnson, Nelson	Miller	Swendseid
Johnson, Traill		

So the bill passed and the title was agreed to.



House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 94; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Opdahl
Anfinson	Hermes	Owings
Bell	Hoffman	Peters
Bishop	Holthusen	Plath, John, Cass
Bittner	Horner	Plath, Wm., Cass
Bohnsack	Indergaard	Pfenning
Brown	Isaak	Rulon
Brunsdale	Iverson	Shurr
Bubel	Johnson, Nelson	Schultz
Burkhart	Johnson, Ward	Smith
Burns	Kapfer	Standley
Butt	Keierleber	Steen
Carlson	Kneeland	Svingen
Carter	Kraft	Swendseid
Cox	Larson	Thatcher
Craig	Larvick	Thompson
Dickerson	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Erickson, Kidder	McCull	Van Berkorn
Fettig	McCay	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gibbens	Montgomery	Wedel
Gilchrist	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Northridge	Wigen
Hanson	Oberg	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson		

Those voting in the negative were:

Messrs.  
Steedsman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	McManus

Messrs.	Messrs.	Messrs.
Anderson	Johnson, Traill	Miller
Boe	Lavik	Olafson
Dilland	Lee	Place
Flom	McDowall	Sax
Jardine	McGauvran	Mr. Speaker

So the bill passed and the title was agreed to.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 91; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Amsberry	Hermes	Plath, John, Cass
Anfinson	Hoffman	Plath, Wm., Cass
Bell	Horner	Pfenning
Bishop	Indergaard	Rulon
Bittner	Isaak	Sax
Bohnsack	Iverson	Schultz
Brown	Jardine	Shurr
Brunsdale	Johnson, Nelson	Smith
Bubel	Johnson, Ward	Standley
Burkhart	Kapfer	Steedsman
Burns	Keierleber	Steen
Butt	Kneeland	Svingen
Carlson	Kraft	Swendseid
Carter	Larson	Thatcher
Cox	Larvick	Thompson
Dilland	Lembcke	Treffry
Dolwig	Lindgren	Turner
Dyer	McColl	Twete
Erickson, Benson	McCay	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Veitch
Freeman	Mau	Wagner
Frojen	Montgomery	Watt
Gibbens	Morgan	Wentz
Gilchrist	Muus	Westford
Halcrow	Northridge	Wigen
Hamilton	Olson, Burleigh	Wilson
Hausmann	Olson, Hettinger	Worner
Helbling	Opdahl	Young
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Holthusen	Owings
Dickerson	Levin	Wedel
Erickson, Kidder		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Lavik	Miller
Boe	Lee	Oberg
Hanson	Lynch	Olafson
Johnston	McDowall	Place
Johnson, Traill	McGauvran	Mr. Speaker

So the bill passed and the title was agreed to.

Mr. O. E. Erickson requested a return to the Seventh Order of Business.

Mr. Erickson moved that the Board of Administration be instructed to buy a picture of George Washington to be hung in the Capitol Building.

Which motion prevailed.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Was read the third time.

Mr. Indergaard asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Indergaard then offered the following amendment: In line 9 of the printed bill change the last "or" to "and". Which amendment was adopted.

Mr. Indergaard then moved that the rules be suspended and House Bill No. 191 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 88; nays, 5; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Amsberry	Holthusen	Place

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Isaak	Pfenning
Bittner	Iverson	Rulon
Bohnsack	Jardine	Sax
Brown	Johnson, Nelson	Shurr
Brunsdale	Keierleber	Smith
Burkhart	Kneeland	Standley
Burns	Kraft	Steedsman
Butt	Larson	Steen
Carlson	Larvick	Svingen
Craig	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Benson	McCcoll	Twichell
Fettig	McCay	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hanson	Northridge	Wilson
Hausmann	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Young
Henrickson	Opdahl	Mr. Speaker
Hermes		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carter	Owings	Van Berkom
Dickerson	Schultz	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Johnston	McGauvran
Boe	Johnson, Traill	Miller
Bubel	Johnson, Ward	Oberg
Cox	Kapfer	Olafson
Erickson, Kidder	Lavik	Turner
Flom	Lee	Twete
Helbling	McDowall	

So the bill passed and the title was agreed to.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 81; nays, 9; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Peters
Amsberry	Holthusen	Place
Anfinson	Horner	Plath, John, Cass
Bishop	Indergaard	Plath, Wm., Cass
Bittner	Isaak	Pfenning
Bohnsack	Iverson	Rulon
Brown	Jardine	Sax
Brunsdale	Johnson, Nelson	Shurr
Bubel	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Svingen
Craig	Lavik	Thatcher
Dillard	Lembcke	Thompson
Dyer	Lindgren	Treffry
Fettig	Lynch	Twichell
Flom	McColl	Van Berkom
Freeman	McDowall	Veitch
Frojen	Mau	Wagner
Gibbens	Montgomery	Watt
Gilchrist	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Oberg	Wigen
Hanson	Olafson	Wilson
Helbling	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Young
Henrickson	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boe	Kraft	McManus
Carter	Levin	Owings
Dickerson	McGauvran	Schultz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Hoffman	Miller
Bell	Johnston	Northridge
Burkhart	Johnson, Traill	Steen
Cox	Johnson, Ward	Swendseid
Dolwig	Kapfer	Turner
Erickson, Benson	Lee	Twete
Erickson, Kidder	McCay	Wedel
Hausmann	Martin	

So the bill passed and the title was agreed to.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Was read the third time.

Mr. Twichell asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Twichell then offered the following amendment: In the printed bill, strike out all the title after the words "For an Act" and insert in lieu thereof:

Providing that the execution of a specified certificate and the recording thereof, shall constitute prima facie evidence of the termination of the estate held by a deceased person, under an estate in joint tenancy: Providing for the recording of such certificate.

Mr. Twichell then moved that the rules be suspended and House Bill No. 147 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Peters
Bittner	Isaak	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lembcke	Steen
Craig	Levin	Svingen
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McCull	Twete
Erickson, Kidder	McCay	Twichell

Messrs.	Messrs.	Messrs.
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Gilchrist	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.
Dickerson	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Iverson	Place
Anderson	Johnson, Traill	Swendseid
Butt	Johnson, Ward	Thatcher
Erickson, Benson	Kraft	Turner
Halcrow	Lee	Wigen
Hoffman		

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Kapfer	Rulon
Bubel	Keierleber	Sax
Burkhart	Kneeland	Schultz
Burns	Kraft	Shurr
Carlson	Larson	Smith
Cox	Larvick	Standley

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Lavik	Steedsman
Dickerson	Lembcke	Steen
Dillard	Levin	Svingen
Dolwig	Lindgren	Thatcher
Dyer	Lynch	Thompson
Erickson, Kidder	McColl	Treffry
Fettig	McCay	Twete
Freeman	McDowall	Twichell
Flom	McGauvran	Van Berkom
Frojen	McManus	Veitch
Gibbens	Martin	Wagner
Gilchrist	Mau	Watt
Hamilton	Miller	Wedel
Hanson	Montgomery	Wentz
Hausmann	Morgan	Westford
Helbling	Muus	Wigen
Henderson	Oberg	Wilson
Henrickson	Olafson	Worner
Hermes	Olson, Burleigh	Young
Holthusen	Olson, Hettinger	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Erickson, Benson	Lee
Anderson	Halcrow	Northridge
Bohnsack	Hoffman	Swendseid
Butt	Johnson, Traill	Turner
Carter	Johnson, Ward	

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Also,

House Bill No. 194. A Bill For an Act Providing for the



Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenues Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the title of the printed bill, after the "Semicolon" insert the following: "Providing for the licensing and bonding of dealers and refunding a tax on motor fuel used for other purposes than motor vehicles operated upon state highways;"

On page 2, line 28 of the printed bill, strike out the word "five" and insert in lieu thereof the word "two".

On page 3, line 37 of the printed bill, after the word "auditor" insert a "comma".

On page 3, line 48 of the printed bill, strike out the following words: "the force and effect".

On page 3, line 49 of the printed bill, after the word "license" strike out the "period" and add the following: "in full force and effect."

On page 4, line 59 of the printed bill, after the word "determine" strike out the "period" and insert in lieu thereof a "comma", and add the following: "which shall not exceed three times the amount of the state license tax on all gasoline sold by such dealer during the preceding month, and not less than \$500.00."

On page 4, line 63 of the printed bill, strike out the words "the law" and insert in lieu thereof the words, "this act".

On page 4, line 73 of the printed bill, after the word "as" insert the word "herein", and in the same line strike out the two last words "by law".

On page 4, line 77 of the printed bill, strike out the word "original".

On page 4, line 78 of the printed bill, strike out the word "original" and insert in lieu thereof the word "or". In the same line following the word "ticket" strike out the "comma" and the remainder of the line.

On page 4, line 79 of the printed bill, strike out the words "the State Auditor".

On page 5, line 83 of the printed bill, correct the spelling of the word "vehicle".

On page 5, line 84 of the printed bill, after the word "charged" insert the following: "and which such invoice or ticket shall be numbered and show thereon that it is the purchaser's invoice". In the same line following the word "and", insert the words "the same".

On page 5, line 85, of the printed bill, strike out the word "original".

On page 5, line 86 of the printed bill, strike out the words "at the time of delivery".

On page 5, Section 2, line 12 of the printed bill, strike out the word "that" and insert in lieu thereof the word "than".

On page 6, line 21 of the printed bill, strike out the word "original", and in the same line after the word "or" insert the following: "ticket properly markd paid by the dealer", and in the same line strike out the words "receipt thereof".

On page 6, line 29 of the printed bill, after the word "other" insert the word "than".

On page 6, line 32 of the printed bill, strike out the word "nine" and insert the word "six" in lieu thereof.

J. A. JARDINE,  
Chairman.

### THIRD READING OF HOUSE BILLS

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Amsberry	Holthusen	Place
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Isaak	Pfenning
Bittner	Iverson	Rulon
Boe	Jardine	Sax
Bohnsack	Johnston	Schultz
Brown	Johnson, Nelson	Shurr
Brunsdale	Kapfer	Smith
Bubel	Keierleber	Standley
Burkhart	Kneeland	Steedsman
Burns	Larson	Steen
Butt	Larvick	Svingen
Carlson	Lavik	Swendseid
Carter	Lembcke	Thatcher
Cox	Levin	Thompson
Craig	Lindgren	Treffry
Dilland	Lynch	Turner
Dolwig	McDowall	Twete
Erickson, Benson	McGauvran	Twichell
Erickson, Kidder	McManus	Van Berkom
Fettig	Martin	Veitch
Flom	Mau	Wagner
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gibbens	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Oberg	Wigen
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker
Hermes	Owings	

Those voting in the negative were:

Messrs.  
Dickerson  
Henrickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Johnson, Ward	McCay
Dyer	Kraft	Northridge
Gilchrist	Lee	
Johnson, Traill	McColl	

So the bill passed and the title was agreed to.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Amsberry	Horner	Peters
Anfinson	Iverson	Place
Bell	Jardine	Plath, John, Cass
Bishop	Johnston	Plath, Wm., Cass
Bittner	Johnson, Nelson	Pfenning
Boe	Kapfer	Rulon
Bohnsack	Keierleber	Schultz
Brown	Larson	Shurr
Burns	Larvick	Smith
Butt	Lavik	Standley
Carlson	Lembcke	Steedsmen
Carter	Levin	Steen
Craig	Lindgren	Svingen
Dickerson	McCull	Swendseid
Dillard	McCay	Thatcher
Dolwig	McDowall	Thompson
Erickson, Benson	McGauvran	Treffry
Erickson, Kidder	McManus	Turner
Fettig	Martin	Twete
Flom	Mau	Twichell
Freeman	Miller	Veitch
Gibbens	Montgomery	Wagner
Gilchrist	Morgan	Watt
Halcrow	Muus	Wentz
Hamilton	Northridge	Westford
Hausmann	Oberg	Wigen
Henderson	Olafson	Wilson
Hermes	Olson, Burleigh	Young
Hoffman	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Helbling	Owings
Frojen	Indergaard	Van Berkom
Hanson	Isaak	Wedel
Henrickson	Kraft	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Dyer	Lee
Brunsdale	Johnson, Traill	Lynch
Burkhart	Johnson, Ward	Sax
Cox	Kneeland	Worner

So the bill passed and the title was agreed to.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 8; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Place
Amsberry	Johnston	Plath, John, Cass
Anfinson	Johnson, Nelson	Plath, Wm., Cass
Bell	Johnson, Ward	Pfenning
Bishop	Kapfer	Rulon
Bittner	Keierleber	Sax
Boe	Kneeland	Schultz
Bohnsaek	Kraft	Shurr
Brunsdale	Larson	Smith
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carter	Lembcke	Steen
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	McColl	Thatcher
Dolwig	McCay	Thompson
Erickson, Benson	McDowall	Treffry
Erickson, Kidder	McGauvran	Turner
Flom	McManus	Twete
Freeman	Martin	Twichell
Gibbens	Mau	Van Berkom
Gilchrist	Miller	Veitch
Halcrow	Montgomery	Wagner
Hamilton	Morgan	Watt
Hausmann	Muus	Wentz
Henderson	Northridge	Westford
Hermes	Oberg	Wigen
Hoffman	Olson, Burleigh	Wilson
Holthusen	Olson, Hettinger	Worner
Horner	Opdahl	Young
Indergaard	Peters	Mr. Speaker
Iverson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Helbling	Owings
Frojen	Henrickson	Wedel
Hanson	Isaak	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Cox	Lee
Brown	Dyer	Lynch
Burkhart	Fettig	Olafson
Carlson	Johnson, Traill	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the final action on House Bill No. 208 be taken at this time.

Which motion prevailed.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2363b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Northridge
Anfinson	Henrickson	Oberg
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Holthusen	Opdahl
Boe	Horner	Peters
Bohnsack	Indergaard	Place
Brown	Isaak	Plath, John, Cass
Brunsdale	Iverson	Plath, Wm., Cass
Bubel	Jardine	Rulon
Burkhart	Johnston	Sax
Burns	Johnson, Nelson	Smith
Butt	Johnson, Ward	Standley
Carlson	Kapfer	Steedsman
Craig	Keierleber	Steen
Dickerson	Kneeland	Swendseid
Dillard	Kraft	Thompson
Dolwig	Larvick	Treffry
Erickson, Benson	Lavik	Turner
Fettig	Lembecke	Twichell
Flom	Levin	Veitch
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvrap	Wentz
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hamilton	Miller	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	McColl	Thatcher
Carter	Owings	Twete
Erickson, Kidder	Schultz	Van Berkom
Larson	Shurr	Wedel
Lindgren	Svingen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Johnson, Traill	Mau
Cox	Lee	Olafson
Dyer	Lynch	Pfenning

So the bill passed and the title was agreed to.

Mr. Freeman moved that House Bill No. 194 be placed at the head of the calendar for the following day.

Which motion prevailed.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Geo. E. Hag-

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gart, Fargo; Peter I. Enz, Arena; E. G. Larson, Valley City;  
Hank Georgenson, Niagara.

Mr. Horner moved that the House do now recess until 12:30  
noon the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.



FORTY-FIFTH DAY AFTER RECESS AND FORTY-  
SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 22, 1929.

The House assembled pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Thirteenth Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Was read the first and second times and referred to the Committee on Agriculture.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 164. A Bill for an Act to Repeal Section

6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Was read the first and second times and referred to the Committee on Live Stock.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Was read the first and second times and referred to the Committee on State Affairs.

A return was made to the Eleventh Order of Business.

### THIRD READING OF HOUSE BILLS

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Was read the third time.

Mr. Twichell asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Twichell then offered the following amendment: That line 3, section 13 of the printed bill be left exactly as originally printed.

Which amendment was adopted.

Mr. Twichell then moved that the rules be suspended and House Bill No. 194 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Olson, Burleigh
Amsberry	Helbling	Olson, Hettinger
Anderson	Henderson	Opdahl
Anfinson	Henrickson	Owings
Bell	Hoffman	Peters
Bishop	Holthusen	Place
Bittner	Horner	Plath, John, Cass
Boe	Indergaard	Plath, Wm., Cass
Bohnsack	Isaak	Pfenning
Brown	Iverson	Rulon
Brunsdale	Jardine	Sax
Bubel	Johnston	Schultz
Burkhart	Johnson, Nelson	Shurr
Burns	Johnson, Ward	Smith
Butt	Kapfer	Steedsman
Carlson	Keierleber	Steen
Carter	Kneeland	Svingen
Cox	Kraft	Thatcher
Craig	Larson	Thompson
Dickerson	Larvick	Treffry
Dilland	Lavik	Turner
Dolwig	Levin	Twete
Dyer	Lindgren	Twitchell
Erickson, Benson	Lynch	Veitch
Erickson, Kidder	McCoy	Watt
Fettig	McCay	Wedel
Flom	Martin	Wentz
Freeman	Mau	Westford
Frojen	Montgomery	Wigen
Gibbens	Morgan	Wilson
Gilchrist	Muus	Worner
Halcrow	Northridge	Young
Hamilton	Olafson	Mr. Speaker
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lembcke	Swendseid	Wagner
Oberg	Van Berkom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hermes	McDowall	Miller
Johnson, Traill	McGauvran	Standley
Lee	McManus	

So the bill passed and the title was agreed to. **Emergency** clause declared carried.

House Bill No. 200. A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws of 1927, Relating to "Operating Vehicles—Rules." and Particularly to "Signals on Starting, Stopping, and Turning."

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 10; nays, 92; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Larson	Opdahl
Carlson	Muus	Steen
Erickson, Kidder	Northridge	Twichell
Kraft		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Olson, Hettinger
Amsberry	Henderson	Owings
Anderson	Henrickson	Peters
Anfinson	Hoffman	Place
Bell	Holthusen	Plath, John, Cass
Bishop	Horner	Plath, Wm., Cass
Bittner	Indergaard	Pfenning
Boe	Isaak	Rulon
Bohnsack	Iverson	Sax
Brown	Jardine	Schultz
Bubel	Johnston	Shurr
Burns	Johnson, Nelson	Smith
Butt	Kapfer	Steedsman
Carter	Keilerleber	Svingen
Cox	Larvick	Thompson
Craig	Lavik	Treffry
Dickerson	Lembcke	Turner
Dilland	Levin	Twete
Dolwig	Lindgren	Van Berkorn
Dyer	Lynch	Veitch
Erickson, Benson	McCoy	Wagner
Fettig	McCoy	Watt
Flom	McDowall	Wedel
Freeman	McGauvran	Wentz
Frojen	Martin	Westford
Gibbens	Mau	Wigen
Gilchrist	Montgomery	Wilson
Halcrow	Morgan	Worner
Hamilton	Oberg	Young
Hanson	Olafson	Mr. Speaker
Hausmann	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Kneeland	Standley
Hermes	Lee	Swendseid
Johnson, Traill	McManus	Thatcher
Johnson, Ward	Miller	

So the bill failed of passage.

Mrs. Craig moved that the vote by which House Bill No. 200 failed of passage be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. M. J. Olson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FORTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 22, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. A. J. Malmquist.

#### ROLL CALL

All members present except Messrs. Lee and Standley.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth day after recess and Forty-fifth day and recommend that the same be corrected as follows:

Page 3, line 16, correct the spelling of word "content."

Page 4, line 10, correct the spelling of word "establishing."

Page 5, line 5, strike out the word "of" and insert in lieu thereof the word "or"; same page line 21, correct the spelling of the word "gas."

Page 6, line 27, strike out the second "or" and insert in lieu thereof the word "of."

Page 9, line 26, correct the spelling of word "recommend."

Page 10, strike out line 2 and insert in lieu thereof "Forty-fifth day."

Page 10, line 33, correct the spelling of word "from".

Page 21, line 46, strike out the word "of" and insert in lieu thereof, the word "or."

Page 26, line 9, correct the spacing.

Page 28, change "Oberg" from voting "nay" to "aye" and correct totals of vote to so correspond.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Also,

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Also,

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Also,

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Also,

House Bill No. 200. A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws



of 1927, Relating to "Operating Vehicles—Rules." and Particularly to "Signals on Starting, Stopping, and Turning."

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of line 6, Section 1, strike out the "Period" and insert the following:

"and shall have attached thereto a tag in duplicate with the same number as the license. Said tag shall be detached from the license and attached to the animal killed. The tag attached to the animal killed shall give a description of the animal, place and manner of killing and how disposed of. The duplicate tag shall be filled out in the same manner as the original and forwarded to the Game and Fish Board, and a complete record thereof shall be kept by the Secretary of the Game and Fish Board. All licenses issued under this Act shall be void when tag or duplicate is detached from such license. The bag limit shall be one anteloped deer for each person having the required license."

The above amendments refer to the printed bill.

C. A. MILLER,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 87. A Bill For an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureau; Forbidding Discriminatory Rates and Requiring Written Variation to be Filed; Requiring Fire Insurance Companies to Maintain or be Members of Rating Bureaus; Providing that Risks be Inspected; Requiring Rating Agreements to be Submitted to Commissioner of Insurance; also Providing for

**Review by Commissioner of Insurance of Rates Fixed by Bureau and Proceedings Under Appeal from Order of Commissioner; Penalty for Violation; Exempting County Mutual Companies, and Providing Appropriation for Administration Thereof.**

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and in lieu thereof insert the following:

A BILL

For an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF  
THE STATE OF NORTH DAKOTA:**

Section 1. Every rating bureau engaged in making rates or estimates for rates for fire insurance on property in this state shall inspect every risk specifically rated by it upon schedule and make a written survey of such risk. A copy of any such survey shall be furnished to the Commissioner of Insurance of this state and to the owner of the property upon written request.

Section 2. Upon written complaint that the survey on any individual risk is not correctly made up in accordance with the standard method of rating used in this state, the Commissioner of Insurance shall have power to make a full investigation of the same in the bureau and at the location of the property involved and if after investigation and bearing he is satisfied said rating is not correctly made up, he shall order said rating to be corrected to conform to said standard method of rating. The bureau shall be furnished with a copy of any such complaint.

Section 3. No such hearing shall be had until after ten days written notice to the bureau and the owner of the property involved in said hearing. Said hearing shall be held at a place designated by the Commissioner of Insurance. During the pendency of such hearing the rate involved shall be suspended and in the event the final determination shall be that said rate is excessive, any overcharge on account of such rate found to be excessive shall be refunded to the insurer.

Section 4. There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of Ten Thousand Dollars (\$10,000.00) or so much thereof as is needed, to pay salaries, traveling and other expenses necessar-

ily incurred by the Commissioner of Insurance and his department in the administration of this act.

C. VERNON FREEMAN,  
Chairman.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Have had the same under consideration and recommend that the same do pass.

A. N. FLOM,  
Chairman.

Mr. Flom moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and Maintenance of a Community Building as a Memorial to Those who Lost their Lives in Service to Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which Have Heretofore Been Levied or May Hereafter Be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In the written bill: In the title, line 3, after the word "who" insert the following: "rendered services, or"

Also in the title, line 3, between the words "Service" and "Their", strike out the word "to" and insert in lieu thereof the word "of".

Also in the printed bill, page 2, Section 1, line 8, strike out the words, "military headquarters" and insert the words "armory, library",

Also in Sec. 1, line 14 after the word "who", add the following: "rendered services, or".

Also, Sec. 1, line 15, spell the word "Great" with a capital "G".

And when so amended recommend the same do pass.

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 187. A Bill For an Act to Amend and Re-enact Section 11110a2 of the Supplement to the Compiled Laws of North Dakota, Relating to Persons Convicted and Under Sentence of Murder in the First Degree When Subject to Pardon.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON V. COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Have had the same under consideration and recommend that the same be referred to General Orders.

GORDON COX,  
Chairman.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property. Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments refer to the printed bill.

In line 1 of the title of the printed bill, following the word "assessment" insert a "comma" and the word "equalization", and in the same line, following the word "of" insert the word "operative".

On page 2, line 6 of the printed bill, following the word "conveying" insert the words "for hire" and in line 8 on the same page, after the first word "or" insert the word "bus".

On page 2, line 19 of the printed bill, strike out the word "devise" and insert in lieu thereof the word "device".

On page 2, line 26 of the printed bill, strike out the words "holding or owning" and insert in lieu thereof the words "owning or holding".

On page 2, line 28 of the printed bill, strike out the words "heat or" and insert in lieu thereof the word "electric", and in the same line, following the word "power" insert the words "or steam heat".

On page 2, line 29 of the printed bill, strike out the words "by means of transmission lines."

On page 3, line 39 of the printed bill, strike out the word "state" and insert in lieu thereof the word "stage".

On page 3 of the printed bill, strike out all of line 52, and in lieu thereof insert the following: "convenient to the operation of said business."

On page 4, line 63 of the printed bill, strike out the words "required for the convenient use" and insert in lieu thereof the words "convenient to the operation", and in line 64 strike out the word "and operation of said buildings" and insert in lieu thereof the words "of said business".

On page 4, of the printed bill, at the end of line 69, add the following: "Land and buildings rented and used but not owned by such companies shall not be considered to be operative property."

On page 4, line 78 of the printed bill, strike out the words "belonging to".

On page 5, line 82 of the printed bill, strike out the words "to which it belongs" and insert in lieu thereof the following: "may apportion the assessment between such companies equitably".

On page 5, line 84 of the printed bill, strike out the words "belonging to". In the same line and in line 85, strike out the word "corporation" after the word "other" and insert in lieu thereof the word "company", and in line 85 strike out the second word "corporation" and insert in lieu thereof the word "company".

On page 5, Section 3, line 8 of the printed bill, after the word "facts" insert the following: "as of January 1st of the same year unless otherwise specified herein".

On page 7, line 42 of the printed bill, strike out the words "interest paid" and insert in lieu thereof the words "amount of interest for preceding year".

On page 7, line 48 of the printed bill, after the first word "the" insert the word "operative".

On page 7, line 53 of the printed bill, strike out the word "like".

On page 8, line 64 of the printed bill, following the words "North Dakota" strike the remainder of the line.

On page 8, line 65 of the printed bill, strike out the word "income" and insert in lieu thereof the following words "for the years or period the Tax Commissioner may request or specify, not exceeding five years".

On page 8, strike out all of lines 66, 67 and 68.

On page 8, line 69, strike out the figures "18" and insert in lieu thereof the figures "17".

On page 8, line 70, strike out the word "cities".

On page 8, line 71, strike out the word "Commission" and insert in lieu thereof the word "Commissioner."

On page 8, line 72, strike out the figures "19" and insert in lieu thereof the figures "18".

On page 8, line 74, after the word "upon" insert the word "the".

On page 8, line 75, strike out the word "company" and insert in lieu thereof the word "property".

On page 8, line 76, strike out the figures "20" and insert in lieu thereof the figures "19".

On page 8, line 79, after the word "line" insert the following: "located outside of municipalities".

On page 8, line 81, before the word "number" insert the word "Average", and in the same line following the word "mile" insert the words "in such lines".

On page 8, line 82, following the word "wire" insert the words "in such lines".

On page 8, line 87, strike out the figures "21" and insert in lieu thereof the figures "20".

On page 9, Section 4, line 5, after the word "the" insert the word "facts".

On page 9, line 10, following the word "each" insert the word "any".

On page 9, line 12, following the word "company", insert a "comma" and the words "for that year".

On page 9, Section 5, line 2, strike out the second word "the" and insert in lieu thereof the word "a."

On page 10, line 13, strike out the word "said" and insert in lieu thereof the following: "its business as a public utility."



On page 10, line 14, strike out the words "enumerated lines of business."

On page 10, line 22, after the word "regards" insert the word "as."

On page 10, line 23 and 24 strike out the words "within ten days thereafter."

On page 11, line 23 and 24 strike out the words "within ten days thereafter."

On page 11, line 38, after the first word "and" insert the word "to."

On page 12, line 16, after the word "give" insert the words "ten days."

On page 13, Section 9, line 10, strike out the word "cost" and insert in lieu thereof the word "value."

On page 13, Section 9, line 19, strike out the word "cost" and insert in lieu thereof the words "value less depreciation."

On page 13, line 24, strike out the word "substantial," and in the same line after the word "Assessment" add the following: "Provided that in the case of express and sleeping car companies the term "mileage" as used in this Section shall mean miles run or wheelage made by the cars of such express or sleeping car companies."

On page 14, line 4, after the word "valuation" insert the following: "and tentative assessment."

On page 14, on lines 6 and 7, strike out the following words: "and the tentative assessment thereof by the Tax Commissioner."

On page 14, line 8, after the word "fact" insert the word "made."

On page 14, line 21, strike out the word "five" and in lieu thereof insert the word "ten."

On page 14, lines 22 and 23, after the word "instance" strike out the following: "except where a notice is" and insert in lieu thereof the following: "either addressed to the company or."

On page 14, line 24, after the word "company" strike out the balance of the line.

On page 14, line 25, strike out the word "act."

On page 13, Section 9, line 2, strike out the following words "required to be."

On page 15, line 31, after the word "property" strike out the period and insert in lieu thereof a comma, and add the following: "as compared with the assessment of property generally throughout the state in proportion to its true and full value."

On page 15, line 32, strike out the word "operating" and insert in lieu thereof the word "operative."

On page 15 line 37, strike out the word "class of."

On page 15, line 39, strike out the comma after the word "property" and insert in lieu thereof a period, and then strike out the balance of the line.

On page 15, line 40, strike out the following words "of line of the company within the state."

On page 15, line 42, after the word "assessment" strike the following words: "as a whole or" and in the same line after the word "several" strike out the following words: "classes of".

On page 15, line 43, strike out the word "several".

On page 15, line 44, strike out the word "apportionment" and insert in lieu thereof the word "Allocation."

On page 15, line 48, strike out the word "distribution" and insert in lieu thereof the word "exchange," and in the same line after the word "electric" strike out the comma, and in the same line after the word "power" insert a comma.

On page 15, line 49, insert the word "electric" at the beginning of the line.

On page 16, line 51 strike out the word "apportioned" and insert in lieu thereof the word "allocated."

On page 16, line 57 strike out the word "may" and insert in lieu thereof the word "shall."

On page 17, Section 12, line 8, strike out the following words: "taxes shall be levied" and insert in lieu thereof the following: "Taxes shall be extended upon the same percentage of full value as is required in the case of other property."

Section 13, page 17, line 9, strike out the word "therefore" and insert in lieu thereof the following: "therefor."

Section 14, page 17, line 5, after the word "county" insert the following: "that are a part of a single and continuous line or lines."

Section 14, page 17, line 6, strike out the word "government" and insert in lieu thereof "governmental."

Section 15, page 18, lines 4 and 5, strike out the following: "first day of December," and insert in lieu thereof the following: "date general property taxes become due."

Section 15, page 18, line 11, strike out the word "and."

Section 15, page 18, line 12, strike out the word "make."

On page 18, line 13, strike out the words "bill or sale", and insert in lieu thereof the words "bill of sale."

On page 18, line 21, after the word "of" insert the word "delinquent."

On page 18, line 24, after the word "assessed" insert the following: "or in whose possession the same may then be."

On page 18, lines 24 and 25, strike out the following: "in whose possession the same may then be."

And when so amended recommend the same do pass.

J. A. JARDINE,  
Chairman.

A majority of the Committee on Insurance made the following report:

Mr. Speaker: A majority of your Committee on Insurance to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted.

A minority of the Committee on Insurance made the following report:

Mr. Speaker: A minority of your Committee on Insurance to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate

and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out Sections (3b) and (3c) in the printed bill from and including line 18 and down to and including line 28.

C. O. SVINGEN,  
MABEL C. LINDGREN,  
H. F. BUTT,  
EINAR TWETE,  
L. H. STEEN,

Mr. Wigen offered as a substitute motion that House Bill No. 157 be re-referred to the Committee on Insurance.

Which motion prevailed and the bill was so re-referred.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 189b1, 189b5, 189b9 and 189b11 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to State Hail Insurance, Stating What Crops May be Insured, Defining the Duties of Assessors and County Auditors, and Providing for Method of Making Crop Affidavits, and Forms Thereof, and Defining "Excepted Counties."

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 162. A Concurrent Resolution For an Amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 229. A Bill for an Act Providing for the Hiring of Bus Drivers and Defining Their Duties and Obligations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

Report of the Committee on Delayed Bills.

Mr. Speaker: Your Committee on Delayed Bills beg leave to report that they have recommendd for introduction the following bills:

House Bill, introduced by Representatives Hausmann and Henderson.

House Bill, introduced by the Committee on Delayed Bills.

House Bill introduced by Representative Freeman.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 22, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 22, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of



North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Fettig moved that the absent members be excused.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Freeman introduced:

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Which was read the first and second times and referred to the Committee on Judiciary.

Messrs. Hausmann and Henderson introduced:

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Which was read the first and second times and referred to the Committee on Judiciary.

The Committee on Delayed Bills introduced:

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Which was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Horner requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Horner then moved that House Bill No. 228 be referred to the Committee on Judiciary.

Which motion prevailed and the bill was so re-referred.

Mr. Kneeland moved that House Bill No. 219 be placed on General Orders for today.

Which motion prevailed.

#### GENERAL ORDERS

Mr. Burkhart moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

When the committee arose it submitted the following report:

The Speaker called Mr. Burkhart to the chair.

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenues Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 5 of the title of the printed bill, after the "Semicolon" insert the following: "Providing for the licensing and bonding of dealers and refunding a tax on motor fuel used for other purposes than motor vehicles operated upon state highways."

On page 2, line 28 of the printed bill, strike out the word "five" and insert in lieu thereof the word "two."

On page 3, line 37 of the printed bill, after the word "auditor" insert a "comma."

On page 3, line 48 of the printed bill, strike out the following words: "the force and effect."

On page 3, line 49 of the printed bill, after the word "license" strike out the "period" and add the following: "in full force and effect."

On page 4, line 59 of the printed bill, after the word "determine" strike out the "period" and insert in lieu thereof a "comma," and add the following: "which shall not exceed three times the amount of the state license tax on all gasoline sold by such dealer during the preceding month, and not less than \$500.00."

On page 4, line 63 of the printed bill, strike out the words "the law" and insert in lieu thereof the words, "this act."

On page 4, line 73 of the printed bill, after the word "as" insert the word "herein", and in the same line strike out the two last words "by law."

On page 4, line 77 of the printed bill, strike out the word "original."

On page 4, line 78 of the printed bill, strike out the word "original" and insert in lieu thereof the word "or". In the same line following the word "ticket" strike out the "comma" and the remainder of the line.

On page 4, line 79 of the printed bill, strike out the words "the State Auditor."

On page 5, line 83 of the printed bill, correct the spelling of the word "vehicle."

On page 5, line 84 of the printed bill, after the word "charged" insert the following: "and which such invoice or ticket shall be numbered and show thereon that it is the purchaser's invoice." In the same line following the word "and," insert the words "the same."

On page 5, line 85, of the printed bill, strike out the word "original."

On page 5, line 86 of the printed bill, strike out the words "at the time of delivery."

On page 5, Section 2, line 12 of the printed bill, strike out the word "that" and insert in lieu thereof the word "than."

On page 6, line 21 of the printed bill, strike out the word "original," and in the same line after the word "or" insert the following: "ticket properly marked paid by the dealer," and in the same line strike out the words "receipt thereof."

On page 6, line 29 of the printed bill, after the word "other" insert the word "than."

On page 6, line 32 of the printed bill, strike out the word "nine" and insert the word "six" in lieu thereof.

And additional amendments.

In line 5 of the title of the printed bill and in line 5 of Section 1 of the printed bill after the word "therefrom," insert "Providing for the Licensing and Bonding of Dealers and Refunding a tax upon Motor Fund used for other purposes than motor vehicles operated upon State Highways.

J. H. BURKHART,  
Chairman.

Mr. Peters moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report was adopted.

Mr. Thatcher moved that the House do now recess for five minutes.

Which motion prevailed and the House stands recessed.

The House reconvened after recess.

Mr. Thatcher moved that the Speaker appoint a committee of three to notify the Senate that the House is ready to receive them in Joint Memorial Session.

Which motion prevailed, and the Speaker appointed as such committee Messrs. Smith, Steedsman and McManus.

The committee so appointed announced the presence of the Senate, and escorted Messrs. J. A. Heder, T. H. Thoreson and MacLain Johnson to the rostrum.

#### PROGRAM MEMORIAL SERVICES

Friday, February 22, A. D. 1929

Lieutenant Governor John W. Carr, presiding.

Prayer by the Chaplain.

Reading of Resolution:

Resolved: That this, the Twenty-first Legislative Assembly of the State of North Dakota, has heard with profound regret of the death of the Honorable William E. Purcell, a member of the Constitutional Convention, a former member of the State Senate and a former member of the United States Senate from this state; and the death of the Honorable Arthur G. Sorlie, Governor of this State from January 1st, 1925, to August 28, 1928; and the death of the Honorable Elmore Y. Sarles, Governor of the State during the years 1905 and 1906; and the death of Honorable Rihcard Grace, former Associate Justice of the Supreme Court of the State of North Dakota; and the death of Honorable Charles E. Wolfe, former Judge of the Third Judicial District; and the death of Warden John J. Lee, former Warden of the Penitentiary, and the following members of former Sessions of the Constitutional Convention and the Legislative Assembly: Wm. E. Purcell, J. M. Patch, Edward M. Nelson, Levi C. Goplerud, A. H. Smart, John N. Kuhl, Thos F. Murtha, Geo. Van Arnam, J. E. Erb, August E. Johnson, Elmer D. Wallace, Andrew Sandager, John E. Paulson, Morton B. Cassell, Robert Glendening, Robert B. Blakemore, John J. Lee, B. S. Hodge, E. C. Sargent, B. H. Mullough, J. W. Hemple.

Resolved: That as a mark of respect to the memory of these deceased that the business of this Legislative Assembly be now suspended to enable the members and friends to pay tribute to their characters, and distinguished public service.

Adoption of Resolution. On motion of Senator Hyland the resolution was adopted by a rising vote.

Vocal solo—Rev. G. W. Stewart, Mrs. Harris Robinson, accompanist.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 21, 1929.

Hon. John W. Carr,

President of the Senate.

My Dear Mr. Carr:

I wish to express regret at my inability to attend the Memorial Services which will be held at the Capitol on the afternoon of February 22nd, in honor of the distinguished citizens, former state officials of North Dakota, who have recently passed away. It happens that some weeks before the date of these services was set, I had been engaged to speak at the University Founders' Day Program at Grand Forks, which program, in accordance with custom, is always held on Washington's Birthday, and such engagement could not be conveniently cancelled.

I desire, notwithstanding my absence, to join in the spirit of these commemorative exercises, and, together with my official associates and fellow citizens, do honor to the memory of our departed friends on this solemn occasion. Each one of these men was a pioneer builder of North Dakota. Each one had, for the better part of his life time, given his best for the up-building of the community in which he lived and contributed much to the happiness and well-being of his fellow citizens. Each in his way, and in his day and time, wrought well in the services of his state and country.

May we not, as we dwell upon the memory of their lives and deeds today, take new inspiration and new courage for the journey along the pathway of public and private duty which each one of us has been called to travel.

Respectfully yours,

GEO. F. SHAFER,  
Governor.

GFS:E

Vocal selection—Bismarck Ladies' Trio: Mrs. John Larson, Mrs. Frank Barnes, Miss Bessie Baldwin; Mrs. Robinson, accompanist.

Memorial address by Mr. J. A. Heder of Wahpeton, in memory of former United States Senator, W. E. Purcell.

Senator Forbes presented the following resolution.

## MEMORIAL RESOLUTION

Whereas, the late Honorable William E. Purcell of Wahpeton, North Dakota, departed this life on November 23, 1928, after a residence in the state of more than forty-seven years; and

Whereas, he represented the Twelfth Senatorial District of the Senate of North Dakota in the Tenth and Eleventh Legislative Assemblies, and later represented North Dakota in the Senate of the United States; and

Whereas, in the Senate Chambers of both state and nation, he served North Dakota with credit to himself and honor to the state:

Therefore, Be It Resolved, by the Senate and the House of Representatives of the State of North Dakota, in joint session assembled, that, in the death of Honorable William E. Purcell, North Dakota has been bereft of one of her most prominent and distinguished citizens; and

Be It Further Resolved, that this resolution be recorded in the proceedings of this joint assembly, and a copy thereof be mailed to Honorable R. E. Purcell, a brother of the deceased, at Wahpeton, North Dakota.

Mr. Forbes moved the adoption of the resolution, and it was so adopted.

Memorial address by T. H. Thoreson of Bismarck, in memory of former Governor A. G. Sorlie.

Senator Whitman presented the following resolution:

Whereas, in the providence of God Almighty, the Honorable Arthur G. Sorlie, Governor of the State of North Dakota and beloved citizen of this commonwealth, during all the years of his sterling manhood, departed this life on the 28th day of August, 1928; and

Whereas, during his active life he was called upon to serve the people of his city and state in various capacities, always devoting himself unselfishly to the duties he was called upon to perform on behalf of the public and applying his talents and expending his energies generously in its behalf; and

Whereas, the circumstances of his death, in vigorous manhood while devoting himself unstintingly to the arduous duties of his office, should ever remind a grateful citizenry of the loyal devotion to duty that characterized his entire public career:

Now, Be It Resolved, by the Legislative Assembly of the State of North Dakota, in joint session assembled, that we do hereby express our heartfelt appreciation of the loyal service

of our late governor and distinguished fellow-citizen, the Honorable Arthur G. Sorlie, and that we further express the keen sorrow that was universally felt at his passing; and

Be It Further Resolved, that we cause these resolutions to be communicated to his widow and family and to be spread upon the permanent records of this body.

Senator Whitman moved the adoption of the resolution, and it was so adopted.

Memorial address by Mr. MacLain Johnson, in memory of former Governor E. Y. Sarles.

Senator Brunsdale presented the following resolution:

#### MEMORIAL RESOLUTION

Whereas, Almighty God has in his infinite wisdom called from this life the Honorable Elmore Y. Sarles, the ninth Governor of the State of North Dakota; and

Whereas, the service he rendered his state as its chief executive, and as a citizen, was an example of integrity, loyalty, self sacrifice, and conscientious endeavor; and

Whereas, the Senate and the House of Representatives of the State of North Dakota, in joint session assembled, expressing the feelings of the state at large, deplore the loss of such a worthy citizen, and wish to express their profound sorrow and sympathy:

Therefore, Be It Resolved, by this joint assembly, that by the death of the Honorable Elmore Y. Sarles the people of the State of North Dakota have lost one of its truly great men, a leader in the preservation of sound government, a man whose desire and interest was the furtherance of all good and worthy causes for the betterment of the state, his local community and his fellow men, and that his family has been deprived of a kind and loving member.

Senator Brunsdale moved the adoption of the resolution, and it was so adopted.

Solo—Mrs. Frank Barnes.

#### MEMORIAL RESOLUTION

Senator Patterson presented the following resolution:

Whereas, the Honorable Richard H. Grace, Justice of the Supreme Court of North Dakota from the year 1917 until the year 1923, has been called to his eternal home:

THEREFORE, BE IT RESOLVED, That;

We, the members of the Twenty-first Legislative Assembly,

view his departure with sincere sorrow and hereby extend to widow and family our sympathy and convey to them this expression of our esteem for him as a friend, a Judge and a Christian gentleman.

Senator Patterson moved the adoption of the resolution and it was so adopted.

#### MEMORIAL RESOLUTION

Representative Lynch presented the following resolution:

WHEREAS, the Honorable Charles E. Wolfe of Wahpeton, North Dakota, one of the Judges of the Third Judicial District was on February 21st, 1929 called from this life to the Great Beyond; and

WHEREAS, he was a just and able jurist and served his District and State with impartiality and Justice;

THEREFORE, BE IT RESOLVED by the Senate and the House of Representatives, assembled in joint session, that we have heard with profound sorrow of Judge Wolfe's death, and with the realization that in his removal, the State has lost one of its most valued public servants and most able and distinguished Judges; and

BE IT FURTHER RESOLVED that a copy of this resolution be engrossed and forwarded by the Chief Clerk of the House to Hubert H. Wolfe, a son of the Deceased at Wahpeton, North Dakota.

Mr. Lynch moved the adoption of the resolution, and it was so adopted.

#### RESOLUTION

Representative Muus presented the following resolution:

A former member of this legislative assembly, a loyal and patriotic citizen, an honest, capable and faithful officer of this state, has responded to the summons of his Creator.

Yesterday in the full strength and vigor of his matured manhood, actively engaged in the performance of service of great usefulness to his state and its people, John J. Lee received the final summons and passed to the Great Beyond.

The record of his services as a member of this assembly and as Warden of the Penitentiary of this state, will stand as a lasting monument to his spotless integrity, his honesty of purpose, his uprightness of character, his courage and unselfishness in the performance of every duty. In private life to know was to admire and love him; always kind, always considerate, with a gentleness of character born of true manhood, recollections of acquaintance and association with him are cherished memories of thousands. There was a peculiar



charm in the childlike simplicity of his character. He was untouched and unsustained by greed; his impulses were all generous and good.

He died as he lived, departing from earthly scenes as quietly as he was wont to go about the walks of daily duty.

Our deepest sympathy goes out to his bereaved family; they have lost a kind and loving husband and father, the state a noble man, an upright citizen, a faithful and capable officer. Upon the tablet of our hearts is written:

“Here was a man.”

Mr. Muus moved the adoption of the resolution, and it was so adopted.

Senator Whitman was requested by the Commercial Club of the City of Grand Forks to present the following resolution on its behalf:

Whereas, in the providence of Almighty God the Honorable Arthur G. Sorlie, Governor of the State of North Dakota, departed this life on the 28th day of August, 1928; and

Whereas, the Honorable E. Y. Sarles, Ex-governor of the State of North Dakota, departed this life on the 13th day of February, 1929;

Whereas, the Honorable Arthur G. Sorlie had served in various public capacities in the city of Grand Forks and had rendered his community and state distinguished service and had heartily co-operated in every movement for their up-building as a member of the Commercial Club and otherwise; and

Whereas, the community served by this Commercial Club and otherwise; and

Whereas, the community served by this Commercial Club has for many years enjoyed and profited by the generous spirit manifested by the distinguished Ex-Governor E. Y. Sarles of the neighboring city of Hillsboro;

Now Therefore, Be It Resolved that the Commercial Club of the City of Grand Forks hereby expresses the deep sense of sorrow experienced by the loss of these distinguished citizens and faithful public servants;

Resolved Further that we do hereby request our representatives in the Legislative Assembly of the State of North Dakota to offer this resolution and request that it be spread upon the permanent records of that body.

Senator Whitman moved the adoption of the resolution, and it was so adopted.

Selection by Bismarck Ladies Trio.

Resolution on the deaths of former members of the North Dakota Legislative Assembly.

Our eternal God, in his wisdom, has called from this earth the spirits of the following former members of the Legislative Assembly of this State.

William E. Purcell, Member of Constitutional Convention and Member of State Senate, 12th District.

Elmerd D. Wallace, Member Constitutional Convention from 16th District.

J. M. Patch, Member Senate from 32 District.

Andrew Sandager, Member Senate from 14th District.

John E. Paulson, Member Senate from 8th District.

Edward M. Nelson, Member Senate from 11th District.

Levi C. Goplerud, Member House of Representatives from 8th District.

Morton B. Cassell, Member House of Representatives from 8th District.

A. H. Smart, Member House of Representatives from 17th District.

Robert Clendening, Member House of Representatives from 15th District.

John N. Kuhl, Member House of Representatives from 34th District.

Robert B. Blakemore, Member House of Representatives from 9th District.

T. F. Murtha, Member House of Representatives from 31st District.

John J. Lee, Member House of Representatives from 29th District.

Geo. Van Arnam, Member House of Representatives from 37th District.

B. S. Hodge, Member House of Representatives from 25th District.

J. E. Erb, Member House of Representatives from 29th District.

J. W. Hemple, Member House of Representatives from 35th District.

E. C. Sargent, Member House of Representatives from 11th District.

B. H. Mullough, Member House of Representatives from 11th District.

August E. Johnson, Member House of Representatives from 46th District.

And to that Divine Edict we humbly and sorrowfully bow. It is now our melancholy task to lay a wreath of affectionate words upon the memories of our departed colleagues. We mourn them today and will continue to mourn them so long as remembrance holds to our view the picture of patient men laboring for the public good. Legislative endeavor demands honesty, integrity, patience and forbearance, and in each of our departed colleagues we found these rugged characteristics most outstanding; these are rare virtues and they point the way to a salvation of men, of states, of nations and of humanity. We may well hope that their examples may help to bring to all of us a spirit of true charity, accord and fraternity whereby the lamp of understanding shall light our way into paths of peace on earth, good will to mankind.

Senator Steel moved the adoption of the resolution and it was so adopted.

Mr. Olafson presented the following resolution:

Mr. President: I move that suitable copies of the memorial services, together with the resolutions adopted, be prepared under the direction of the Secretary of the Senate and the Chief Clerk of the House and mailed to the families of those whom we have memorialized today.

Mr. Olafson moved the adoption of the resolution, and it was so adopted.

Mr. Hyland moved that the joint assembly extend a vote of thanks to Messrs. Heder, T. H. Thoreson and Johnson for the memorial addresses and to Mrs. Frank Barnes, Mrs. John A. Larson, Miss Bessie Baldwin, Mrs. Harris Robinson and Rev. G. W. Stewart for their part in the exercises.

Which motion prevailed.

Mr. Thatcher moved that the Joint Memorial Session do now dissolve.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to Mrs. O. C. Anderson, Rutland; Mrs. Matthew Crawley, Pauline Crawley, Hebron; Guy L. Elken, Mayville; G. McLain Johnson, Hillsboro; E. A. Ehrle, F. C. Amitage, Fred Ehrle and R. J. Dietz, Belfield; L. O. Havnovik, Fryburg; H. C. Berglund, C. B. Lomen, Hazen; Alfred Zuger, Bismarck.

Mr. Horner moved that the House do now recess until 1:00 p. m. the following day.

Which motion prevailed, and the House stands recessed.

C. R. VERRY,  
Chief Clerk

FORTY--SIXTH DAY AFTER RECESS AND  
FORTY-SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February, 23, 1929

The House assembled pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Peters moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Peters to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

And recommend the adoption of the Standing Committee's amendments as follows:

At the end of line 6, Section 1, strike out the "Period" and insert the following:

"and shall have attached thereto a tag in duplicate with the same number as the license. Said tag shall be detached from the license and attached to the animal killed. The tag attached to the animal killed shall give a description of the animal, place and manner of killing and how disposed of. The duplicate tag shall be filled out in the same manner as

the original and forwarded to the Game and Fish Board, and a complete record thereof shall be kept by the Secretary of the Game and Fish Board. All licenses issued under this Act shall be void when tag or duplicate is detached from such license. The bag limit shall be one anteloped deer for each person having the required license."

The above amendments refer to the printed bill.

And the additional amendments:

In line 3, section 4, of the printed bill, change the figures "\$25.00" to "\$50.00."

Also,

House Bill No. 87. A Bill For an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureau; Forbidding Discriminatory Rates and Requiring Written Variation to be Filed; Requiring Fire Insurance Companies to Maintain or be Members of Rating Bureaus; Providing that Risks be Inspected; Requiring Rating Agreements to be Submitted to Commissioner of Insurance; also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau and Proceedings Under Appeal from Order of Commissioner; Penalty for Violation; Exempting County Mutual Companies, and Providing Appropriation for Administration Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the words "A Bill" and in lieu thereof insert the following:

#### A BILL

For an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Every rating bureau engaged in making rates or estimates for rates for fire insurance on property in this state shall inspect every risk specifically rated by it upon schedule and make a written survey of such risk. A copy of any such survey shall be furnished to the Commissioner of Insurance of this state and to the owner of the property upon written request.

Section 2. Upon written complaint that the survey on any individual risk is not correctly made up in accordance with

the standard method of rating used in this state, the Commissioner of Insurance shall have power to make a full investigation of the same in the bureau and at the location of the property involved and if after investigation and hearing he is satisfied said rating is not correctly made up, he shall order said rating to be corrected to conform to said standard method of rating. The bureau shall be furnished with a copy of any such complaint.

Section 3. No such hearing shall be had until after ten days written notice to the bureau and the owner of the property involved in said hearing. Said hearing shall be held at a place designated by the Commissioner of Insurance. During the pendency of such hearing the rate involved shall be suspended and in the event the final determination shall be that said rates are excessive, any overcharge on account of such rate found to be excessive shall be refunded to the insurer.

Section 4. There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of Ten Thousand Dollars (\$10,000.00) or so much thereof as is needed, to pay salaries, traveling and other expenses necessarily incurred by the Commissioner of Insurance and his department in the administration of this act.

**Also,**

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Lost their Lives in Service to Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which Have Heretofore Been Levied or May Hereafter Be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

**And recommend the adoption of the Standing Committee's amendments as follows:**

In the written bill: In the title, line 3, after the word "who" insert the following: "rendered services, or"

Also in the title, line 3, between the words "Service" and "Their", strike out the word "to" and insert in lieu thereof the word "of."

Also in the printed bill, page 2, Section 1, line 8, strike out the words, "military headquarters" and insert the words "armory, library",

Also in Sec. 1, line 14 after the word "who", add the following: "rendered services, or".

Also, Sec. 1, line 15, spell the word "Great" with a capital "G."

**Also,**

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

And recommend the adoption of the Standing Committee's Amendments as follows:

The following amendments refer to the printed bill.

In line 1 of the title of the printed bill, following the word "assessment" insert a "comma" and the word "equalization", and in the same line, following the word "of" insert the word "operative."

On page 2, line 6 of the printed bill, following the word "conveying" insert the words "for hire" and in line 8 on the same page, after the first word "or" insert the word "bus."

On page 2, line 19 of the printed bill, strike out the word "devise" and insert in lieu thereof the word "device."

On page 2, line 26 of the printed bill, strike out the words "holding or owning" and insert in lieu thereof the words "owning or holding."

On page 2, line 28 of the printed bill, strike out the words "heat or" and insert in lieu thereof the word "electric," and in the same line, following the word "power" insert the words "or steam heat."

On page 2, line 29 of the printed bill, strike out the words "by means of transmission lines."

On page 3, line 39 of the printed bill, strike out the word "state" and insert in lieu thereof the word "stage."

On page 3 of the printed bill, strike out all of line 52, and in lieu thereof insert the following: "convenient to the operation of said business."

On page 4, line 63 of the printed bill, strike out the words "required for the convenient use" and insert in lieu thereof the words "convenient to the operation", and in line 64 strike out the word " and operation of said buildings" and insert in lieu thereof the words "of said business."

On page 4, of the printed bill, at the end of line 69, add the following: "Land and buildings rented and used but not

owned by said companies shall not be considered to be operative property."

On page 4, line 78 of the printed bill, strike out the words "belonging to."

On page 5, line 82 of the printed bill, strike out the words "to which it belongs" and insert in lieu thereof the following: "may apportion the assessment between such companies equitably."

On page 5, line 84 of the printed bill, strike out the words "belonging to." In the same line and in line 85, strike out the word "corporation" after the word "other" and insert in lieu thereof the word "company," and in line 85 strike out the second word "corporation" and insert in lieu thereof the word "company."

On page 5, Section 3, line 8 of the printed bill, after the word "facts" insert the following: "as of January 1st of the same year unless otherwise specified herein."

On page 7, line 42 of the printed bill, strike out the words "interest paid" and insert in lieu thereof the words "amount of interest for preceding year."

On page 7, line 48 of the printed bill, after the first word "the" insert the word "operative."

On page 7, line 53 of the printed bill, strike out the word "like."

On page 8, line 64 of the printed bill, following the words "North Dakota" strike the remainder of the line.

On page 8, line 65 of the printed bill, strike out the word "income" and insert in lieu thereof the following words "for the years or period the Tax Commissioner may request or specify, not exceeding five years."

On page 8, strike out all of lines 66, 67 and 68.

On page 8, line 69, strike out the figures "18" and insert in lieu thereof the figures "17."

On page 8, line 70, strike out the word "cities."

On page 8, line 71, strike out the word "Commission" and insert in lieu thereof the word "Commissioner."

On page 8, line 72, strike out the figures "19" and insert in lieu thereof the figures "18."

On page 8, line 74, after the word "upon" insert the word "the."

On page 8, line 75, strike out the word "company" and insert in lieu thereof the word "property."



On page 8, line 76, strike out the figures "20" and insert in lieu thereof the figures "19."

On page 8, line 79, after the word "line" insert the following: "located outside of municipalities."

On page 8, line 81, before the word "number" insert the word "Average," and in the same line following the word "mile" insert the words "in such lines."

On page 8, line 82, following the word "wire" insert the words "in such lines."

On page 8, line 87, strike out the figures "21" and insert in lieu thereof the figures "20."

On page 9, Section 4, line 5, after the word "the" insert the word "facts."

On page 9, line 10, following the word "each" insert the word "any."

On page 9, line 12, following the word "company", insert a "comma" and the words "for that year."

On page 9, Section 5, line 2, strike out the second word "the" and insert in lieu thereof the word "a."

On page 10, line 13, strike out the word "said" and insert in lieu thereof the following: "its business as a public utility."

On page 10, line 14, strike out the words "enumerated lines of business."

On page 10, line 22, after the words "regards" insert the word "as".

On page 10, lines 23 and 24 strike out the words "within ten days thereafter".

On page 11, lines 23 and 24, strike out the words "within ten days thereafter".

On page 11, line 38, after the first word "and" insert the word "to".

On page 12, line 16, after the word "give" insert the words "ten days".

On page 13, Section 9, line 10, strike out the word "cost" and insert in lieu thereof the word "value".

On page 13, Section 9, line 19, strike out the word "cost" and insert in lieu thereof the words "value less depreciation".

On page 13, line 24, strike out the word "substantial", and in the same line after the word "Assessment" add the following: "Provided that in the case of express and sleeping car

companies the term "mileage" as used in this Section shall mean miles run or wheelage made by the cars of such express or sleeping car companies".

On page 14, line 4, after the word "valuation" insert the following: "and tentative assessment".

On page 14, on lines 6 and 7, strike out the following words: "and the tentative assessment thereof by the Tax Commissioner".

On page 14, line 8, after the word "fact" insert the word "made".

On page 14, line 21, strike out the word "five" and in lieu thereof insert the word "ten".

On page 14, lines 22 and 23, after the word "instance" strike out the following: "except where a notice is" and insert in lieu thereof the following: "either addressed to the company or".

On page 14, line 24, after the word "company" strike out the balance of the line.

On page 14, line 25, strike out the word "act".

On page 13, Section 9, line 2, strike out the following words "required to be".

On page 15, line 31, after the word "property" strike out the period and insert in lieu thereof a comma, and add the following: "as compared with the assessment of property generally throughout the state in proportion to its true and full value."

On page 15, line 32, strike out the word "operating" and insert in lieu thereof the word "operative."

On page 15, line 37, strike out the words "class of".

On page 15, line 39, strike out the comma after the word "property" and insert in lieu thereof a period, and then strike out the balance of the line.

On page 15, line 40, strike out the following words "of line of the company within the state".

On page 15, line 42, after the word "assessment" strike out the following words: "as a whole or" and in the same line after the word "several" strike out the following words: "classes of."

On page 15, line 43, strike out the word "several".

On page 15, line 44, strike out the word "apportionment" and insert in lieu thereof the word "Allocation".

On page 15, line 48, strike out the word "distribution" and insert in lieu thereof the word "exchange", and in the same line after the word "electric" strike out the comma, and in the same line after the word "power" insert a comma.

On page 15, line 49, insert the word "electric" at the beginning of the line.

On page 16, line 51, strike out the word "apportioned" and insert in lieu thereof the word "allocated".

On page 16, line 57, strike out the word "may" and insert in lieu thereof the word "shall".

On page 17, Section 12, line 8, strike out the following words: "taxes shall be levied" and insert in lieu thereof the following: "Taxes shall be extended upon the same percentage of full value as is required in the case of other property".

Section 13, page 17, line 9, strike out the word "therefore" and insert in lieu thereof the following: "therefor".

Section 14, page 17, line 5, after the word "county" insert the following: "that are a part of a single and continuous line or lines."

Section 14, page 17, line 6, strike out the word "government" and insert in lieu thereof "governmental".

Section 15, page 18, lines 4 and 5, strike out the following: "first day of December", and insert in lieu thereof the following: "date general property taxes become due".

Section 15, page 18, line 11, strike out the word "and".

Section 15, page 18, line 12, strike out the word "make".

On page 18, line 13, strike out the words "bill or sale", and insert in lieu thereof the words "bill of sale".

On page 18, line 21, after the word "of" insert the word "delinquent".

On page 18, lines 24 and 25, strike out the following: "in whose possession the same may then be".

And additional amendments.

Amend the amendments of the Standing Committee as follows:

In Section 4, line 10 page 9, strike out the word "each" and insert in lieu thereof the word "any".

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

And recommend the following amendment:

At the end of the bill add the following: "Provided that any present or future annuitant after reaching the age of sixty years, or who is or shall be retired for total disability, shall receive from the fund not less than Three Hundred Fifty Dollars per year".

D. L. PETERS.  
Chairman.

Mr. M. J. Olson moved that the report of the committee of the whole be adopted.

Mr. Swendseid offered the substitute motion that the report of the committee be divided with regard to House Bill No. 30.

Which motion prevailed.

Mr. Swendseid then moved that the report of the committee of the whole be adopted, excepting that the amendment of the Standing Committee, with reference to Subsection "B" on page 15 of House Bill No. 30, be stricken out.

#### ROLL CALL

The question being on the motion of Mr. Swendseid, the roll was called, and there were ayes, 47; nays, 57; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Amsberry	Indergaard	Owings
Anderson	Isaak	Place
Anfinson	Iverson	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Lavik	Swendseid
Dickerson	Lembeke	Thatcher
Dilland	Levin	Treffry
Dyer	McCull	Twete
Erickson, Benson	McCay	Van Berkom
Erickson, Kidder	McManus	Wagner
Gilchrist	Martin	Young
Hanson	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Peters
Bittner	Holthussen	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Boe	Herner	Plath, John, Cass
Bohsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Smith
Burns	Kneeland	Steedsman
Carter	Larvick	Thompson
Fettig	Lynch	Turner
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	Mau	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Worner
Hermes	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Lindgren
Cox	Johnson, Ward	Miller
Dolwig	Lee	Standley

The question then being upon the original motion, the question was put and the motion prevailed and the report of the committee was adopted.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Have had the same under consideration and recommend that the same be amended as follows:

Line 35, page 3 of the printed bill, after the word "advertisement" insert a "comma".

Line 67, page 4, of the printed bill, after the word "discharge" strike out the "comma" and insert a "semi-colon".

Line 67, page 4, of the printed bill, after the word "filing" strike out the "comma" and insert a "semi-colon".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was re-referred:

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill after the words "A Bill" strike out everything and insert in lieu thereof the following:

"For an Act Providing for an Increase in the Salary of County Officials in Certain Counties having a Population not exceeding 7,000; Providing the Salary to be Paid the States Attorney in all Counties; and increasing the Maximum Salary to be Paid in Counties not Having a Population in excess of 40,000, to the Register of Deeds, Clerk of the District Court, and the County Judge in a County not having a County Court with Increased Jurisdiction.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1.) The County Auditor, County Treasurer, Sheriff, and the Superintendent of Schools in each county of the state having a population of not to exceed 7,000, shall receive an annual salary of \$1,800, payable monthly. The Register of Deeds, Clerk of the District Court, and the County Judge, in each county having a population of not to exceed 7,000 shall each receive an annual salary of \$1,600.00, payable monthly.

"Section 2.) The States Attorney in each county of the state shall receive the same salary as is now by law provided as the salary of the County Auditor of such county.

Section 3.) The salary of the County Judge in counties not having a county court with increased jurisdiction, of the Clerk of the District Court and of the Register of Deeds, in counties having a population in excess of 7,000 and not exceeding 40,000, shall be the same as that now by law provided except that the maximum salary to be paid such officials up-

on the present population basis of salary is hereby increased from \$2,000.00 to \$2,250.00."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Have had the same under re-consideration and recommend that the same be amended as follows:

In line 1 of the title strike out "of Prices of Milk and Milk Products at" and insert in lieu thereof; "Price of Butter Fat at Creameries and"

Strike out all of Section 1 after the word "posted" and insert in lieu thereof, beginning in line 1 of such section, the following:

"Every person who owns, operates or manages a creamery or cream station, in the state of North Dakota, where butterfat is purchased from the public, shall post the price being offered for butterfat; such posting to be made in a place where it can be clearly seen from the street; and it shall be unlawful for any such person to pay for such product, a price different from that so posted."

Following the word "price" in line 8 of Section 1, insert the following: "Provided that the above requirement shall only be held to apply to cream stations or creameries purchasing such butterfat outright and for a cash price agreed upon at the time of purchase thereof."

L. L. TWICHELL,  
Chairman.

The Committee on Livestock made the following report:

Mr. Speaker: A Majority of your Committee on Live Stock to whom was referred:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title to the bill after the words "For an Act" and insert in lieu thereof the following: "Imposing a Tax Upon Dogs; Providing for the Levy and Collecting thereof; Providing for the Issuance of License Tags for all Dogs Upon which Said Tax is Paid; Requiring the Killing of Dogs Upon Which the Tax is not Paid; Providing for the Payment of the Expense of Enforcement of Such Act and the Distribution of the Tax Collected Hereunder."

In line 2 of Section 1, strike out the words "making the assessment" and insert in lieu thereof the words "assessing personal property."

In line 4 of Section 1 insert the word "shall" between the word "and" and the word "set" and between the word "of" and the word "such" in the same line, insert the word "each."

In line 5 of Section 1 insert the word "over" between the words "dogs" and the word "and." In the same line strike out the words "male or female."

In line 6 of Section 1, strike out the words "that is or are."

In line 8 of Section 1, strike out the words "list is" and insert in lieu thereof the words "assessment of dogs,"

At the end of line 9 of Section 1, insert the following "such assessment list shall show whether each such assessed dog is a male, or female, or is unsexed."

In line 4 of Section 2, after the word "1st" insert a comma, and in the same line strike out the words "one dollar and fifty cents (\$1.50) and insert in lieu thereof the words and figures "One dollar (\$1.00)."

In line 5 of Section 2 change the word "three" to "two" and change the figures "\$3.00" to "\$2.00."

In line 6 insert a comma after the word "person" and in line 7 of the same section strike out the word "thereon" and insert in lieu thereof "upon such dogs,"

In line 12 of the same section, strike out the word "Auditor" and insert in lieu thereof the word "Treasurer."

In line 14, after the word "of" strike out the words and figures "fifteen dollars (\$15.00)" and insert in lieu thereof "Seven dollars and fifty cents (\$7.50) for ten dogs or less, and Ten Dollars (\$10.00) for more than ten dogs."

In lines 17 and 18 of the same section, strike out the words "shall keep such moneys in a separate fund to be administered as hereinafter provided" and insert in lieu thereof "dis-



tribute the tax and license moneys so received by him to the political subdivision from which collected, in manner herein-after provided."

In line 4 of Section 3 change the word "assessors" to the singular.

In line 6 of Section 3, after the word "owner" insert the word "or keeper". In line 7 of the same section strike out the word "said" and insert in lieu thereof the word "such," and in the same line after the word "owner" and before the word "comma" following such word insert the words "or keeper."

In line 3 of Section 4, strike out the word "Auditor" and insert the word "Treasurer."

In line 5 of Section 4, strike out the word "Auditor" and insert the word "Treasurer."

In line 7 of Section 4, strike out the period following the word "killed" and add "or dying,"

In line 2 of Section 5, strike out the word "Auditor" and insert the word "Treasurer."

In line 8 of Section 5, after the word "times" insert the following : "during the year issued for, and shall be."

In line 10 of Section 5, strike out the word "Auditor" and insert the word "Treasurer."

In line 14 of the same section, strike out the word "Auditor" and insert "Treasurer."

In line 17 of the same section, strike out the word "Auditor" and insert the word "Treasurer." And strike out the balance of line 17. Strike out all of sections 7, 8 and 9.

In line 1 of section 10, strike out the figures "10" and insert in lieu thereof the figure "7."

In line 1 of Section 11, strike out the figure "11" and insert the figure "8." At the end of section "11" so re-numbered as section 8, insert the following "any person who shall knowingly keep any sheep-killing dog, shall be held liable in punitive damages for any killing or injury to sheep, occasioned by such dog."

In line 1 of Section 12, strike out the figures "12" and insert the figure "9."

In line 1 of Section 13, strike out the figures "13" and insert the figures "10."

In line 8 of Section 13, re-numbered as section "10" strike out the words and figures "twenty-four (24) hours" and insert in lieu thereof "two (2) days."

In line 15 of the same section, strike out the same words and figures and insert "two (2) days."

In line 1 of Section 14, strike out the figures "14" and insert the figures "11."

In line 5 of Section 14, re-numbered as section "11", strike out the words and figures "fifty (50) cents" and insert in lieu thereof "twenty-five (25) cents."

Following Section 14, re-numbered as section "11" insert the following: "Section 12. The expense of procuring such tags and the charges of officers killing unlicensed dogs, shall be paid out of the dog tax collected during the license year, and at the end of such license year the balance of such tax collections shall be paid over by the county treasurer to the several townships, cities and villages, from which collected, in the proportion in which such collections were made from each such political subdivision."

In line 1 of Section 15, change the figures "15" to "13". Change section 11 to section 14.

Section 14, formerly Section 16, strike out lines one and two.

This Act is hereby declared to be an emergency measure and it shall be in full force and effect from and after its approval.

A. N. FLOM,  
Chairman.

The Committee on Live Stock made the following report:

Mr. Speaker: A Minority of your Committee on Live Stock to whom was referred:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,  
CARL ANFINSON,  
W. S. PLACE,  
LEWIS E. LEMBCKE,  
WILLIAM WAGNER,  
WILLIAM HERMES.

Mr. W. S. Place moved that the report be adopted.

Mr. Flom moved the substitution and adoption of the majority report on House Bill No. 74 instead of that of the minority.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FORTY-SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February, 23, 1929

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. A. J. Malmquist.

#### ROLL CALL

All members present except Messrs. Johnson of Traill, Johnson of Ward, Lee, Lindgren, Miller and Standley.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Fifth Day After Recess and Forty-Sixth Day and recommend that the same be corrected as follows:

Page 4, change House Bill No. 219 and title to Senate Bill No. 219 and title.

Page 5, on House Bill No. 194 show Sax voting "aye" instead of absent and change vote totals so to correspond.

Page 7, after line 15, insert the following: "Prayer by chaplain, Rev. A. J. Malmquist".

Page 26, line 3, change the figure "213" to "219".

Page 30, line 27, change name "Whitmer" to "Whitman."

Page 32, line 9, change word "Senator" to "Representative".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

**Mr. Henderson** moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A communication from Mr. A. Houg of Minot, favoring passage of Senate Bills Nos. 163 and 164, was read and referred to the Committee on State Affairs.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

**Mr. Speaker:**

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenues Derived Therefrom; Providing for the Licensing and Bonding of Dealers and Refunding a Tax Upon Motor Fuel Used for Other Purposes Than Motor Vehicles Operated Upon State Highways; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

**Mr. Veitch** moved that the report be adopted. Which motion prevailed.

The Committee on Appropriations made the following report:

**Mr. Speaker:** Your Committee on Appropriations to whom was referred:

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the engrossed bill after the word "Dakota" strike out the period and insert in lieu thereof a comma and the words "and providing an appropriation therefor."

In Section 2, line three of the engrossed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$200.00"

D. L. PETERS,  
Chairman.

Mr. Turner moved that the absent members be excused.

Which motion prevailed.

Mr. Freeman moved that House Bill No. 186 be re-referred to the Committee on State Affairs.

Mr. McCay offered as a substitute motion that House Bill No. 186 be left on the calendar.

The Speaker declared the motion out of order.

The question then being on the motion by Mr. Freeman, the question was put and the motion declared lost.

A roll call was demanded and granted.

#### ROLL CALL

The question being on the motion of Mr. Freeman, the roll was called, and there were ayes, 52; nays, 48; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Peters
Boe	Horner	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Smith
Burns	Kneeland	Steedsman
Carter	Larvick	Thompson
Fettig	Lynch	Turner
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	Mau	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hausmann	Olafson	Wilson
Helbling	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Holthusen	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Place

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Iverson	Sax
Bubel	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kraft	Svingen
Craig	Larson	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lembcke	Treffry
Dyer	Levin	Twete
Erickson, Kidder	McColl	Van Berkorn
Erickson, Benson	McCay	Wagner
Gilchrist	McManus	Wentz
Hanson	Martin	Young

Absent and not voting: .

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bishop	Johnson, Ward	Northridge
Burkhart	Lee	Pfenning
Cox	Lindgren	Standley
Dolwig	Miller	Steen
Johnson, Traill		

So the motion prevailed and the bill was so re-referred.

#### REPORT OF COMMITTEE ON DELAYED BILLS

**Mr. Speaker:** Your Committee on Delayed Bills recommend that the following bill be introduced:

House Bill, introduced by Representatives Olafson, Erickson and Wigen.

House Bill, introduced by Representative Jardine.

House Bill, introduced by the Committee on Delayed Bills.

House Bill, introduced by Representative Freeman.

House Bill, introduced by Representatives Turner, Horner, Miller, Gilchrist, Aljets and Erickson.

House Bill, introduced by Representative O. E. Erickson.

**W. J. BELL,**  
Chairman.

Mr. Bell moved the adoption of this report, which report was adopted.

#### FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement

Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Which was read the first and second times and referred to the Committee on Education.

Representatives Turner, Horner, Miller, Gilchrist, Aljets and Erickson of Benson introduced:

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining His Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Which was read the first and second times and referred to the Committee on State Affairs.

Representative Jardine introduced:

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

Which was read the first and second times and referred to the Committee on State Affairs.

Representative Freeman introduced:

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Which was read the first and second times and referred to the Committee on State Affairs.

Representatives Olafson, O. E. Erickson and Wigen introduced:

House Bill No. 238. A Bill for an Act Requiring Scandinavian Languages to be Taught at the Agricultural College.

Which was read the first and second times and referred to the committee on Education.

Representative O. E. Erickson introduced:

House Bill No. 239. A Bill for an Act to Prohibit the Display Along Public Highways or Public Places any Advertisement Containing the Likeness of any Female Person for the Purpose of Advertising the Use of or Sale of Tobacco, Cigarettes or Cigars. Penalty.

Which was read the first and second times and referred to the Committee on State Affairs.

## MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 23, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

## THIRD READING OF HOUSE BILLS

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Amsberry	Hermes	Owings
Anderson	Hoffman	Peters
Anfinson	Holthusen	Place
Bell	Horner	Plath, Wm., Cass
Bittner	Indergaard	Plath, John, Cass
Boe	Isaak	Pfenning
Bohnsack	Iverson	Rulon
Brown	Jardine	Sax
Brunsdale	Johnston	Schultz
Bubel	Johnson, Nelson	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Steedsman
Butt	Kneeland	Steen
Carlson	Kraft	Swendseid



Messrs.	Messrs.	Messrs.
Carter	Larvick	Thatcher
Cox	Lavik	Thompson
Craig	Lembcke	Treffry
Dilland	Lynch	Twichell
Dyer	McColl	Van Berkorn
Fettig	McCay	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hanson	Oberg	Wilson
Hausmann	Olafson	Worner
Helbling	Olson, Burleigh	Young
Henderson	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Ward	Miller
Dickerson	Larson	Northridge
Dolwig	Lee	Standley
Erickson, Benson	Levin	Svingen
Erickson, Kidder	Lindgren	Turner
Frojen	McDowall	Twete
Johnson, Traill	Mau	

So the bill passed and the title was agreed to.

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 68; nays, 29; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Owings
Bittner	Horner	Peters
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Kapfer	Sax
Burns	Keierleber	Schultz
Butt	Kneeland	Smith
Carlson	Larvick	Steedsman
Carter	Lynch	Steen

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	McDowall	Turner
Fettig	McGauvran	Twichell
Flom	McManus	Veitch
Freeman	Mau	Wagner
Frojen	Montgomery	Watt
Gibbens	Morgan	Wedel
Halcrow	Muus	Wentz
Hamilton	Oberg	Westford
Hausmann	Olafson	Wigen
Helbling	Olson, Burleigh	Wilson
Henderson	Olson, Hettinger	Mr. Speaker
Hermes	Opdahl	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Holthusen	Martin
Anderson	Indergaard	Place
Anfinson	Isaak	Shurr
Burkhart	Kraft	Thatcher
Craig	Larson	Treffry
Dilland	Lavik	Twete
Dyer	Lembcke	Van Berkom
Gilchrist	Levin	Worner
Hanson	McColl	Young
Henrickson	McCay	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Johnson, Traill	Standley
Bishop	Johnson, Ward	Svingen
Dickerson	Lee	Swendseid
Dolwig	Lindgren	Thompson
Erickson, Kidder	Miller	
Erickson, Benson	Northridge	

So the bill passed and the title was agreed to.

Mr. Jardine moved that the vote by which House Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 92, nays, 1; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Opdahl
Anderson	Hoffman	Owings
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bittner	Indergaard	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Kapfer	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dilland	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Kidder	Lynch	Turner
Fettig	McCcoll	Twete
Flom	McCay	Twichell
Freeman	McDowall	Van Berkorn
Frojen	McGauvran	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker
Henrickson	Olson, Hettinger	

Those voting in the negative were:

Messrs.  
Carter

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Traill	Muus
Bishop	Johnson, Ward	Standley
Carlson	Keicrieber	Swendseid
Dickerson	Lee	Thompson
Dolwig	Lindgren	Veitch
Erickson, Benson	McManus	Wigen
Isaak	Miller	

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of

Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 88; nays, 2; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henderson	Olson, Burleigh
Anderson	Hermes	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Peters
Bittner	Horner	Plath, John, Cass
Boe	Indergaard	Plath, Wm., Cass
Bohnsack	Iverson	Pfenning
Brown	Jardine	Rulon
Brunsdale	Johnston	Sax
Bubel	Johnson, Nelson	Schultz
Burns	Kapfer	Smith
Butt	Kneeland	Steedsman
Carter	Kraft	Steen
Cox	Larvick	Svingen
Craig	Larson	Thatcher
Dillard	Lavik	Treffry
Dyer	Lembcke	Turner
Erickson, Kidder	Levin	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Wagner
Frojen	McDowall	Watt
Gibbens	McGauvran	Wedel
Gilchrist	McManus	Wentz
Halcrow	Martin	Westford
Hamilton	Mau	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Oberg	Mr. Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.
Owings	Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Traill	Olafson
Bishop	Johnson, Ward	Shurr
Burkhart	Keierleber	Standley
Carlson	Lee	Swendseid

Messrs.	Messrs.	Messrs.
Dickerson	Lindgren	Thompson
Dolwig	Miller	Veitch
Erickson, Benson	Montgomery	Wigen
Isaak	Northridge	

So the bill passed and the title was agreed to.

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 74; nays, 18; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Olson, Burleigh
Amsberry	Henderson	Olson, Hettinger
Anfinson	Hermes	Peters
Bell	Hoffman	Plath, John, Cass
Bittner	Holthusen	Plath, Wm., Cass
Boe	Horner	Pfenning
Bohnsack	Indergaard	Rulon
Brown	Iverson	Sax
Brunsdale	Johnston	Schultz
Burns	Johnson, Nelson	Smith
Butt	Kneeland	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Dyer	Lavik	Thatcher
Erickson, Kidder	Lynch	Treffry
Fettig	McCay	Turner
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wilson
Hanson	Oberg	Mr. Speaker
Hausmann	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Kapfer	Owings
Bubel	Keierleber	Place
Craig	Kraft	Twete
Dilland	Lembcke	Twichell
Henrickson	Levin	Worner
Jardine	Opdahl	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Trail	Northridge
Burkhart	Johnson, Ward	Shurr
Carlson	Lee	Standley
Dickerson	Lindgren	Swendseid
Dolwig	McCull	Thompson
Erickson, Benson	Miller	Wagner
Isaak	Montgomery	Wigen

So the bill passed and the title was agreed to.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 89; nays, 4; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Kapfer	Schultz
Bubel	Kneeland	Smith
Burns	Kraft	Steedsman
Butt	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Thatcher
Craig	Lembeke	Thompson
Dyer	Levin	Treffry
Erickson, Kidder	Lynch	Turner
Fettig	McCay	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Van Berkom
Frojen	McManus	Veitch
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hanson	Oberg	Wigen
Hausmann	Olafson	Wilson
Helbling	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Young

Messrs.	Messrs.	Messrs.
Hermes	Opdahl	Mr. Speaker
Hoffman	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Dilland	Henrickson
Dickerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Johnson, Traill	Montgomery
Bishop	Johnson, Ward	Northridge
Burkhart	Keierleber	Shurr
Carlson	Lee	Standley
Dolwig	Lindgren	Swendseid
Erickson, Benson	McColl	Wagner
Isaak	Miller	

So the bill passed and the title was agreed to.

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 11; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Peters
Bell	Indergaard	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Kapfer	Shurr
Bubel	Keierleber	Smith
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Svingen
Carter	Larvick	Thatcher
Cox	Lavik	Thompson
Dyer	Lembcke	Treffry
Erickson, Kidder	Levin	Turner
Fettig	Lynch	Twichell

Messrs.	Messrs.	Messrs.
Flom	McCay	Van Berkom
Freeman	McDowall	Veitch
Frojen	McGauvran	Watt
Gilchrist	McManus	Wedel
Gibbens	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Montgomery	Wigen
Hausmarfn	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Henrickson	Twete
Dickerson	Owings	Wagner
Dilland	Place	Young
Hanson	Schultz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Miller
Burkhart	Johnson, Ward	Northridge
Dolwig	Lee	Olafson
Erickson, Benson	Lindgren	Standley
Isaak	McCull	Swendseid

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 85; nays, 8; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Peters
Anderson	Indergaard	Plath, Wm., Cass
Anfinson	Iverson	Pfenning
Bell	Jardine	Rulon
Bittner	Johnston	Schultz
Boe	Johnson, Nelson	Shurr
Bohnsack	Kapfer	Smith
Brown	Keierleber	Steedsman
Brunsdale	Kneeland	Steen
Burns	Larson	Svingen



Messrs.	Messrs.	Messrs.
Carlson	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lynch	Thompson
Dillard	McColl	Treffry
Dyer	McCay	Turner
Erickson, Kidder	McDowall	Twete
Fettig	McGauvran	Van Berkom
Flom	McManus	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gibbens	Montgomery	Wedel
Gilchrist	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Olafson	Wigen
Hausmann	Olson, Burleigh	Wilson
Henderson	Olson, Hettinger	Worner
Henrickson	Opdahl	Young
Hoffman	Owings	Mr. Speaker
Holthausen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Hermes	Levin
Dickerson	Kraft	Place
Helbling	Lembcke	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Hanson	Northridge
Bishop	Isaak	Oberg
Burkhart	Johnson, Traill	Plath, John, Cass
Butt	Johnson, Ward	Sax
Carter	Lee	Standley
Dolwig	Lindgren	Twichell
Erickson, Benson	Miller	

So the bill passed and the title was agreed to.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 13; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Ajets	Henderson	Peters
Anderson	Hermes	Opdahl

Messrs.	Messrs.	Messrs.
Anfinson	Hoffman	Place
Bell	Horner	Plath, John, Cass
Bittner	Indergaard	Plath, Wm., Cass
Bohnsack	Iverson	Pfenning
Brown	Jardine	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Svingen
Carter	Larvick	Swendseid
Cox	Lavik	Thompson
Craig	Lembcke	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McDowall	Twete
Erickson, Benson	McGauvran	Twichell
Fettig	McManus	Veitch
Flom	Martin	Wagner
Freeman	Mau	Watt
Frojen	Montgomery	Wentz
Gibbens	Morgan	Wedel
Gilchrist	Muus	Westford
Halcrow	Oberg	Wigen
Hamilton	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Johnston	Thatcher
Boe	Levin	Van Berkom
Dilland	McCull	Young
Hanson	Owings	
Henrickson	Schultz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Miller
Dickerson	Johnson, Ward	Northridge
Dolwig	Lee	Standley
Holthusen	Lindgren	
Isaak	McCay	

So the bill passed and the title was agreed to.

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Ap-

proved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 79; nays, 18; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hamilton	Muus
Amsberry	Hausmann	Oberg
Anderson	Henderson	Olafson
Anfinson	Hermes	Olson, Burleigh
Bell	Huffman	Olson, Hettinger
Bittner	Horner	Opdahl
Boe	Indergaard	Pfenning
Bohnsack	Iverson	Peters
Brown	Jardine	Plath, John, Cass
Bubel	Johnston	Plath, Wm., Cass
Burkhart	Johnson, Nelson	Rulon
Burns	Keierleber	Sax
Butt	Kneeland	Shurr
Carlson	Kraft	Smith
Carter	Larson	Steedsman
Cox	Larvick	Thompson
Dillard	Lavik	Turner
Dyer	Levin	Veitch
Erickson, Benson	Lynch	Watt
Erickson, Kidder	McDowall	Wedel
Fettig	McGauvran	Wentz
Flom	McManus	Westford
Freeman	Martin	Wigen
Frojen	Mau	Wilson
Gibbens	Montgomery	Worner
Gilchrist	Morgan	Mr. Speaker
Halcrow		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Owings	Thatcher
Hanson	Place	Treffry
Henrickson	Schultz	Twete
Kapfer	Steen	Van Berkom
Lembcke	Svingen	Wagner
McCay	Swendseid	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Isaak	McColl
Brunsdale	Johnson, Traill	Miller

Messrs.	Messrs.	Messrs.
Dickerson	Johnson, Ward	Northridge
Dolwig	Lee	Standley
Helbling	Lindgren	Twichell
Holthusen		

So the bill passed and the title was agreed to.

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenues Derived Therefrom; Providing for the Licensing and Bonding of Dealers and Refunding a Tax Upon Motor Fuel Used for Other Purposes Than Motor Vehicles Operated Upon State Highways; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

Was read the third time.

Mr. Hoffman asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Hoffman then offered the following amendment: In the last line of the engrossed bill, on page 5, change the word "six" to "seven."

Which amendment was adopted.

Mr. Hoffman then moved that the rules be suspended and House Bill No. 127 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 61; nays, 35; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Kneeland	Schultz
Brunsdale	Larvick	Shurr
Burns	Levin	Smith
Carlson	Lynch	Steedsman
Dickerson	McDowall	Svingen

Messrs.	Messrs.	Messrs.
Fettig	McGauvran	Thompson
Flom	McManus	Turner
Freeman	Martin	Twichell
Frojen	Mau	Veitch
Gibbens	Montgomery	Watt
Halcrow	Morgan	Wedel
Hamilton	Muus	Wentz
Hausmann	Olafson	Westford
Henderson	Olson, Burleigh	Wigen
Hermes	Olson, Hettinger	Wilson
Hoffman	Peters	Mr. Speaker
Horner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Oberg
Amsberry	Hanson	Opdahl
Anderson	Henrickson	Owings
Anfinson	Indergaard	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Steen
Carter	Kraft	Thatcher
Craig	Larson	Treffry
Dilland	Lavik	Van Berkom
Dyer	Lembcke	Wagner
Erickson, Benson	McCoy	Young
Erickson, Kidder	McCoy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Isaak	Northridge
Butt	Johnson, Traill	Standley
Cox	Johnson, Ward	Swendseid
Dolwig	Lee	Twete
Helbling	Lindgren	Worner
Hoithusen	Miller	

So the bill failed of passage as the same was a proposed amendment to an initiative measure.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February, 23, 1929

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform

to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February, 23, 1929

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

Mr. Freeman moved that the House do now recess for five minutes.

Which motion prevailed and the House stands recessed.

The House re-assembled, pursuant to recess taken.

Mr. Freeman moved that the rules be suspended and House Bills Nos. 212, 226 and 87 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

## THIRD READING OF HOUSE BILLS

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 79; nays, 16; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hamilton	Montgomery
Anderson	Hanson	Morgan
Anfinson	Hausmann	Muus
Bell	Henderson	Olson, Burleigh
Bittner	Henrickson	Olson, Hettinger
Boe	Hermes	Opdahl
Bohnsack	Hoffman	Owings
Brown	Horner	Peters
Brunsdale	Indergaard	Plath, John, Cass
Bubel	Iverson	Pfenning
Burkhart	Jardine	Rulon
Burns	Johnston	Sax
Butt	Johnson, Nelson	Steedsman
Carlson	Kapfer	Steen
Carter	Keierleber	Thompson
Cox	Kneeland	Twichell
Craig	Larvick	Van Berkom
Dyer	Lavik	Veitch
Erickson, Benson	Levin	Watt
Erickson, Kidder	Lynch	Wedel
Fettig	McCay	Wentz
Flom	McDowall	Westford
Freeman	McGauvran	Wigen
Frojen	McManus	Wilson
Gibbens	Martin	Worner
Gilchrist	Miller	Mr. Speaker
Halcrow		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Plath, Wm., Cass	Treffry
Dickerson	Schultz	Twete
Lembcke	Shurr	Wagner
McColl	Svingen	Young
Oberg	Swendseid	
Place	Thatcher	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Mau

Messrs.	Messrs.	Messrs.
Dilland	Johnson, Ward	Northridge
Dolwig	Kraft	Olafson
Helbling	Larson	Smith
Holthusen	Lee	Standley
Isaak	Lindgren	Turner

So the bill passed and the title was agreed to.

House Bill No. 87. A Bill For an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureau; Forbidding Discriminatory Rates and Requiring Written Variation to be Filed; Requiring Fire Insurance Companies to Maintain or be Members of Rating Bureaus; Providing that Risks be Inspected; Requiring Rating Agreements to be Submitted to Commissioner of Insurance; also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau and Proceedings Under Appeal from Order of Commissioner; Penalty for Violation; Exempting County Mutual Companies, and Providing Appropriation for Administration Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Owings
Anderson	Horner	Peters
Anfinson	Indergaard	Place
Bell	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfening
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Steedsman
Burns	Kraft	Steen
Butt	Larson	Svingen
Carlson	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lembcke	Thompson
Dickerson	Levin	Treffry
Dilland	Lynch	Turner
<b>Dyer</b>	<b>McC</b> oll	Twete
Erickson, Kidder	McCay	Twichell
Erickson, Benson	McDowall	Van Berkom
Fettig	McGauvran	Veitch
Flom	McManus	Wagner
Freeman	Martin	Watt



Messrs.	Messrs.	Messrs.
Frojen	Mau	Wedel
Gibbens	Montgomery	Wentz
Gilchrist	Morgan	Westford
Halcrow	Muus	Wigen
Hamilton	Oberg	Wilson
Hanson	Olafson	Worner
Hausmann	Olson, Burleigh	Young
Henderson	Olson, Hettinger	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Northridge
Carter	Johnson, Ward	Smith
Dolwig	Lee	Standley
Helbling	Lindgren	
Holthusen	Miller	

So the bill passed and the title was agreed to.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Lost their Lives in Service to Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which Have Heretofore Been Levied or May Hereafter Be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Was read the third time.

Mrs. Craig asked unanimous consent to amend the bill.

Which consent was granted.

Mrs. Craig then offered the following amendments: In Section 2, 3, 6 and 8, of the printed bill, change the first word "where" to "when."

Which amendments were adopted.

Mrs. Craig moved that the rules be suspended and House Bill No. 226 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 89; nays, 10; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olson, Burleigh
Amsberry	Henrickson	Olson, Hettinger
Anfinson	Hermes	Opdahl
Bell	Hoffman	Peters
Bittner	Horner	Place
Boe	Indergaard	Plath, John, Cass
Bohnsack	Iverson	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnston	Rulon
Burkhart	Johnson, Nelson	Sax
Burns	Kapfer	Schultz
Butt	Kneeland	Shurr
Carlson	Kraft	Steedsman
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Craig	Lavik	Thatcher
Dickerson	Levin	Thompson
Dilland	Lynch	Turner
Dyer	<b>McC</b> oll	Twichell
Erickson, Benson	McCay	Veitch
Erickson, Kidder	McDowall	Watt
Fettig	McGauvran	Wedel
Flom	McManus	Wentz
Freeman	Martin	Westford
Frojen	Mau	Wigen
Gibbens	Montgomery	Wilson
Gilchrist	Morgan	Worner
Halcrow	Muus	Young
Hamilton	Oberg	Mr. Speaker
Hausmann	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Lembcke	Van Berkom
Bubel	Owings	Wagner
Hanson	Steen	
Keierleber	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Northridge
Dolwig	Johnson, Ward	Smith
Helbling	Lee	Standley
Holthusen	Lindgren	Treffry
Isaak	Miller	

So the bill passed and the title was agreed to.

Mr. Horner moved that the rules be suspended and House Bill No. 219 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 6; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Owings
Anderson	Horner	Peters
Anfinson	Indergaard	Place
Boe	Iverson	Plath, Wm., Cass
Bittner	Jardine	Pfenning
Brown	Johnston	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Steedsman
Butt	Larson	Steen
Carlson	Larvick	Svingen
Carter	Lavik	Swendseid
Cox	Lembcke	Thatcher
Craig	Levin	Thompson
Dickerson	Lynch	Treffry
Dillard	McCull	Turner
Dyer	McCay	Twete
Erickson, Benson	McDowall	Twichell
Erickson, Kidder	McGauvran	Van Berkom
Fettig	McManus	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gibbens	Montgomery	Wedel
Gilchrist	Morgan	Wentz
Halerow	Muus	Westford
Hamilton	Oberg	Wigen
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Mr. Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Flom	Plath, John, Cass
Bohnsack	Kraft	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Miller

Messrs.	Messrs.	Messrs.
Dolwig	Johnson, Ward	Northridge
Hebling	Lee	Smith
Holthusen	Lindgren	Standley
Isaak		

So the bill passed and the title was agreed to.

Mr. Freeman requested a return to the Seventh Order of Business.

Which return was made.

Mr. Freeman then moved that further action on Senate Bill No. 19 be deferred one legislative day.

Which motion prevailed.

Mr. Peters moved that the House do not concur in the Senate amendments to House Bill No. 26 and that the Speaker appoint a Conference Committee.

Which motion prevailed and the Speaker appointed as such Conference Committee Messrs. Veitch, W. L. Plath, and Aljets.

Mr. Horner moved that the House do not concur in the Senate amendments to House Bill No. 34 and that a Conference Committee be appointed.

Mr. Lynch moved as a substitute motion that the House do accept the Senate amendments to the bill.

Which motion prevailed.

Mr. Lynch then moved that the rules be suspended and House Bill No. 34 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 77; nays, 22; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Place
Amsberry	Hermes	Plath, John, Cass
Anderson	Iverson	Plath, Wm., Cass
Anfinson	Jardine	Pfenning
Bittner	Johnston	Rulon
Boe	Johnson, Nelson	Sax
Bohnsack	Kapfer	Schultz
Brown	Keierleber	Shurr

Messrs.	Messrs.	Messrs.
Brunsdale	Kneeland	Steedsman
Bubel	Larson	Svingen
Burns	Larvik	Swendseid
Burkhart	Lavik	Thompson
Butt	Lynch	Treffry
Carter	McCay	Turner
Cox	McGauvran	Twichell
Dillard	McManus	Van Berkom
Dyer	Martin	Veitch
Erickson, Benson	Mau	Watt
Erickson, Kidder	Morgan	Wedel
Freeman	Montgomery	Wentz
Frojen	Muus	Westford
Gibbens	Olafson	Wigen
Gilchrist	Olson, Burleigh	Wilson
Halcrow	Olson, Hettinger	Worner
Hanson	Opdahl	Mr. Speaker
Hausmann	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	McDowall
Carlson	Horner	Oberg
Craig	Indergaard	Owings
Dickerson	Kraft	Steen
Fettig	Lembcke	Twete
Flom	Levin	Wagner
Hamilton	McCull	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Johnson, Traill	Northridge
Dolwig	Johnson, Ward	Smith
Helbling	Lee	Standley
Holthusen	Lindgren	Thatcher
Isaak	Miller	

So the bill passed and the title was agreed to.

Mr. Bell moved that the vote by which House Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February, 23, 1929

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the

United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Veitch moved that the House recess until 1:00 p. m., Monday, when the business under the Eighth Order of Business is completed.

Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

And the Speaker signed the same in the presence of the House.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: D. W. Crabtree, Ellendale; John Ehr, Minot; R. A. Botton, Jamestown; Albert Rosten, T. T. Teiten, Wildrose; Mrs. Ben Northridge, Willow City; Guy Thorson, Sawyer; Fred B. Paul, Fessenden; O. J. Olson, Driscoll; Geo. Lewis, Sterling; Mr. and Mrs. Ferd Beyer, Minot; J. D. Parkman, Hope; E. P. Olson, Medina; Mr. and Mrs. Burt Landenbeck, Washburn.

Pursuant to Mr. Veitch's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FORTY-SEVENTH DAY AFTER RECESS AND FORTY-  
NINTH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 25, 1929.

The House reassembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Opdahl moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Opdahl to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

And recommend the adoption of the standing committee's amendments as follows:

In line 1 of the title strike out "of Prices of Milk and Milk Products at" and insert in lieu thereof; "Price of Butter Fat at Creameries and"

Strike out all of Section 1 after the word "posted" and insert in lieu thereof, beginning in line 1 of such section, the following:

"Every person who owns, operates or manages a creamery or cream station, in the state of North Dakota, where butterfat is purchased from the public, shall post the price being offered for butterfat; such posting to be made in a place where it can be clearly seen from the street; and it shall be unlawful for any such person to pay for such product, a price different from that so posted."

Following the word "price" in line 8 of Section 1, insert the following: "Provided that the above requirement shall only be held to apply to cream stations or creameries purchasing such butterfat outright and for a cash price agreed upon at the time of purchase thereof."

And additional amendments.

Amend the amendments of the Standing Committee by striking out line 13 and the first two words and the semicolon in line 14.

Also,

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the printed bill after the words "A Bill" strike out everything and insert in lieu thereof the following:

"For an Act Providing for an Increase in the Salary of County Officials in Certain Counties having a Population not exceeding 7,000; Providing the Salary to be Paid the States Attorney in all Counties; and increasing the Maximum Salary to be Paid in Counties not Having a Population in excess of 4,000, to the Register of Deeds, Clerk of the District Court, and the County Judge in a County not having a County Court with Increased Jurisdiction.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1.) The County Auditor, County Treasurer, Sheriff, and the Superintendent of Schools in each county of the state having a population of not to exceed 7,000, shall receive an annual salary of \$1,800, payable monthly. The Register of Deeds, Clerk of the District Court, and the County Judge, in each county having a population of not to exceed 7,000 shall each receive an annual salary of \$1,600.00, payable monthly.

"Section 2.) The States Attorney in each county of the



state shall receive the same salary as is now by law provided as the salary of the County Auditor of such county.

Section 3.) The salary of the County Judge in counties not having a county court with increased jurisdiction, of the Clerk of the District Court, and of the Register of Deeds, in counties havng a population in excess of 7,000 and not exceeding 40,000, shall be the same as that now by law provided except that the maximum salary to be paid such officials upon the present population basis of salary is hereby increased from \$2,000.00 to \$2,250.00."

Also,

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

And recommend the adoption of the Standing Committee's amendments as follows:

Line 35, page 3 of the printed bill, after the word "advertisement" insert a "comma".

Line 67, page 4, of the printed bill, after the word "discharge" strike out the "comma" and insert a "semi-colon".

Line 67, page 4, of the printed bill, after the word "filing" strike out the "comma" and insert a "semi-colon".

And additional amendments:

Amend the Standing Committee's report to read "Line 65, page 4." Also, in line 2 of the title of the printed bill strike out the words "of the state of North Dakota for" and insert the word "of".

In line 2, Section 1, strike out the words "of North Dakota for the year". In line 65, page 4, change the words "names and addresses" to the singular number.

Also,

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of the title to the bill after the words "For an Act" and insert in lieu thereof the following: "Imposing a Tax Upon Dogs; Providing for the Levy and Collecting thereof; Providing for the Issuance of License Tags for all Dogs Upon which Said Tax is Paid; Requiring the Killing of Dogs Upon Which the Tax is not Paid; Providing for the Payment of the Expense of Enforcement of Such Act and the Distribution of the Tax Collected Hereunder."

In line 2 of Section 1, strike out the words "making the assessment" and insert in lieu thereof the words "assessing personal property."

In line 4 of Section 1 insert the word "shall" between the word "and" and the word "set" and between the word "of" and the word "such" in the same line, insert the word "each."

In line 5 of Section 1 insert the word "over" between the words "dogs" and the word "and". In the same line strike out the words "male or female".

In line 6 of Section 1, strike out the words "that is or are".

In line 8 of Section 1, strike out the words "list is" and insert in lieu thereof the words "assessment of dogs".

At the end of line 9 of Section 1, insert the following "such assessment list shall show whether each such assessed dog is a male, or female, or is unsexed."

In line 4 of Section 2, after the word "1st" insert a comma, and in the same line strike out the words "one dollar and fifty cents (\$1.50) and insert in lieu thereof the words and figures "One dollar (\$1.00)".

In line 5 of Section 2 change the word "three" to "two" and change the figures "\$3.00" to "\$2.00."

In line 6 insert a comma after the word "person" and in line 7 of the same section strike out the word "thereon" and insert in lieu thereof "upon such dogs".

In line 12 of the same section, strike out the word "Auditor" and insert in lieu thereof the word "Treasurer".

In line 14, after the word "of" strike out the words and figures "fifteen dollars (\$15.00)" and insert in lieu thereof "Seven dollars and fifty cents (\$7.50) for ten dogs or less, and Ten Dollars (\$10.00) for more than ten dogs".

In lines 17 and 18 of the same section, strike out the words "shall keep such moneys in a separate fund to be administered as hereinbefore provided" and insert in lieu thereof "distribute the tax and license moneys so received by him to the political subdivision from which collected, in manner herein-after provided."

In line 4 of Section 3 change the word "assessors" to the singular.

In line 6 of Section 3, after the word "owner" insert the word "or keeper". In line 7 of the same section strike out the word "said" and insert in lieu thereof the word "such", and in the same line after the word "owner" and before the word "comma" following such word insert the words "or keeper."

In line 3 of Section 4, strike out the word "Auditor" and insert the word "Treasurer".

In line 5 of Section 4, strike out the word "Auditor" and insert the word "Treasurer."

In line 7 of Section 4, strike out the period following the word "killed" and add "or dying".

In line 2 of Section 5, strike out the word "Auditor" and insert the word "Treasurer".

In line 8 of Section 5, after the word "times" insert the following: "during the year issued for, and shall be."

In line 10 of Section 5, strike out the word "Auditor" and insert the word "Treasurer."

In line 14 of the same section, strike out the word "Auditor" and insert Treasurer".

In line 17 of the same section, strike out the word "Auditor" and insert the word "Treasurer." And strike out the balance of line 17. Strike out all of Sections 7, 8 and 9.

In line 1 of Section 10, strike out the figures "10" and insert in lieu thereof the figures "7".

In line 1 of Section 11, strike out the figure "11" and insert the figure "8". At the end of Section "11" so re-numbered as Section 8, insert the following "any person who shall knowingly keep any sheep-killing dog, shall be held liable in punitive damages for any killing or injury to sheep, occasioned by such dog".

In line 1 of Section 12, strike out the figures "12" and insert the figure "9".

In line 1 of Section 13, strike out the figures "13" and insert the figures "10"

In line 8 of Section 13, re-numbered as Section "10" strike out the words and figures "twenty-four (24) hours" and insert in lieu thereof "two (2) days."

In line 15 of the same section, strike out the same words and figures and insert "two (2) days."

In line 1 of Section 14, strike out the figures "14" and insert the figures "11".

In line 5 of Section 14, re-numbered as section "11" strike out the words and figures "fifty (50) cents" and insert in lieu thereof "twenty-five (25) cents."

Following Section 14, re-numbered as section "11" insert the following: "Section 12. The expense of procuring such tags and the charges of officers killing unlicensed dogs, shall be paid out of the dog tax collected during the license year, and at the end of such license year, the balance of such tax collections shall be paid over by the county treasurer to the several townships, cities and villages, from which collected, in the proportion in which such collections were made from each such political subdivision."

In line 1 of Section 15, change the figures "15" to "13". Change section 11 to section 14.

Section 14, formerly Section 16, strike out lines one and two.

This Act is hereby declared to be an emergency measure and it shall be in full force and effect from and after its approval.

And additional amendments:

In the committee report, line 5, Section 1, between the words "dogs" and "four" insert the word "over".

In section 3, line 7, after the word "owner" strike out the comma and insert "or keeper",

In line 6 from the end of committee report, change the figure "11" to read "16".

In paragraph 15 of the committee report, line 2, strike out the word "shall".

C. H. OPDAHL,  
Chairman.

Mr. M. J. Olson moved the adoption of the report of the committee of the whole. Which motion prevailed and the report was adopted.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

House Bill, introduced by Mr. Rulon.

Have had the same under consideration and recommend that the same be introduced.

W. J. BELL,  
Chairman.

Mr. Bell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

**Mr. Speaker:** Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

**Mr. Speaker:**

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the Same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Also,

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire

Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

Also,

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch move that the report be adopted. Which motion prevailed.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill, strike out sections 3b and 3c.

On page 3 of the printed bill, strike out lines 17 to 26 inclusive, and insert in lieu thereof the following: "Class Two. All of the following described property is hereby classified as Class Two, and no single risk therein in amount greater than \$100,000.00 shall be carried by the State Fire & Tornado Fund, and provided that all risks of \$10,000.00 or less shall be carried net by such fund; and provided further that on all risks not exceeding \$35,000.00 the State Fire & Tornado Fund may carry not to exceed 66 2-3 per cent of said risks, and that all risks exceeding \$35,000.00 the State Fire & Tornado Fund may carry not to exceed 50 per cent of said risks."

In the title of the printed bill, strike out all of line 4, and line 5 to the word "and."

C. VERNON FREEMAN,  
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the printed bill after the word "fish," insert the words "from any waters in this state except the Missouri River."

C. M. MILLER,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 190. A Bill For an Act to Impose a Tax upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the printed bill strike out the word "a" and in lieu thereof insert the words "an additional license."

In line 1 in the title of the printed bill after the word "tax," insert the following: "to that imposed by the initiated measure approved June 30, 1926."

In line 2 in the title of the printed bill after the word "said," insert the word "license".

In line 24 of section 2 on page 3 of the printed bill strike out the words "any other tax thereon" and in lieu thereof insert the following: "the license tax by such initiated measure imposed."

In line 2 of section 3 of the printed bill after the word "collect" insert the following "in addition to the license tax by such initiated measure imposed,".

In line 19 of section 4 (a) of the printed bill change the word "five" to "two."

In line 28 of section 4 (b) of the printed bill insert a "comma" after the word "Auditor."

In line 39 of section 4 (c) of the printed bill strike out the words "the force and effect of."

In line 40 of section 4 (c) of the printed bill strike out the period after the word "license" and add the following "in full force and effect."

In line 44 of section 4 (d) of the printed bill insert after the word "delinquent" the word "license."

In line 46 of section 4 (d) of the printed bill after the comma following the word "obligor" insert the word "conditioned."

In line 50 of section 4 (d) of the printed bill after the word "determine" insert the following "which shall not exceed three times the amount of the state license tax on all gasoline sold



by such dealer during the preceding month and not less than \$500.00."

In line 54 of section 4 (d) of the printed bill strike out the words "the law" and insert in lieu thereof the words "this act."

In line 59 of section 4 (d) after the word "necessary" insert a comma and add the word "conditioned."

In line 60 of section 4 (d) of the printed bill strike out the word "taxes" and in lieu thereof insert the words "license tax."

In lines 63 and 64 of section 4 (d) of the printed bill strike out the words "the same" appearing before the word "manner" and the words "by law" and insert after the word "as" the word "herein."

In line 69 of section 4 (e) strike out the word "original."

In line 69 of section 4 (e) strike out the "comma" after the word "invoice" and in lieu thereof insert the word "or."

In line 69 of section 4 (e) of the printed bill strike out the word "original" and the "comma" after the word "ticket" and the words "or form of the kind and color."

In line 75 of section 4 (e) of the printed bill after the word "of" insert the word "license."

In line 75 of section 4 (e) after the word "charged" place a "comma" and add the following "which invoice or ticket shall be numbered and show thereon that it is the purchaser's invoice."

In line 75 of section 4 (e) of the printed bill after the word "and" insert the following "the same."

In line 76 of section 4 (e) of the printed bill strike out the word "original."

In line 1 of section 5 of the printed bill after the word "said" insert the word "additional."

In line 5 of section 5 of the printed bill after the word "money" insert the words "thus received."

In line five of section 5 of the printed bill after the "comma" following the word "moneys" insert the following "except such money as shall have been expended by said State Auditor for the purpose of making refunds from the license tax hereby collected, as herein provided,"

In line 7 of section 5 strike out the word "aid."

In line 10 of section 5 strike out the word "aid."

In line 20 of section 5 of the printed bill strike out the "comma" following the word "highways" and in lieu thereof insert the word "and."

In line 20 of section 5 of the printed bill strike out the words "and culverts" and in lieu thereof insert the word "thereon."

In line 21 of section 5 of the printed bill strike out the "comma" following the words "Federal Aid" and in lieu thereof insert the word "and."

In line 21 of section 5 of the printed bill after the words "State Aid" strike out the words "and County."

In line 21 of section 5 of the printed bill after the word "highways" insert a "comma" and add the following "and not a part of the Federal or State Aid Highway systems, said fund to be."

In line 22 of section 5 of the printed bill after the "period" following the word "commissioners" insert the following:

"Section 6. That any person or persons, firm or corporation who shall buy or use any motor vehicle fuel as defined in this act for the purpose of operating or propelling stationary gas engines, tractors, used for agricultural purposes, motor boats, airplanes or aircraft, or who shall purchase or use any of such fuel for lighting, heating, cleaning or dyeing or other commercial use of the same, except motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of the State of North Dakota, on which motor fuel the tax imposed by this act has been paid, shall be reimbursed and repaid the amount of such tax paid by him upon presentation to the State Auditor, on a form prescribed by the State Auditor, a sworn statement setting forth the total amount of such fuel purchased and used by such consumer other than in motor vehicles operated or intended to be operated upon any of the public highways of the State of North Dakota and the purpose for which said motor vehicles upon which he claims exemption from said tax was used, and such other information as the State Auditor shall require, and the State Auditor upon presentation of such sworn statement shall cause to be repaid to such consumer from the additional license tax collected on such motor vehicle fuels, the said license tax on fuels purchased or used other than for motor vehicles as aforesaid; provided, that such applications for and refunds of such license tax shall be made not oftener than at the beginning of the quarter of each calendar year."

In line 1 of section 7 of the printed bill change the figure "6" to "7."

In line 2 of section 6 of the printed bill after the word "dealer" insert a "comma."

In line 4 of section 6 of the printed bill after the word "Auditor" insert a "comma".

In line 1 of section 7 of the printed bill change the figure "7" to "8."

In line 4 of section 7 of the printed bill after the word "for" add the word "the."

In line 5 of section 7 of the printed bill after the word "offer" add the word "the."

In line 6 of section 7 of the printed bill after the figure "2" strike out the "comma."

In line 6 of section 7 of the printed bill after the word "hereof" insert a "comma."

In line 1 of section 8 of the printed bill change the figures "8" to the figure "9."

In line 2 of section 8 of the printed bill after the word "corporation" insert a "comma."

In line 3 of section 8 of the printed bill after the word "corporation" insert a "comma."

In line 3 of section 8 of the printed bill strike out the words "who shall make" and in lieu thereof insert the word "making."

In line 4 of section 8 of the printed bill after the word "act" insert a "comma."

In line 4 of section 8 of the printed bill strike out the words "who shall make" and in lieu thereof insert the word "making."

In line 6 of section 8 of the printed bill strike out the words "of taxes" and in lieu thereof insert the words "or license tax."

In lines 6 and 7 of section 8 of the printed bill strike out the words "who shall collect" and insert in lieu thereof the words "collecting."

In line 7 of section 8 of the printed bill strike out the word "cause" and insert in lieu thereof the word "causing."

Strike out lines 1 and 2 of section 9 of the printed bill and in lieu thereof insert the following: "Sec. 10. This act shall not be deemed to amend or repeal any part of the initiated measure approved June 30, 1926, but the same is a separate act supplementary thereto."

In line 1 of section 10 of the printed bill change the figure "10" to "11."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 12 following the word and figures "Section 12." and in lieu of the matter stricken out, insert the following: "Any and all moneys collected or received, including all rewards earned and collected for the apprehension or conviction of any criminal, by the superintendent or any employee of his office, shall be forthwith covered into the State Prison Revolving Fund.

Section 13, line 9, strike out the words "apprehension and".

Section 14, line 4, strike out the words "and apprehension."

Section 14, line 1, strike out the word "police" and insert in lieu thereof the word "peace".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 239. A Bill for an Act to Prohibit the Display Along Public Highways or Public Places any Advertisement Containing the Likeness of any Female Person for the Purpose of Advertising the Use of or Sale of Tobacco, Cigarettes or Cigars. Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. O. E. Erickson offered the substitute motion that House Bill No. 239 be recommended for passage.

Which motion was lost.

The question then being on the original motion the question was put and the motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election privileges to whom was referred:

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Have had the same under consideration and recommend that the same do pass.

M. H. LYNCH,  
Chairman.

Mr. Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: A majority of your Committee on Appropriations to whom was referred:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,  
F. PAUL SMITH,  
E. E. VEITCH,  
R. E. HAMILTON,  
J. M. THOMPSON,  
JOHN HALCROW,  
JOSEPH McGAUVRAN,  
P. C. MONTGOMERY,  
W. A. HAUSMANN,  
IRA J. WILSON.

Mr. Peters moved that the report be adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: A minority of your Committee on Appropriations to whom was referred:

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,  
H. F. BUTT,  
MINNIE D. CRAIG,  
O. C. ANDERSON,  
H. M. HENRICKSON,  
C. SAX,  
C. H. OPDAHL.

Mr. Burkhart moved that the minority report on House Bill No. 93 be substituted for that of the majority.

Roll call demanded and granted.

ROLL CALL

The question being on the motion by Mr. Burkhart, the roll was called, and there were ayes, 51; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Martin
Amsberry	Holthusen	Oberg
Anderson	Indergaard	Opdahl
Anfinson	Isaak	Owings
Bubel	Iverson	Place
Burkhart	Kapfer	Sax
Butt	Keierleber	Schultz
Carlson	Kneeland	Shurr
Cox	Kraft	Steen
Craig	Larson	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	McColl	Van Berkorn
Gilchrist	McCay	Wagner
Hanson	McManus	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Peters
Bishop	Hoffman	Plath, John, Cass
Bittner	Horner	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Smith
Brunsdale	Johnsen, Traill	Steedsman
Burns	Johnson, Ward	Thompson
Carter	Larvick	Turner
Dolwig	McDowall	Twichell
Fettig	McGauvran	Veitch
Flom	Mau	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Wentz
Gibbens	Morgan	Westford
Halcrow	Muus	Wigen
Hamilton	Northridge	Wilson
Hausmann	Olafson	Worner
Helbling	Olson, Burleigh	Mr. Speaker
Henderson	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lee	Lynch	Standley

So the motion was lost.

The question being on the original motion, the question was put and the motion prevailed.

Mr. Jardine moved that the vote by which the committee report on House Bill No. 93 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Were delivered to the Governor for his approval at the hour of 9:30 o'clock, a. m., February 25, 1929.

E. E. VEITCH,  
Chairman.

## MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately



**Paying the Cost of Such Improvements, and Declaring an  
Emergency.**

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Olafson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

**FORTY-NINTH DAY**

House of Representatives,  
Bismarck, North Dakota,  
February 25, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer.

**ROLL CALL**

All members present except Messrs. Lee and Standley.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-sixth day after recess and Forty-seventh day and recommend that the same be corrected as follows:

Page 5, line 9, correct spelling of word "equality."

Page 6, line 23, correct spelling of word "enumerated."

Page 6, line 33, correct spelling of word "word."

Page 8, strike out lines 32 and 33.

Page 11, line 26, change the figures "4,000" to "40,000."

Page 12, line 37, after "speaker" capitalize letter "a".

Page 14, line 35, correct spelling of word "punitive."

Page 16, line 32, capitalize "w" in "Whitmer."

Page 17, line 44, correct spelling of word "appropriation."

Page 20, line 10, correct spelling of words "defining" and "His."

Page 20, line 28, correct spelling of word "Erickson."

Page 25, line 2, correct spelling of word "and."

Page 35, line 22, place comma after "North Dakota."

Page 43, line 1, strike out one comma after "Saturday."

Page 43, line 17, correct spelling of word "House."

Page 3, line 5, correct spelling of word "hearing" after "and".

Page 5, line 5, correct spelling of word "equitably."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Protests against passage of Senate Bill No. 93 were received from:

The Superintendent of the North Dakota Baptist State Convention.

The Executive Secretary of the Board of National Missions of the Presbyterian Church in the U. S. A.

The Superintendent of the Congregational Conference of North Dakota.

The presiding Elder of the Fargo District of the Evangelical church.

The Superintendent of the Methodist Episcopal church, Fargo District, North Dakota conference.

These were read and referred to the Committee on Appropriations.

Messrs. Lynch, Worner, Holthusen and Morgan presented a petition from thirteen residents of Richland county urging passage of Senate Bills Nos. 163 and 164.

This was read and referred to the Committee on Judiciary.

Messrs. Carter and Mau presented a petition from 25 citizens of McLeod urging retention of the State Demonstration and Experiment station at McLeod.

This was read and referred to the Committee on Agriculture.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the engrossed bill, strike out the words and figures "Three Hundred", and insert in lieu thereof the words and figures "One Hundred Fifty."

In line 3 of the title of the engrossed bill, after the word "for" insert the words "payment in full for."

In lines 2 and 3 of the engrossed bill, strike out the words and figures "Three Hundred" and insert in lieu thereof the words and figures "One Hundred Fifty."

In line 3 of the engrossed bill, after the word "for" insert the words "payment in full for."

D. L. PETERS,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. Speaker: Your Committee on Live Stock to whom was referred:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Have had the same under consideration and recommend that the same do pass.

A. N. FLOM,  
Chairman.

Mr. Flom moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws for the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2 of the engrossed bill sixth line from the bottom strike out the words "State Licensing Department Funds" and insert in lieu thereof "Attorney General Department Fund."

Third line from the bottom of page 2 of the engrossed bill as it came from the Senate, strike ou the words "is" and insert the word "are."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of line 3 of the title of the bill as it came from the Senate, insert a "comma."

Line 4 of the title of the bill after the word "exceed" insert a "comma."

Section 1, line 7 of the engrossed bill as the same came from the Senate, insert the word "real" between the words "any" and "property."

Section 1, line 7 after the word "property" insert a "comma."

Section 1, line 18 of the engrossed bill, insert the word "real" between the words "any" and "property."

Section 1, line 19 after the word "president" insert a "comma."

Line 20, Section 1 after the word "officer" insert a "comma."

Section 2, page 2 at the end of line 3 insert a "comma."

Section 3, line 4 after the word "Legislature" insert a "comma."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 4, of the engrossed bill as it came from the Senate, after the word "prescribed" insert a "comma".

Section 1 line 5 of the engrossed bill ,strike out the word "public".

Section 1, line 14, of the engrossed bill, strike out the word "public".

L. L. TWICHELL,  
Chairman.

Mr. Steen moved that the absent members be excused.

Which motion prevailed.

Mr. Burkhart moved that the Speaker appoint a committee of three to draft a message of condolence to Representative Lee on the death of his wife, and to send flowers to Representative Lee and the family.

Which motion prevailed, and the Speaker appointed as such committee Messrs. Burkhart, Aljets and Kneeland.

Messrs. Oberg and Thompson introduced the following resolution:

#### HOUSE RESOLUTION NO. "A1"

Whereas, it has come to the notice of the members of the House of Representatives of this State, and the public generally, that the Twine and Cordage Plant, operated at the State Penitentiary is discriminating in the sale of products of the Twine Plant, and denies to certain citizens of the state, the privilege of buying the products of the Twine Plant upon the same terms and conditions as is given to other people; and

Whereas, the State Twine and Cordage Plant is a public institution, established, operated and maintained in the interest of all of the people of the state, and that each and every person, being a resident of the State, who desires to avail himself of the benefits that may accrue to a person purchasing the products of the State Prison Twine and Cordage Plant under the rules and regulations as established generally for the sale of the products of the Twine and Cordage Plant; and

Whereas, it has come to the notice of this Assembly and the people generally that exclusive territory or exclusive privileges to buy the twine or other products of the Twine Plant has heretofore been given, and that it is contemplated in the future that the exclusive sale of all the products of the Twine and Cordage Plant to be given to certain persons or individuals to the exclusion of all others:

Now, Therefore, Be It Resolved by the House of Representatives of the Twenty-first Legislative Assembly of the State of North Dakota, That it is the belief of the members

of this legislative body, that the greatest good to the greatest number of people in the State can best be served by distributing the products of the State Prison Twine and Cordage Plant to all persons residents of the state, without showing favoritism and without giving exclusive territory or exclusive right to anyone or to any Association of Persons, to purchase the products of the State Twine and Cordage Plant.

Referred to the Committee on State Affairs.

#### FIRST AND SECOND READING OF HOUSE BILLS

Mr. Rulon introduced:

House Bill No. 240. A Bill for an Act Requiring Power Companies to Rebate to Users or Consumers for Failure to Furnish Continuous Service, and Defining a Power Company.

Which was read the first and second times and referred to the Committee on State Affairs.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota.  
February 25, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Also,



House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Also,

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Very truly yours,

GEO. F. SHAFER,  
Governor.

### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and Maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 26 and the Speaker has appointed as a Conference Committee, Representatives Veitch, W. L. Plath and Aljets.

Very respectfully,  
C. E. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 34.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court

to the District Court and the Trial in the District Court of Cases so Appealed.

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Also,

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Were delivered to the Governor for his approval at the hour of 4:15 o'clock p. m., February 25, 1929.

E. E. VEITCH,  
Chairman.

THIRD READING OF HOUSE BILLS

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 63; nays, 44; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Owings
Bell	Holthusen	Peters
Bishop	Horner	Plath, John, Cass
Bittner	Indergaard	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Shurr
Brunsdale	Johnson, Ward	Smith
Burns	Kapfer	Steedsman
Carter	Kneeland	Thatcher
Dolwig	Lynch	Thompson
Fettig	McDowall	Turner

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Flom	McGauvran	Twichell
Freeman	Mau	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wentz
Gilchrist	Muus	Westford
Hamilton	Northridge	Wigen
Hausmann	Olafson	Wilson
Helbling	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Hoffman	Oberg
Anderson	Isaak	Opdahl
Anfinson	Iverson	Place
Bubel	Johnston	Sax
Burkhart	Keierleber	Schultz
Butt	Kraft	Steen
Carlson	Larson	Svingen
Craig	Larvick	Swendseid
Dilland	Lavik	Treffry
Dyer	Lembcke	Twete
Erickson, Kidder	Lindgren	Van Berkom
Erickson, Benson	McColl	Wagner
Halcrow	McCay	Wedel
Hanson	Martin	Young
Henrickson	Morgan	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	Lee	McManus
Dickerson	Levin	Standley

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Jardine moved that the vote by which House Bill No. 30 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 100; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dillard	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Veitch
Flom	McDowall	Watt
Freeman	McGauvran	Wedel
Frojen	McManus	Wentz
Gibbens	Martin	Westford
Gilchrist	Mau	Wigen
Halcrow	Miller	Wilson
Hamilton	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson	Northridge	
Hermes	Oberg	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	McCay	Thatcher
Hanson	Place	Van Berkom
Henrickson	Schultz	Wagner

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Cox	Lee
Erickson, Benson	Standley

So the bill passed and the title was agreed to.

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Steedsman
Butt	Kneeland	Steen
Carlson	Kraft	Svingen
Carter	Larson	Swendseid
Craig	Larvick	Thatcher
Dickerson	Lavik	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Fettig	McColl	Van Berkorn
Flom	McCay	Veitch
Freeman	McGauvran	Wagner
Frojen	Martin	Watt
Gibbens	Miller	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.  
Henrickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	McDowall	Standley
Erickson, Kidder	McManus	
Lee	Mau	

So the bill passed and the title was agreed to.

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burns	Kneeland	Smith
Carlson	Kraft	Steedsman
Carter	Larson	Svingen
Cox	Larvick	Swendseid
Dickerson	Lavik	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Erickson, Kidder	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McGauvran	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gibbens	Miller	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wigen
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	
Burkhart	Craig	Isaak
Butt	Henrickson	Steen



Absent and not voting:

Messrs.	Messrs.	Messrs.
Keierleber	McDowall	Standley
Lee	McManus	

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Also,

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments refer to the printed bill:

In line 2 of the title, strike out the words "North Dakota for the year".

In line 2, Section 1, strike out the words "North Dakota for the year".

In line 4, Section 5198, strike out the word "fund" and insert in lieu thereof the word "funds".

In line 24, Section 5, after the word "laws" insert the words "of any state".

Strike out Sections 6 and 7, and insert in lieu thereof the following:

"Sixth. In listed first lien, public utility, industrial or foreign bonds, but not more than ten per cent of the capital and surplus shall be invested in any one issue thereof; and not more than twenty-five per cent of the total deposits shall be invested in bonds of all of the above classes.

Seventh. In promissory notes, not to exceed forty per cent of the total deposits, due not more than one year from the date of the loan; when securities as permitted in above sections, are pledged as collateral to a loan, there may be loaned thereon an amount not in excess of eighty per cent of the values thereof. In no event shall more than fifteen per cent of the capital and surplus of a Savings Bank be loaned to any one person, firm or corporation.

In line 10, after the word "state" strike out "or any special".

In line 11, strike out the first three words "improvement district therein".

In line 12, after the word "district" strike out the following: "or drainage district."

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. Speaker: I have the honor to transmit herewith, Sen-

ate Concurrent Resolution "F" which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 26, Senators Murphy, Patterson and Brant.

Very respectfully,  
F. E. TUNELL,  
Secretary.

### THIRD READING OF HOUSE BILLS

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 73; nays, 32; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Henderson	Olafson
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Opdahl
Boe	Horner	Peters
Bohnsack	Indergaard	Plath, John, Cass
Brown	Iverson	Plath, Wm., Cass
Brunsdale	Jardine	Pfenning
Burkhart	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Sax
Carter	Johnson, Ward	Schultz
Cox	Kneeland	Smith
Dickerson	Larson	Steedsman
Dillard	Larvick	Steen
Dolwig	Lynch	Swendseid
Dyer	McDowall	Turner
Erickson. Benson	McGauvran	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Veitch
Freeman	Mau	Watt

Messrs.	Messrs.	Messrs.
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wilson
Hanson	Muus	Mr. Speaker
Hausmann	Northridge	
Helbling	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Johnston	Shurr
Anderson	Kraft	Svingen
Bittner	Lavik	Thatcher
Carlson	Lembcke	Thompson
Craig	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Frojen	McCull	Wagner
Gibbens	McCay	Wedel
Henrickson	Olson, Hettinger	Wigen
Holthusen	Owings	Young
Isaak	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Kapfer	Standley
Bubel	Keierleber	Worner
Butt	Lee	

So the bill passed and the title was agreed to.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 84; nays, 23; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Henderson	Olafson
Anfinson	Hermes	Olson, Burleigh
Bell	Holthusen	Olson, Hettinger
Bittner	Horner	Opdahl
Boe	Indergaard	Peters
Bohnsack	Iverson	Place
Brown	Jardine	Plath, John, Cass
Brunsdale	Johnson, Nelson	Plath, Wm., Cass
Burkhart	Johnson, Trail	Pfenning
Burns	Johnson, Ward	Rulon

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Cox	Larson	Steen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dilland	Lynch	Treffry
Dolwig	McCay	Turner
Dyer	McDowall	Twichell
Erickson, Benson	McGauvran	Veitch
Fettig	McManus	Watt
Flom	Martin	Wedel
Freeman	Mau	Wentz
Frojen	Miller	Westford
Gibbens	Montgomery	Wigen
Gilchrist	Morgan	Wilson
Halcrow	Muus	Worner
Hanson	Northridge	Young
Hausmann	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Johnston	Schultz
Carter	Kraft	Steedsman
Erickson, Kidder	Lembcke	Svingen
Henrickson	Levin	Thatcher
Hamilton	Lindgren	Twete
Helbling	McCull	Van Berkom
Hoffman	Owings	Wagner
Isaak	Sax	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Bubel	Lee
Bishop	Kapfer	Standley

So the bill passed and the title was agreed to.

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 83; nays, 20; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hermes	Muus
Anfinson	Hoffman	Northridge

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Holthusen	Oberg
Bishop	Horner	Olafson
Bittner	Iverson	Olson, Burleigh
Boe	Jardine	Olson, Hettinger
Bohnsack	Johnston	Opdahl
Brunsdale	Johnson, Nelson	Plath, John, Cass
Burns	Johnson, Traill	Plath, Wm., Cass
Butt	Johnson, Ward	Pfenning
Carlson	Kapfer	Rulon
Carter	Keierleber	Sax
Cox	Kneeland	Smith
Dickerson	Kraft	Steedsman
Dolwig	Larson	Steen
Erickson, Benson	Larvick	Thompson
Erickson, Kidder	Lavik	Turner
Fettig	Levin	Twichell
Freeman	Lynch	Veitch
Frojen	McCay	Watt
Gibbens	McDowall	Wedel
Gilchrist	McGauvran	Wentz
Halcrow	McManus	Westford
Hamilton	Martin	Wigen
Hanson	Mau	Wilson
Hausmann	Miller	Worner
Helbling	Montgomery	Mr. Speaker
Henderson	Morgan	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Lembcke	Svingen
Burkhart	Lindgren	Thatcher
Craig	McColl	Treffry
Dilland	Owings	Van Berkom
Dyer	Place	Wagner
Indergaard	Schultz	Young
Isaak	Shurr	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Swendseid
Brown	Lee	Twete
Bubel	Peters	
Flom	Standley	

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
February 25, 1929.

To the House of Representatives of the State of  
North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State,

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Very truly yours,

GEO. F. SHAFER,  
Governor.

### GENERAL ORDERS

Mr. Lynch moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Lynch to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 9 of the printed bill after the word "fish" insert the words "any waters in the state except the Missouri River."

And the further amendments: Amend the Standing Committee's report by inserting the word "from" before the word "any."

Also,

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of Section 12 following the word and figures "Section 12" and in lieu of the matter stricken out, insert the

following: Any and all moneys collected or received, including all rewards earned and collected for the apprehension or conviction of any criminal, by the superintendent or any employee of his office, shall be forthwith covered into the State Prison Revolving Fund.

Section 13, line 9, strike out the words "apprehension and".  
Section 14, line 4 strike out the words "and apprehension."

Section 14, line 1, strike out the word "police" and insert in lieu thereof the word "peace."

And the additional amendment: In Section 14, line 4, page 7 of the printed bill strike out the comma before the word "identification" and insert the word "and."

Also,

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

And recommend the adoption of the Standing Committee's amendments as follows:

(The following amendments refer to the printed bill.)

In line 2 of the title, strike out the words "North Dakota for the year."

In line 2, section 1, strike out the words "North Dakota for the year."

In line 4, section 5198, strike out the word "fund" and insert in lieu thereof the word "funds."

In line 24, Section 5, after the word "laws" insert the words "of any state."

Strike out sections 6 and 7, and insert in lieu thereof the following:

"Sixth. In listed first lien, public utility, industrial or foreign bonds, but not more than ten per cent of the capital and surplus shall be invested in any one issue thereof; and not more than twenty-five per cent of the total deposits shall be invested in bonds of all of the above classes, in this section.

Seventh. In promissory notes, not to exceed forty per cent of the total deposits, due not more than one year from the date of the loan; when securities as permitted in above sections are pledged as collateral to a loan, there may be loaned thereon an amount not in excess of eighty per cent of the value thereof. In no event shall more than fifteen per cent of the capital and surplus of any Savings Bank be loaned to any one person, firm or corporation.



In line 10, after the word "state" strike out "or any special."

In line 11, strike out the first three words "improvement district therein."

In line 12, after the word "district" strike out the following: "or drainage district".

And the additional amendments: In section 6 of the committee's report strike out the comma after the word "classes" and insert "in this section."

In line 12, section 1 after the word "township" strike out the comma and insert the word "or."

M. H. LYNCH,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

Mr. Twichell moved that the clerk proceed with the reading of the Committee reports, after which the House advance to the Thirteenth Order of Business, and that the House recess until 1:00 p. m., the following day upon the completion of this order of business.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Da-

kota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Was read the first and second times and referred to the Committee on Judiciary.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

R. L. Fraser, Washburn; Audry Young, Epping; Henry N. Holm, Dickinson; Nick Schank, Gladstone; J. H. Riley, Sterling; Iver Roaldson, New Rockford; John Cameron, Billy Cowan, Dalbert Perry, Glen Cartridge, Bismarck; Roswell P. Merritt, Kenmare.

Pursuant to Mr. Twichell's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FORTY-NINTH DAY AFTER RECESS AND FIFTIETH  
DAY

House of Representatives,  
Bismarck, North Dakota,  
February 26, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Delayed Bills beg leave to report that they have recommended for introduction the following bills:

House Bill, introduced by the Committee on State Affairs.

W. J. BELL,  
Chairman.

Mr. Bell moved the adoption of this report and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: A majority of your Committee on State Affairs to whom was re-referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Have had the same under re-consideration and recommend that the same be amended as follows:

Section 3239. ELECTION HELD ONCE EVERY FOUR YEARS.) When an election has been held and at least two-

thirds of the votes cast at such election are not cast for some other place than that fixed by law as the former county seat, no second election for the removal thereof shall be held for four years thereafter. The question of county seat removal may be so submitted to the electors of any county at a primary election, and if more than two towns contend for the location of the county seat at such primary election and if no such contending town receive two-thirds of the vote cast thereon, then and in that event the two towns receiving the highest vote at such primary election, and these two towns only, shall be placed upon the official ballot at the first following general election. If any town receive two-thirds of the total vote cast at either such primary or general election, such town shall be designated as the county seat of such county.

The provisions as to petitions, notice, ballot, etc., now provided by law for elections for the removal of county seats, shall be applicable to primary elections, as herein provided for, as well as to such general elections.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: A minority of your Committee on State Affairs to whom was re-referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Have had the same under re-consideration and recommend that the same do pass as introduced.

A. VAN BERKOM,  
PETER KEIERLEBER,  
JAMES McMANUS,  
A. S. KRAFT,  
E. E. IVERSON.

Mr. Van Berkom moved that the minority report be adopted.

Mr. Twichell moved as a substitute motion that the report of the majority be adopted instead of the minority report on House Bill No. 186.

Which motion prevailed.

The Committee on Judiciary made the following report:

**Mr. Speaker:** Your Committee on Judiciary to whom was referred:

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Have had the same under consideration and recommend that the same be amended as follows:

Insert after the section numbered, 7712a3, the Emergency Clause, viz:

“Section 2. EMERGENCY.) An emergency is hereby declared to exist and this act shall take effect and be in full force immediately upon its passage and approval.”

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

**Mr. Speaker:** Your Committee on Judiciary to whom was referred:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

**Mr Speaker:** Your Committee on Judiciary to whom was referred:

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In the written bill: (Also in the printed bill):

In title, correct spelling of the word “Occasioned”.

In both written and printed bill: Section 1, line 1 after the word, “brought”, insert the words “against the owner of any motor vehicle”.

Section 1, line 2, strike out the word "and".

Also, Section 1, line 3, after the word "plaintiff", add a comma.

Also, Section 1, line 4, strike out the comma after the word "Complaint".

Also, Section 1, line 5, insert the word "the" between the words "by" and "negligence"; strike out the words "the driver or owner" and insert in lieu thereof the words "such owner" and after the words "Motor Vehicle" and before the semicolon, add the words, "or his duly authorized agent".

Also, Section 1, line 7, insert a comma between the words "thereof" and "at".

GORDON V. COX,  
Chairman.

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In the Printed Bill and Written Bill:

Section 1, line 16, after the word, "obligor" and the comma, add the following, "shall be approved by the Clerk of the District Court in which such conviction is had."

Also, Section 3, line 7, strike out the word "to" and insert in lieu thereof the word "of".

Also, Section 3, line 11, strike out the word "nor" and insert in lieu thereof the words "or not".

GORDON COX,  
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertain-

ing the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 238. A Bill for an Act Requiring Scandinavian Languages to be Taught at the Agricultural College.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Have had the same under consideration and recommend that the same be amended as follows:

(The following amendments refer to the Printed Bill:)

After the Enactment Clause, strike out the remainder of the bill and insert in lieu thereof the following:

Section 1. When any bank shall hereafter become insolvent and pass into the hands of a receiver, such receiver shall, within sixty days after the closing of such bank, mail to each stockholder, depositor and creditor of such bank whose name and address appears on the records of the closed bank, a statement showing the assets and liabilities of such bank as of the date of its closing. It shall be the duty of said receiver annually thereafter, to mail to each stockholder, depositor and creditor of such closed bank, a statement of the affairs of the receivership, which statement shall show the amounts collected since the last statement was rendered, the disposition made

of the funds collected and the amount of assets on hand at the time of rendering such annual statement.

Section 2. The receiver of a bank which passed into receivership prior to the taking effect of this act, shall, not later than September 1, 1929, prepare and mail to each person described in Section 1 hereof, a statement showing the assets and liabilities of such bank as of the date upon which said receiver took charge thereof; said receiver shall at the same time prepare and mail statements showing the true condition of the affairs of the said bank as shown by the last report submitted by the receiver to, and approved by, the court. Annually thereafter statements shall be prepared and mailed as provided in Section 1 of this act.

A. J. RULON,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Also,

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Also,

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Also,

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Pow-



ers and Duties, and Providing for the Payment of Salary and Expense of his Office.”

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved the adoption of this report.  
Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of Section 4, strike out the word "majority" and in lieu thereof insert the words "sixty per cent."

J. A. JARDINE,  
Chairman.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

## FIRST AND SECOND READING OF HOUSE BILLS

The State Affairs Committee introduced:

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Which was read the first and second times and referred to the Committee on State Affairs.

A return was made to the Seventh Order of Business.

Mr. Horner moved that House Bill No. 235 be withdrawn from the calendar and re-referred to General Orders.

Which motion prevailed.

Mr. Burkhart presented a resolution and moved that it be adopted and printed in the Journal.

Which motion prevailed and the resolution was adopted by a rising vote.

## MEMORIAL RESOLUTION

Whereas, the late Mrs. C. N. Lee, wife of Representative C. N. Lee, of Dodge, North Dakota, departed this life on February 24th, 1929; and

Whereas, Mr. Lee has represented the Forty-Eighth Legislative District for the past two sessions of the legislature, and is now representing that district, and during this time has served with credit to himself and honor to the state:

Therefore, Be It Resolved, by this House of Representatives of the State of North Dakota, that we hereby extend to the Hon. C. N. Lee and his bereaved family the heartfelt sympathy of this assembly, and that a copy of this resolution be engrossed and forwarded by the Chief Clerk of the House to Mr. Lee and his family at Dodge, North Dakota.

## GENERAL ORDERS

Mr. Wigen moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Wigen to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2 of the printed bill, strike out sections 3b and 3c.

On page 3 of the printed bill, strike out lines 17 to 26 inclusive, and insert in lieu thereof the following: "Class Two. All of the following described property is hereby classified as Class Two, and no single risk therein in amount greater than \$100,000.00 shall be carried by the State Fire & Tornado Fund, and provided that all risks of \$10,000.00 or less shall be carried net by such fund; and provided further that on all risks not exceeding \$35,000.00 the State Fire & Tornado Fund may carry not to exceed 66 2-3 per cent of said risks, and that all risks exceeding \$35,000.00 the State Fire & Tornado Fund may carry not to exceed 50 per cent of said risks."

In the title of the printed bill, strike out all of line 4, and line 5 to the word "and".

And additional amendments.

Amend the amendments of the Standing Committee by inserting the word "an" between the words "in" and "amount" in line 4.

Also,

House Bill No. 190. A Bill For an Act to Impose a Tax upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 1 of the title of the printed bill strike out the word "a" and in lieu thereof insert the words "an additional license".

In line 1 of the title of the printed bill after the word "tax" insert the following: "to that imposed by the initiated measure approved June 30, 1926."

In line 2 in the title of the printed bill after the word "said", insert the word "license".

In line 24 of section 2 on page 3 of the printed bill strike out the words "any other tax thereon" and in lieu thereof insert the following: "the license tax by such initiated measure imposed".

In line 2 of Section 3 of the printed bill after the word "collect" insert the following "in addition to the license tax by such initiated measure imposed,".

In line 19 of section 4 (a) of the printed bill change the word "five" to "two".

In line 28 of section 4 (b) of the printed bill insert a "comma" after the word "Auditor".

In line 39 of section 4 (c) of the printed bill strike out the words "the force and effect of".

In line 40 of section 4 (c) of the printed bill strike out the period after the word "license" and add the following "in full force and effect".

In line 44 of section 4 (d) of the printed bill insert after the word "delinquent" the word "license".

In line 46 of section 4 (d) of the printed bill after the comma following the word "obligor" insert the word "conditioned."

In line 50 of section 4 (d) of the printed bill after the word "determine" insert the following "which shall not exceed three times the amount of the state license tax on all gasoline sold by such dealer during the preceding month and not less than \$500.00."

In line 54 of section 4 (d) of the printed bill strike out the words "the law" and insert in lieu thereof the words "this act".

In line 59 of section 4 (d) after the word "necessary" insert a comma and add the word "conditioned".

In line 60 of section 4 (d) of the printed bill strike out the word "taxes" and in lieu thereof insert the words "license tax".

In lines 63 and 64 of section 4 (d) of the printed bill strike out the words "the same" appearing before the word "manner" and the words "by law" and insert after the word "as" the word "herein".

In line 69 of section 4 (e) strike out the word "original."

In line 69 of section 4 (e) strike out the "comma" after the word "invoice" and in lieu thereof insert the word "or".

In line 69 of section 4 (e) of the printed bill strike out the word "original" and the "comma" after the word "ticket" and the words "or form of the kind and color".

In line 75 of section 4 (e) of the printed bill after the word "of" insert the word "license".

In line 75 of section 4 (e) after the word "charged" place a "comma" and add the following "which invoice or ticket shall be numbered and show thereon that it is the purchaser's invoice".

In line 75 of section 4 (e) of the printed bill after the word "and" insert the following "the same".

In line 76 of section 4 (e) of the printed bill strike out the word "original".

In line 1 of section 5 of the printed bill after the word "said" insert the word "additional."

In line 5 of section 5 of the printed bill after the word "money" insert the words "thus received".

In line five of section 5 of the printed bill after the "comma" following the word "money" insert the following "except such money as shall have been expended by said State Auditor for the purpose of making refunds from the license tax hereby collected, as herein provided".

In line 7 of section 5 strike out the word "aid".

In line 10 of section 5 strike out the word "aid".

In line 20 of section 5 of the printed bill strike out the "comma" following the word "highways" and in lieu thereof insert the word "and".

In line 20 of section 5 of the printed bill strike out the words "and culverts" and in lieu thereof insert the word "thereon".

In line 21 of section 5 of the printed bill strike out the "comma" following the words "Federal Aid" and in lieu thereof insert the word "and".

In line 21 of section 5 of the printed bill after the words "State Aid" strike out the words "and County".

In line 21 of section 5 of the printed bill after the word "highways" insert a "comma" and add the following "and not a part of the Federal or State Aid Highway systems, said fund to be".

In line 22 of section 5 of the printed bill after the "period" following the word "commissioners" insert the following:

"Section 6. That any person or persons, firm or corporation who shall buy or use any motor vehicle fuel as defined

in this act for the purpose of operating or propelling stationary gas engines, tractors, used for agricultural purposes, motor boats, airplanes or aircraft, or who shall purchase or use any such fuel for lighting, heating, cleaning or dyeing or other commercial use of the same, except motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of the State of North Dakota, on which motor fuel the tax imposed by this act has been paid, shall be reimbursed and repaid the amount of such tax paid by him upon presentation to the State Auditor, on a form prescribed by the State Auditor, a sworn statement setting forth the total amount of such fuel purchased and used by such consumer other than in motor vehicles operated or intended to be operated upon any of the public highways of the State of North Dakota and the purpose for which said motor vehicles upon which he claims exemption from said tax was used, and such other information as the State Auditor shall require, and the State Auditor upon presentation of such sworn statement shall cause to be repaid to such consumer from the additional license tax collected on such motor vehicle fuels, the said license tax on fuels purchased or used other than for motor vehicles as aforesaid; provided, that such applications for and refunds of such license tax shall be made not oftener than at the beginning of the quarter of each calendar year".

In line 1 of section 7 of the printed bill change the figure "6" to "7".

In line 2 of section 6 of the printed bill after the word "dealer" insert a "comma".

In line 4 of section 6 of the printed bill after the word "Auditor" insert a "comma".

In line 1 of section 7 of the printed bill change the figure "7" to "8".

In line 4 of section 7 of the printed bill after the word "for" add the word "the".

In line 5 of section 7 of the printed bill after the word "offer" add the word "the".

In line 6 of section 7 of the printed bill after the figure "2" strike out the "comma".

In line 6 of section 7 of the printed bill after the word "hereof" insert a "comma".

In line 1 of section 8 of the printed bill change the figure "8" to the figure "9".

In line 2 of section 8 of the printed bill after the word "corporation" insert a "comma".

In line 3 of section 8 of the printed bill after the word "corporation" insert a "comma".

In line 4 of section 8 of the printed bill strike out the words "who shall make" and in lieu thereof insert the word "making".

In line 4 of section 8 of the printed bill after the word "act" insert a "comma".

In line 4 of section 8 of the printed bill strike out the words "who shall make" and in lieu thereof insert the word "making".

In line 6 of section 8 of the printed bill strike out the words "of taxes" and in lieu thereof insert the words "or license tax".

In lines 6 and 7 of section 8 of the printed bill strike out the words "who shall collect" and insert in lieu thereof the words "collecting".

In line 7 of section 8 of the printed bill strike out the word "cause" and insert in lieu thereof the word "causing".

Strike out lines 1 and 2 of section 9 of the printed bill and in lieu thereof insert the following: "Sec. 10. This act shall not be deemed to amend or repeal any part of the initiated measure approved June 30, 1926, but the same is a separate act supplementary thereto."

In line 1 of section 10 of the printed bill change the figure "10" to "11".

Also,

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

And recommend the following amendments:

In lines 14 and 15, section 1 of the printed bill, strike out the words "State Prison Revolving Fund" and insert in lieu thereof the words "Twine and Cordage Operating Fund".

In lines 4 and 5 of section 12 make the same changes.

Also,

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.



And recommend the adoption of the Standing Committee's amendments.

Also,

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

And recommend the adoption of the Standing Committee's amendment.

Also,

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

And recommend the adoption of the Standing Committee's amendments.

Also,

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

And recommend the adoption of the Standing Committee's amendments.

And the additional amendment, to the Standing Committee's amendments: Following the word "court" in line 3 insert "of the county".

Also,

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

And recommend the adoption of the Standing Committee's amendments.

J. O. WIGEN,  
Chairman.

Mr. Jardine moved the adoption of the report of the Committee of the Whole, with respect to House Bills Nos. 157, 224, 231, 232, 169 and 235 be adopted.

Which motion prevailed and the report of the Committee of the Whole was adopted.

Mr. Lynch moved that the report of the Committee of the Whole with respect to House Bill No. 190 be rejected and that further consideration of House Bill No. 190 be indefinitely postponed.

Mr. Horner moved as a substitute motion that the report of the Committee of the Whole be accepted.

Roll call demanded and granted.

The question being on the motion of Mr. Horner, the roll was called, and there were ayes, 60; nays, 45; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Place
Bittner	Horner	Plath, John, Cass
Boe	Indergaard	Plath, Wm., Cass
Bohnsack	Jardine	Rulon
Brown	Johnston	Smith
Brunsdale	Johnson, Nelson	Steedsman
Burns	Johnson, Traill	Steen
Dolwig	Johnson, Ward	Svingen
Dyer	Kneeland	Thompson
Fettig	Larvick	Treffry
Flom	Lindgren	Turner
Freeman	McColl	Twichell
Frojen	Miller	Veitch
Halcrow	Montgomery	Watt
Hamilton	Muus	Wedel
Hausmann	Northridge	Westford
Helbling	Olafson	Wigen
Henderson	Olson, Hettinger	Wilson
Hermes	Opdahl	Worner
Hoffman	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Martin
Amsberry	Henrickson	Mau
Anderson	Isaak	Morgan
Anfinson	Iverson	Oberg
Bishop	Kapfer	Olson, Burleigh
Bubel	Keierleber	Owings
Burkhart	Kraft	Pfenning
Carlson	Larson	Sax
Carter	Lavik	Schultz
Cox	Lembcke	Swendseid
Craig	Levin	Twete
Dickerson	Lynch	Van Berkorn
Erickson, Kidder	McCay	Wagner
Erickson, Benson	McGauvran	Wentz
Gilchrist	McManus	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Lee	Standley
Dilland	McDowall	Thatcher
Gibbens	Shurr	

So the motion prevailed.

Mr. Horner moved that the vote by which the report of the Committee of the Whole on House Bill No. 190 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. McCay moved that the report of the Committee of the Whole with respect to House Bill No. 186 be rejected.

Mr. Twichell offered as a substitute motion that the report of the Committee of the Whole be adopted.

Mr. McCay demanded a roll call, and a call of the House.

The call of the House disclosed that Messrs. Dilland, Gibbens, Lee, Standley, Wigen and Thatcher were absent.

Mr. Peters moved that further proceedings under the call of the House be dispensed with.

Which motion prevailed.

The question being on the substitute motion by Mr. Twichell the roll was called, and there were ayes, 57; nays, 49; absent and not voting, 6; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Hettinger
Bishop	Horner	Peters
Bittner	Jardine	Piath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Johnston	Smith
Bubel	Kneeland	Steedsman
Burns	Larvick	Thompson
Carter	Lynch	Turner
Dolwig	McDowall	Twichell
Fettig	McGauvran	Veitch
Flom	Mau	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wilson
Helbling	Olafson	Worner
Henderson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Oberg
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Burkhart	Kapfer	Sax

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Schultz
Carlson	Kraft	Shurr
Craig	Larson	Svingen
Dickerson	Lavik	Steen
Dyer	Lembeke	Swendseid
Erickson, Kidder	Levin	Treffry
Erickson, Benson	Lindgren	Twete
Gilchrist	McColl	Van Berkorn
Halcrow	McCay	Wagner
Hanson	McManus	Young
Henrickson	Martin	
Hoffman	Morgan	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dilland	Lee	Thatcher
Gibbens	Standley	Wigen

Passed:

Messrs.  
Cox

So the motion prevailed.

Mr. Twichell moved that the vote by which the report of the Committee of the Whole on House Bill No. 186 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Kneeland requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Gilchrist presented a resolution and moved that it be adopted and printed in the Journal.

Which motion prevailed and the resolution was adopted by a rising vote.

### RESOLUTION

WHEREAS, the members of this House have heard with deep regret of the recent death of Mrs. Albert S. Gibbens, the wife of a former highly respected member of this House, and the Mother of Representative R. R. Gibbens of Towner County;

THEREFORE, BE IT RESOLVED, by the House of Representatives that the most sincere sympathy of its members is hereby extended to Representative Gibbens and the other members of the family of the deceased in their bereavement;

ALSO RESOLVED, That a duly engrossed copy of this resolution be forwarded by the Chief Clerk to Representative Gibbens at Cando, North Dakota.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FIFTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
February 26, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by Representative John Halcrow, acting as chaplain.

#### ROLL CALL

All members present except Messrs. Gibbens, Lee, Standley and Wigen.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-seventh day after recess and Forty-ninth day and recommend that the same be corrected as follows:

Page 5, line 26, correct the spelling of word "figures."

Page 7, line 35, correct the spelling of word "defining."

Page 15, last line, change "Ira J. Nelson" to "Ira J. Wilson."

Page 16, strike out lines 23, 24 and 25 and insert: "Mr. Burkhart moved that minority report on House Bill No. 93 be substituted for that of the majority."

Page 17, following line 27 insert: "The question being on the original motion the question was put and the motion prevailed."

Page 28, line 40, correct the spelling of word "and."

Page 34, change "Craig" from voting "aye" to "nay" and change totals of vote to so correspond.

Page 44, line 36, strike out the word "Miss" preceding the name "Audry Young."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A telegram from J. P. Fraser of Williston protesting passage of Senate Bill No. 126 was read and referred to the Committee on Public Health.

A letter from the P.-T. A. of Ross urging legislation favorable to the Sheppard-Towner act was read and referred to the Committee on Appropriations.

The chairman of the special committee appointed in regard to the death of the wife of Representative Lee reported as follows: The committee got in touch with the florist and he informed them that it was too late for flowers to be sent since the train had already gone and flowers sent the following day would arrive too late for the funeral.

Mr. Burkhart telephoned Mr. Lee and explained the situation and told him of the desire of the House members to send a floral tribute.

The resolution has already been engrossed and will soon be sent to Mr. Lee.

Mr. Twichell moved that Senate Bill No. 195 be withdrawn from the Calendar and re-referred to the Committee on State Affairs.

Which motion prevailed and the bill was so re-referred.

Mr. Fettig moved that the absent members be excused.

Which motion prevailed.

#### MESSAGE FROM THE GOVERNOR

Office of the Governor,  
Bismarck, North Dakota,  
February 26, 1929.

To the House of Representatives of the State of North Dakota:

You are hereby notified that I have today approved and filed with the Secretary of State

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Very truly yours,  
GEORGE F. SHAFER,  
Governor.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to Na-

tional Conventions, Presidential Electors and National Committeemen and Committeewomen.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:



Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota.  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 122. A Bill for an Act to appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Sec-

tion 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business of Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corpora-

tions whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Resolution "F" was read and referred to the Committee on Appropriations.

### THIRD READING OF HOUSE BILLS

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and

the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Was read the third time:

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 70; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Olafson
Amsberry	Henderson	Olson, Burleigh
Anderson	Henrickson	Opdahl
Bell	Hoffman	Owings
Boe	Horner	Plath, John, Cass
Bohnsack	Indergaard	Plath, Wm., Cass
Brown	Iverson	Rulon
Brunsdale	Johnston	Shurr
Burkhart	Johnson, Nelson	Smith
Burns	Johnson, Traill	Steedsmann
Butt	Johnson, Ward	Steen
Carlson	Kneeland	Swendseid
Carter	Larson	Thompson
Cox	Larvick	Treffry
Craig	Lindgren	Twichell
Dyer	McCay	Van Berkom
Erickson, Kidder	McDowall	Veitch
Erickson, Benson	McGauvran	Watt
Flom	Martin	Westford
Freeman	Mau	Wilson
Gilchrist	Montgomery	Young
Halcrow	Muus	Mr. Speaker
Hamilton	Northridge	
Hanson	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Kapfer	Place
Bishop	Keierleber	Pfenning
Bittner	Kraft	Sax
Bubel	Lavik	Schultz
Dickerson	Lembcke	Svingen
Dolwig	Lynch	Thatcher
Fettig	McCull	Turner
Frojen	McManus	Twete
Helbling	Miller	Wagner
Hermes	Morgan	Wedel
Holthusen	Olson, Hettinger	Wentz
Isaak	Peters	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dilland	Lee	Wigen
Gibbens	Levin	
Jardine	Standley	

So the bill passed and the title was agreed to and the emergency clause declared lost.

Mr. Steen moved that the vote by which House Bill No. 74 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 85; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Helbling	Northridge
Anderson	Henderson	Oberg
Anfinson	Henrickson	Olafson
Bell	Hermes	Olson, Burleigh
Bittner	Hoffman	Olson, Hettinger
Boe	Holthusen	Opdahl
Bohnsack	Horner	Owings
Brown	Indergaard	Plath, John, Cass
Brunsdale	Iverson	Plath, Wm., Cass
Bubel	Jardine	Pfenning
Burkhart	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Sax
Butt	Johnson, Ward	Smith
Carlson	Johnston	Steedsman
Carter	Keierleber	Steen
Cox	Kneeland	Swendseid
Craig	Larson	Thompson
Dolwig	Larvick	Turner
Dyer	Lavik	Twichell
Erickson, Kidder	Levin	Van Berkorn
Erickson, Benson	Lynch	Veitch
Flom	McCull	Watt
Freeman	McDowall	Wedel
Frojen	McGauvran	Wentz
Gilchrist	McManus	Wilson
Halcrow	Mau	Worner
Hamilton	Miller	Mr. Speaker
Hanson	Montgomery	
Hausmann	Morgan	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	McCay	Svingen
Bishop	Lindgren	Thatcher

Messrs.	Messrs.	Messrs.
Dickerson	Martin	Treffry
Fettig	Muus	Twete
Isaak	Peters	Wagner
Kapfer	Place	Westford
Kraft	Schultz	Young
Lembcke	Shurr	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dilland	Lee	Wigen
Gibbens	Standley	

So the bill passed and the title was agreed to.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 72; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Oberg
Bell	Holthusen	Olson, Burleigh
Bishop	Horner	Olson, Hettinger
Bittner	Indergaard	Opdahl
Boe	Jardine	Peters
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Traill	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Ward	Rulon
Burkhart	Kapfer	Smith
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larson	Swendseid
Cox	Larvick	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Kidder	McCay	Turner
Freeman	McDowall	Twichell
Frojen	McGauvran	Veitch
Gilchrist	Mau	Watt
Halcrow	Miller	Westford
Hamilton	Montgomery	Wilson
Hausmann	Morgan	Worner
Henderson	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Isaak	Place
Anderson	Iverson	Sax
Anfinson	Keierleber	Schultz
Craig	Lavik	Shurr
Dickerson	Lembcke	Svingen
Erickson, Benson	Levin	Twete
Fettig	McCull	Van Berkom
Flom	McManus	Wagner
Hanson	Martin	Wedel
Helbling	Northridge	Wentz
Henrickson	Olafson	Young
Hermes	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Gibbens	Standley
Dilland	Lee	Wigen

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners,

City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compenstaion for its Members.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.



Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 40; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Horner	Opdahl
Bishop	Iverson	Peters
Bittner	Jardine	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Burns	Kneeland	Sax
Carter	Larson	Schultz
Cox	Larvick	Smith
Dolwig	Lindgren	Steedsman
Dyer	Lynch	Steen
Erickson, Kidder	McColl	Thompson
Freeman	McDowall	Turner
Frojen	McGauvran	Twichell

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Gilchrist	Mau	Veitch
Halcrow	Miller	Watt
Hamilton	Montgomery	Wedel
Hausmann	Morgan	Wentz
Helbling	Muus	Westford
Henderson	Northridge	Wilson
Hermes	Olafson	Worner
Hoffman	Olson, Burleigh	Mr. Speaker
Holthusen	Olson, Hettinger	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hanson	Oberg
Amsberry	Henrickson	Owings
Anderson	Indergaard	Place
Anfinson	Isaak	Shurr
Boe	Johnston	Svingen
Bubel	Kapfer	Swendseid
Burkhart	Keierleber	Thatcher
Butt	Kraft	Treffry
Carlson	Lavik	Twete
Craig	Lembcke	Van Berkom
Dickerson	Levin	Wagner
Erickson, Benson	McCay	Young
Fettig	McManus	
Flom	Martin	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dilland	Lee	Wigen
Gibbens	Standley	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 228 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Miller moved that the House recess for one hour.

Which motion prevailed and the House recessed.

The House re-assembled pursuant to recess taken.

The Speaker announced that the House would be on the Fifth Order of Business.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Also,

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Also,

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Also,

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Also,

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Also,

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Also;

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 85; nays, 11; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Amsberry	Horner	Place
Anderson	Indergaard	Plath, John, Cass
Anfinson	Isaak	Plath, Wm., Cass
Bell	Iverson	Pfenning
Bishop	Johnston	Rulon
Bittner	Johnson, Nelson	Sax
Boe	Johnson, Traill	Schultz
Bohnsack	Johnson, Ward	Smith
Brown	Kapfer	Steedsman
Brunsdale	Keierleber	Steen
Burns	Kneeland	Swendseid
Dolwig	Kraft	Thatcher
Dyer	Larson	Thompson
Erickson, Kidder	Larvick	Treffry
Erickson, Benson	Levin	Turner
Fettig	Lynch	Twichell
Flom	McCull	Van Berkom
Freeman	Martin	Veitch
Frojen	Mau	Watt
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker
Hermes	Olson, Hettinger	
Hoffman	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carter	Lindgren	Shurr
Craig	McCay	Twete

Messrs.	Messrs.	Messrs.
Henrickson	Oberg	Wagner
Lembcke	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Dilland	McGauvran
Burkhart	Gibbens	McManus
Butt	Jardine	Standley
Carlson	Lavik	Svingen
Cox	Lee	Wedel
Dickerson	McDowall	

So the bill passed and the title was agreed to.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, Brokerage for Excess Insurance Provided, Limitation of Brokerage Rate and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 51; nays, 55; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henderson	McDowall
Bishop	Hermes	McGauvran
Boe	Hoffman	Martin
Bohnsack	Holthusen	Miller
Brunsdale	Horner	Montgomery
Burkhart	Indergaard	Morgan
Burns	Iverson	Muus
Butt	Jardine	Northridge
Cox	Johnston	Olafson
Dolwig	Johnson, Nelson	Olson, Hettinger
Fettig	Johnson, Traill	Opdahl
Flom	Johnson, Ward	Pfenning
Freeman	Kneeland	Steedsman
Halcrow	Larvick	Steen
Hamilton	Lembcke	Watt
Hausmann	Lindgren	Wigen
Helbling	Lynch	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kraft	Svingen
Anderson	Larson	Swendseid

Messrs.	Messrs.	Messrs.
Anfinson	Lavik	Thatcher
Bell	Levin	Thompson
Bittner	McColl	Treffry
Brown	McCay	Turner
Carter	Mau	Twete
Craig	Oberg	Twichell
Dickerson	Olson, Burleigh	Van Berkom
Dyer	Owings	Veitch
Erickson, Kidder	Peters	Wagner
Erickson, Benson	Place	Wedel
Frojen	Plath, John, Cass	Wentz
Gilchrist	Plath, Wm., Cass	Westford
Hanson	Rulon	Wilson
Henrickson	Sax	Worner
Isaak	Schultz	Mr. Speaker
Kapfer	Shurr	
Keierleber	Smith	

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Bubel	Gibbens	Standley
Carlson	Lee	
Dilland	McManus	

So the bill failed of passage.

Mr. Cox moved that the vote by which House Bill No. 157 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Sax moved that further consideration of House Bill No. 186 be indefinitely postponed.

Which motion prevailed.

Mrs. Craig moved that the vote by which House Bill No. 186 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 66; nays, 40; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Bell	Hoffman	Olson, Burleigh
Bishop	Holthusen	Olson, Hettinger
Bittner	Horner	Peters
Boe	Indergaard	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Ward	Steedsman
Cox	Kneeland	Thompson
Dolwig	Larvick	Turner
Dyer	Lynch	Twichell
Fettig	McDowall	Veitch
Flom	McGauvran	Watt
Freeman	Mau	Wedel
Frojen	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	<b>Kapfer</b>	Place
Anderson	Keierleber	Sax
Anfinson	Kraft	Schultz
Burkhart	Larson	Shurr
Butt	Lavik	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Erickson, Benson	Lindgren	Thatcher
Erickson, Kidder	McColl	Treffry
Gilchrist	McCay	Twete
Hanson	Martin	Van Berkom
Henrickson	Opdahl	Wagner
Isaak	Owings	Young
Iverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Gibbens	Standley
Carlson	Lee	
Dilland	McManus	

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Smith moved that the vote by which House Bill No. 224 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 92; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

#### Messrs.

Aljets  
Amsberry  
Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Burkhart  
Burns  
Butt  
Carter  
Cox  
Craig  
Dickerson  
Dolwig  
Erickson, Benson  
Fettig  
Flom  
Freeman  
Frojen  
Gilchrist  
Halcrow  
Hamilton  
Hanson  
Hausmann  
Helbling  
Henderson

#### Messrs.

Henrickson  
Hermes  
Hoffman  
Holthusen  
Horner  
Indergaard  
Isaak  
Iverson  
Jardine  
Johnston  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Kapfer  
Keierleber  
Kneeland  
Larson  
Larvick  
Lavik  
Lindgren  
Levin  
McCay  
Martin  
Mau  
Miller  
Montgomery  
Morgan  
Muus  
Northridge  
Oberg  
Olafson

#### Messrs.

Olson, Burleigh  
Olson, Hettinger  
Opdahl  
Peters  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Smith  
Steedsman  
Steen  
Svingen  
Swendseid  
Thompson  
Turner  
Twete  
Twichell  
Van Berkom  
Veitch  
Wagner  
Watt  
Wedel  
Wentz  
Westford  
Wigen  
Wilson  
Worner  
Young  
Mr. Speaker

Those voting in the negative were:

#### Messrs.

Dyer  
Erickson, Kidder  
Lembcke  
Lynch  
McColl

#### Messrs.

McDowall  
McGauvran  
Owings  
Place  
Schultz

#### Messrs.

Shurr  
Thatcher  
Treffry



Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Gibbens	McManus
Carlson	Kraft	Standley
Dilland	Lee	

So the bill passed and the title was agreed to.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 90; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Peters
Anfinson	Indergaard	Plath, John, Cass
Bell	Isaak	Plath, Wm., Cass
Bishop	Iverson	Pfenning
Bittner	Jardine	Rulon
Boe	Johnston	Schultz
Bohnsack	Johnson, Nelson	Shurr
Brown	Johnson, Traill	Smith
Brunsdale	Johnson, Ward	Steedsman
Burns	Kapfer	Steen
Butt	Keierleber	Svingen
Carter	Kneeland	Swendseid
Cox	Larson	Thompson
Craig	Larvick	Treffry
Dolwig	Lavik	Turner
Dyer	Levin	Twete
Erickson, Benson	Lindgren	Twichell
Fettig	Lynch	Van Berkom
Frojen	McColl	Veitch
Gilchrist	McCay	Wagner
Hakrow	Martin	Watt
Hamilton	Mau	Wedel
Hanson	Montgomery	Westford
Hausmann	Muus	Wigen
Helbling	Northridge	Wilson
Henderson	Oberg	Worner
Henrickson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dickerson	McDowall	Owings
Erickson, Kidder	McGauvran	Place
Flom	Miller	Thatcher
Kraft	Morgan	Wentz
Lembcke		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Freeman	Sax
Burkhart	Gibbens	Standley
Carlson	Lee	
Dilland	McManus	

So the bill passed and the title was agreed to.

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Sax
Brunsdale	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lembcke	Swendseid
Dolwig	Levin	Thatoher
Dyer	Lindgren	Thompson
Erickson, Kidder	Lynch	Treffry
Erickson, Benson	McColl	Turner
Fettig	McCay	Twete
Flom	McDowall	Twichell
Freeman	McGauvran	Van Berkom
Frojen	Martin	Veitch

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Gilchrist	Mau	Wagner
Halcrow	Miller	Watt
Hamilton	Montgomery	Wedel
Hanson	Morgan	Wentz
Hausmann	Muus	Westford
Helbling	Northridge	Wigen
Henderson	Oberg	Wilson
Henrickson	Olafson	Worner
Hermes	Olson, Burleigh	Young
Hoffman	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Dickerson

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bubel	Gibbens	Lee
Carlson	Jardine	McManus
Dilland	Larson	Standley

So the bill passed and the title was agreed to.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 79; nays, 26; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Olson, Hettinger
Amsberry	Henrickson	Opdahl
Anfinson	Holthusen	Peters
Bell	Horner	Plath, John, Cass
Bishop	Indergaard	Plath, Wm., Cass
Bittner	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnson, Nelson	Schultz
Brown	Johnson, Traill	Shurr
Brunsdale	Johnson, Ward	Smith
Burkhart	Kapfer	Steedsman
Burns	Kneeland	Steen
Carlson	Kraft	Thompson
Cox	Larson	Treffry
Dolwig	Larvick	Turner

Messrs.	Messrs.	Messrs.
Dyer	Lavik	Twichell
Erickson, Benson	Lindgren	Veitch
Fettig	McColl	Watt
Flom	Martin	Wedel
Freeman	Miller	Wentz
Frojen	Montgomery	Westford
Gilchrist	Muus	Wigen
Halcrow	Northridge	Wilson
Hamilton	Oberg	Worner
Hanson	Olafson	Young
Hausmann	Olson, Burleigh	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Keierleber	Place
Butt	Lembcke	Sax
Carter	Levin	Svingen
Craig	Lynch	Swendseid
Dickerson	McDowall	Thatcher
Erickson, Kidder	McGauvran	Twete
Helbling	Mau	Van Berkorn
Hermes	Morgan	Wagner
Isaak	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Johnston	McManus
Dilland	Lee	Standley
Gibbens	McCay	

So the bill passed and the title was agreed to.

Mr. Turner moved that the vote by which House Bill No. 235 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh

Messrs.	Messrs.	Messrs.
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Shurr
Carlson	Kneeland	Smith
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gilchrist	McGauvran	Watt
Halcrow	Martin	Wedel
Hamilton	Mau	Wentz
Hanson	Miller	Westford
Hausmann	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Henrickson	Northridge	Young
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Owings	Twete
Erickson, Kidder	Thatcher	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Gibbens	McManus
Dilland	Lee	Standley

So the bill passed and the title was agreed to and the emergency clause declared carried.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 190. A Bill For an Act to Impose a Tax upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

And find the same correctly Engrossed.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

House Bill No. 190. A Bill For an Act to Impose a Tax upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 70; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Place
Bell	Holthusen	Plath, John, Cass
Bittner	Horner	Plath, Wm., Cass
Boe	Indergaard	Rulon
Bohnsack	Jardine	Schultz
Brown	Johnston	Shurr
Brunsdale	Johnson, Nelson	Smith
Burkhart	Johnson, Traill	Steedsman
Burns	Kneeland	Steen
Dickerson	Larvick	Svingen
Dolwig	Lindgren	Thompson
Dyer	McCay	Treffry
Erickson, Benson	McDowall	Turner
Fettig	McGauvran	Twichell
Flom	Martin	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Morgan	Westford

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Halcrow	Muus	Wigen
Hamilton	Northridge	Wilson
Hausmann	Olafson	Worner
Helbling	Olson, Hettinger	Mr. Speaker
Henderson	Ondahl	
Henryckson	Peters	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Isaak	Oberg
Anderson	Iverson	Olson, Burleigh
Anfinson	Kapfer	Owings
Bishop	Keierleber	Pfenning
Butt	Kraft	Sax
Carlson	Larson	Swendseid
Carter	Lavik	Thatcher
Cox	Lembcke	Twete
Craig	Levin	Van Berkorn
Erickson, Kidder	Lynch	Wagner
Hanson	McColl	Wentz
Herman	Mau	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bubel	Johnson, Ward	McManus
Dilland	Lee	Standley
Gibbens		

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Horner moved that the vote by which House Bill No. 190 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved that the House proceed under the Thirteenth Order of Business, after which the House recess until 1:00 p. m., the following day.

Which motion prevailed.

#### FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and

Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 122. A Bill for an Act to appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and



Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

Was read the first and second times and referred to the the Committee on Highways and Bridges.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Was read the first and second times and referred to the Committee on Game and Fish.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Fed-

eral Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Was read the first and second times and referred to the Committee on Game and Fish.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corpora-

tions whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Was read the first and second times and referred to the Committee on Corporations Other than Municipal.

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business of Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compenstaion for its Members.

Was read the first and second times and referred to the Committee on State Affairs.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: M. C. Stensby, New Rockford; B. L. Nelson, Karl Nelson, Fullerton; R. E. Hatt, Inkster; Fred Wolfe, Southam; W. N. Nortz, J. A. Kramer, Devils Lake; Raymond Brey, Miss Tierden, Minot; Mr. and Mrs. A. J. Olson, Driscoll; Emanuel Bloomhagen, Sheridan; Theo. Martell, Carson.

Pursuant to Mr. Twichell's motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 27, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

The Speaker announced that the House would be on the Fifteenth Order of Business.

#### GENERAL ORDERS

Mr. Mau moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Mau to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

And additional amendments to the House and recommend that the bill be indefinitely postponed.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1 of the title of the printed bill, strike out the figures "1925."

In line 3 of the title of the printed bill, after the word "Co-operative" insert the words "Corporations and".

In line 2 of Section 1 of the printed bill, strike out the

figures "1925". In the same line strike out the first word "of" and insert in lieu thereof the word "to", and strike out the words "North Dakota for."

In line 10, Section 1, of the printed bill, strike out the semicolon following the word "notwithstanding" and insert in lieu thereof a period, and strike out the remainder of the Section, and insert in lieu thereof the following: "In such associations or corporations consisting of fifty or more stockholders, a quorum at such stockholders meeting shall consist of at least twenty-five stockholders, present in person or by proxy; provided, however, that at least fifteen stockholders must be present in person. In such associations or corporations consisting of less than fifty stockholders, a quorum at such stockholders' meeting shall consist of a majority of the stockholders, present in person or by proxy; provided, however, that at least 20 per cent of such stockholders must be present in person."

Following line 15, page 2 of the printed bill, add the following: "Section 2. Emergency. This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

**Also,**

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the title of the engrossed bill after the word "Dakota" strike out the period and insert in lieu thereof a comma and the words "and providing an appropriation therefor."

In Section 2, line three of the engrossed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$200.00".

**Also,**

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

And recommend to the House that the bill be indefinitely postponed.

Also,

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws for the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 2 of the engrossed bill sixth line from the bottom strike out the words "State Licensing Department Funds" and insert in lieu thereof "Attorney General Department Fund."

Third line from the bottom of page 2 of the engrossed bill as it came from the Senate, strike out the word "is" and insert the word "are".

Also,

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

At the end of line 3 of the title of the bill as it came from the Senate, insert a "comma".

Line 4 of the title of the bill after the word "exceed" insert a "comma".

Section 1, line 7 of the engrossed bill as the same came from the Senate, insert the word "real" between the words "any" and "property."

Section 1, line 7 after the word "property" insert a "comma".

Section 1, line 18 of the engrossed bill, insert the word "real" between the words "any" and "property".



Section 1, line 19 after the word "president" insert a "comma".

Line 20, Section 1 after the word "officer" insert a "comma".

Section 2, page 2 at the end of line 3 insert a "comma."

Section 3, line 4 after the word "Legislature" insert a "comma".

Also,

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 4, of the engrossed bill as it came from the Senate, after the word "prescribed" insert a "comma".

Section 1 line 5 of the engrossed bill, strike out the word "public."

Section 1, line 14, of the engrossed bill, strike out the word "public".

F. E. MAU,  
Chairman.

Mr. Burkhart moved that the report of the Committee of the Whole with respect to Senate Bill No. 115 be divided.

Which motion prevailed.

Mr. Jardine moved that the report of the Committee of the Whole with respect to Senate Bill No. 70 be divided.

Which motion prevailed.

Mr. Turner moved that the report of the Committee of the Whole with respect to Senate Bills Nos. 98, 99, 91, 117 and 179 be adopted.

Which motion prevailed and the report was adopted.

Mr. Burkhart moved that Senate Bill No. 115 be recommended for passage, as amended by the Standing Committee.

Mr. Twichell moved as a substitute motion that the report of the Committee of the Whole be adopted.

Mr. Burkhart demanded a roll call.

ROLL CALL

The question being on the substitute motion by Mr. Twichell, the roll was called, and there were ayes, 53; nays, 52; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Horner	Olson, Hettinger
Boe	Jardine	Peters
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Burns	Johnston	Smith
Carter	Kneeland	Turner
Dolwig	Larvick	Twichell
Fettig	Lynch	Veitch
Flom	McDowall	Watt
Fréeman	McGauvran	Wedel
Frojen	Mau	Wentz
Hamilton	Miller	Westford
Hausmann	Montgomery	Wigen
Helbling	Morgan	Wilson
Henderson	Muus	Worner
Hermes	Northridge	Mr. Speaker
Holthusen	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olson, Burleigh
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Butt	Kraft	Shurr
Carlson	Larson	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dillard	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	McCull	Van Berkom
Gilchrist	McCay	Wagner
Halcrow	McManus	Young
Hanson	Martin	
Henrickson	Oberg	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Gibbens	Steedsman
Bishop	Plath, John, Cass	Thompson
Cox	Standley	

So the motion prevailed.

Mr. Twichell moved that the vote by which the report of the Committee of the Whole on Senate Bill No. 115 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Jardine moved that the report of the Committee of the Whole with respect to Senate Bill No. 70 be rejected.

Mr. Burkhart moved as a substitute motion that the report of the Committee of the Whole with respect to Senate Bill No. 70 be adopted.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion by Mr. Burkhart, the roll was called, and there were ayes, 49; nays, 60; absent and not voting, 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Isaak	Opdahl
Amsberry	Iverson	Owings
Anderson	Kapfer	Place
Anfinson	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Shurr
Carlson	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Kidder	McColl	Van Berkum
Erickson, Benson	McCay	Twete
Gilchrist	McManus	Wagner
Hanson	Martin	Wigen
Henrickson	Oberg	Young
Indergaard		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hermes	Olafson
Bishop	Hoffman	Olson, Burleigh
Bittner	Holthusen	Olson, Hettinger
Boe	Horner	Peters
Bohnsack	Jardine	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Pfenning
Bubel	Johnson, Ward	Rulon
Burns	Johnston	Smith
Carter	Kneeland	Steedsman
Cox	Larvick	Thompson
Dolwig	Lynch	Turner

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	Mau	Watt
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Fettig	Standley	Wedel
Gibbens		

So the motion was lost.

The question being upon the original motion the question was put and the motion prevailed.

Mr. Jardine then moved that Senate Bill No. 70 be recommended for passage as amended by the Standing Committee.

Which motion prevailed.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

House Bill No. 240. A Bill for an Act Requiring Power Companies to Rebate to Users or Consumers for Failure to Furnish Continuous Service, and Defining a Power Company.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**L. L. TWICHELL,**  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

**Mr. Speaker:** Your Committee on State Affairs to whom was referred:

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of Section 1 of the engrossed bill, strike out the figures "\$268,035.00", and insert in lieu thereof the figures "\$267,460.00".

In the division of the engrossed bill entitled "EQUIPMENT" strike out all of item 8.

In the line of the engrossed bill entitled "TOTAL" strike out the figures "\$268,035.00" and insert in lieu thereof the figures "\$267,460.00".

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 136. A Bill for an Act to appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 155. A Bill for an Act to appropriate the sum of Six Hundred Dollars Annually until 1942 or so much thereof as may be necessary under this Act, for the use and benefit of the children, not under sixteen nor over twenty-one years of age and who have for twelve months had their domicile in the State of North Dakota, of those who were killed in action or who died from other cause while serving in the Army, Navy, or Marine Corps of the United States, during the World War, from April 6, 1917, to July 2, 1921; which said children are attending or who may hereafter attend a State Educational or Training Institution of a Secondary or College Grade; for the purpose of providing and paying for said children; tuition and matriculation fees; board and room rent; and books and supplies, and for no other purposes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

Senate Bill No. 181. A Bill for an Act relating to buying poultry or domestic fowls; licensing; recording; fees for recording; penalties for violations thereof. Inspection and enforcement by Department of Agriculture and Labor and Peace Officers.

Have had the same under consideration and recommend that the same do pass.

JOHN G. PLATH,  
Chairman.

Mr. Plath moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. M. J. Olson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FIFTY-FIRST DAY

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

## ROLL CALL

All members present except Messrs. Gibbens and Standley.

The Committee on Revision and Correction of the Journal  
made the following report:

**Mr. Speaker:** Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Forty-ninth day after recess and Fiftieth day and recommend  
that the same be corrected as follows:

Page 9, line 15, strike out extra letter "o" in word "resolu-  
tion."

Page 21, line 27, correct the spelling of word "defining."

Page 30, line 5, correct the spelling of word "allowance."

Page 30, line 8, correct the spelling of word "finished".

Page 36, line 27, change the word "passed" to "lost."

Page 43, change "Hoffman" from voting "nay" to "aye" and  
change totals of vote to so correspond.

• And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

Mr. Helbling moved that the absent members be excused.

Which motion prevailed.

Mr. Lee requested permission to speak briefly to the House  
and said:

"I would like to express my appreciation to the members  
of this assembly for the kind words sent me at the time of  
my wife's death. I can tell you exactly how I felt. I felt  
that one hundred and twelve hands were extended in sympathy  
to me, and I want you, ladies and gentlemen, to know that I  
appreciated it very much."

## THIRD READING OF SENATE BILLS

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 97; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Johnston	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Steedsman
Carlson	Larvick	Svingen
Carter	Lavik	Thatcher
Cox	Lee	Treffry
Dickerson	Lembcke	Turner
Dilland	Levin	Twete
Dolwig	Lindgren	Twichell
Dyer	Lynch	Van Berkom
Erickson, Kidder	McCull	Veitch
Erickson, Benson	McCay	Wagner
Fettig	McGauvran	Watt
Flom	McManus	Wedel
Freeman	Martin	Wentz
Frojen	Mau	Westford
Gilchrist	Montgomery	Wigen
Halcrow	Morgan	Wilson
Hanson	Northridge	Worner
Hausmann	Muus	Young
Helbling	Oberg	Mr. Speaker
Henderson		



Those voting in the negative were:

Messrs.

Craig

Absent and not voting:

Messrs.

Butt

Gibbens

Hamilton

Henrickson

Jardine

Messrs.

Johnson, Traill

Kneeland

McDowall

Miller

Olafson

Messrs.

Plath, Wm., Cass

Standley

Steen

Swendseid

Thompson

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

Mr. Twichell asked unanimous consent to amend the bill.

Which consent was granted.

Mr. Twichell then offered the following amendments: Change the enacting clause to read "by the Legislative Assembly."

In section 26, line 6, change the figure "20" to "30".

Which amendments were adopted.

Mr. Twichell then moved that the rules be suspended and Senate Bill No. 59, as amended, be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Northridge
Amsberry	Henderson	Oberg
Anderson	Henrickson	Olafson
Anfinson	Hoffman	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Indergaard	Opdahl
Bittner	Iverson	Owings
Boe	Jardine	Peters
Bohnsack	Johnston	Place
Brown	Johnson, Nelson	Plath, John, Cass
Brunsdale	Johnson, Traill	Plath, Wm., Cass
Bubel	Johnson, Ward	Pfenning
Burkhart	Kapfer	Rulon
Burns	Keierleber	Sax
Butt	Kraft	Schultz
Carlson	Larson	Shurr
Cox	Larvick	Steedsman
Craig	Lavik	Swendseid
Dickerson	Lembcke	Treffry
Dilland	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Benson	McColl	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Watt
Freeman	McManus	Wedel
Frojen	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hamilton	Montgomery	Wilson
Hanson	Morgan	Young
Hausmann	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carter	Isaak	Svingen
Erickson, Kidder	Lee	Thatcher
Hermes	McCay	Wagner
Holthusen	Steen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Smith	Thompson
Kneeland	Standley	Worner

So the bill passed and the title was agreed to.

Mr. Lee explained his vote: I vote "no" on this bill because I don't believe it is of any benefit to the farmer. It is not worth the paper it is written on."

Mr. McCay explained his vote: I am against this bill for the reason that I don't think we will be able to pass any law

of this kind that will help the farmer, and it is creating a new commissioner with a salary of \$5,000.00 and there will be four or five men to look after him, and I think it is going to be too expensive. I vote "no."

Mr. McGauvran explained his vote: This measure is intended to benefit the farmer who wants to store his grain on the farm. For the very fact that there is no provision made that the party who loans his money on that crop will have a guaranty that the crop will be there for him I do not believe he will be able to borrow the money for that purpose, and I vote "aye."

Mr. Swendseid explained his vote: Hoping against fear that Senate Bill No. 59 will be of some benefit to the grain growers of North Dakota I vote "aye."

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Was read the third time.

Call of the House demanded.

The call of the House disclosed that Messrs. Carter, Dickinson, Gibbens, Standley and Thompson were absent.

Mr. Cox moved that further proceedings under the call be dispensed with.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 61; nays, 49; absent and not voting, 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hoffman	Olson, Burleigh
Bishop	Holthusen	Olson, Hettinger
Bittner	Horner	Peters
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Trail	Pfenning
Brunsdale	Johnson, Ward	Rulon
Burns	Johnston	Smith
Carter	Kneeland	Steedsman
Cox	Larvick	Turner
Dolwig	Lynch	Twichell
Fettig	McDowall	Veitch
Flom	McGauvran	Watt
Freeman	Mau	Wedel
Frojen	Miller	Wentz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker
Hermes		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	
Aljets	Indergaard	Oberg
Amsberry	Isaak	Opdahl
Anderson	Iverson	Place
Anfinson	Kapfer	Owings
Bubel	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Shurr
Carlson	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Kidder	McColl	Twete
Erickson, Benson	McCay	Van Berkom
Gilchrist	McManus	Wagner
Hanson	Martin	Young
Henrickson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Gibbens	Standley	Thompson

So the bill passed and the title was agreed to.

Mr. Cox moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mrs. Craig explained her vote: I vote "no" on this bill because I consider it unnecessary. I vote "no" because I believe that we shall not see, at the time of the next meeting of the Board of Equalization, a levy of \$275,000.00, or thereabouts for this proposition.

Mr. O. E. Erickson explained his vote: This bill is only a repetition of House Bill No. 202 of 1927, vetoed by Governor Sorlie. It answers no good purpose except to play politics. I vote "no."

Mr. Iverson explained his vote: If this bill passes, in a short time we will read in the Fargo Forum something like this: "Shortage in the Real Estate Bond Interest Fund."

In anticipation of a shortage in the Real Estate Bond In-

terest Fund it has been deemed advisable by the Industrial Commission to order the State Board of Equalization to levy a tax of \$500,000.00 to meet such shortage. I vote "no."

Mr. McCay explained his vote: This is a political camouflage. It wasn't needed two years ago and it isn't needed now. I vote "no."

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 20; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Bell	Hoffman	Olson, Burleigh
Bittner	Holthusen	Olson, Hettinger
Boe	Horner	Opdahl
Bohnsack	Indergaard	Peters
Brown	Iverson	Plath, John, Cass
Burkhart	Jardine	Plath, Wm., Cass
Burns	Johnston	Rulon
Butt	Johnson, Nelson	Sax
Carlson	Johnson, Traill	Smith
Carter	Johnson, Ward	Steedsman
Cox	Kneeland	Steen
Craig	Larson	Svingen
Dilland	Larvick	Swendseid
Dolwig	Lavik	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Kraft	Pfenning

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Lee	Schultz
Bishop	Lembcke	Shurr
Bubel	McGauvran	Thatcher
Dickerson	McManus	Wedel
Isaak	Owings	Mr. Speaker
Keierleber	Place	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brunsdale	Gibbens	Standley
Erickson, Kidder	Kapfer	Thompson

So the bill passed and the title was agreed to.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 92; nays, 9; absent and not voting, 12.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Owings
Amsberry	Horner	Peters
Bell	Indergaard	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfennig
Bohnsack	Johnson, Ward	Rulon
Brown	Johnston	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Larson	Smith
Carlson	Larvick	Steedsman
Carter	Lavik	Svingen
Craig	Lembcke	Swendseid
Dickerson	Lindgren	Thatcher
Dilland	Lynch	Treffry
Dolwig	McCay	Turner
Dyer	McDowall	Twete
Fettig	McGauvran	Van Berkom
Flom	McManus	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wigen

Messrs.	Messrs.	Messrs.
Helbling	Northridge	Wilson
Henderson	Oberg	Worner
Henrickson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Hanson	Levin
Anfinson	Isaak	Opdahl
Butt	Lee	Steen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Gibbens	McCull
Cox	Jardine	Standley
Erickson, Benson	Kneeland	Thompson
Erickson, Kidder	Kraft	Twichell

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Isaak	Owings
Bell	Iverson	Peters
Bishop	Johnson, Traill	Place
Bittner	Johnson, Ward	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Kapfer	Rulon
Brown	Keierieber	Sax
Bubel	Kneeland	Schultz
Burns	Larson	Shurr
Butt	Larvick	Smith
Carlson	Lavik	Steedsman
Carter	Lee	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Treffry

Messrs.	Messrs.	Messrs.
Dolwig	Lynch	Turner
Dyer	McColl	Twete
Erickson, Benson	McCay	Van Berkom
Fettig	McDowall	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wigen
Helbling	Northridge	Wilson
Henderson	Oberg	Worner
Henrickson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Hanson	Miller
Brunsdale	Indergaard	Pfenning
Burkhart	Jardine	Standley
Cox	Johnson, Nelson	Thatcher
Erickson, Kidder	Kraft	Thompson
Flom	McGauvran	Twichell
Gibbens		

So the bill passed and the title was agreed to.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 16; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hermes	Oberg
Anfinson	Hoffman	Olafson
Bell	Holthusen	Olson, Burleigh
Bishop	Horner	Olson, Hettinger
Bittner	Indergaard	Peters
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Burns	Johnson, Ward	Sax
Butt	Kapfer	Schultz
Carter	Keierleber	Shurr
Craig	Larson	Smith



Messrs.	Messrs.	Messrs.
Dilland	Larvick	Steedsman
Dolwig	Lavik	Svingen
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkom
Fettig	McCcoll	Veitch
Freeman	McCay	Watt
Frojen	McDowall	Wedel
Gilchrist	McGauvran	Westford
Halcrow	McManus	Wigen
Hamilton	Martin	Wilson
Hausmann	Montgomery	Young
Helbling	Muus	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Lee	Swendseid
Bubel	Lembcke	Treffry
Dickerson	Owings	Twete
Henrickson	Place	Wagner
Isaak	Steen	Worner
Kraft		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Hanson	Northridge
Brunsdale	Iverson	Opdahl
Burkhart	Jardine	Rulon
Carlson	Kneeland	Standley
Cox	Mau	Thatcher
Flom	Miller	Thompson
Gibbens	Morgan	Wentz

So the bill passed and the title was agreed to.

Mr. Turner moved that the House do now recess for five minutes.

Which motion prevailed, and the House stands recessed.

The House re-assembled pursuant to recess taken.

A return was made to the Eighth Order of Business.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued

to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 83; nays, 16; absent and not voting, 14.

Those voting in the affirmative were:

#### Messrs.

Aljets  
Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Burkhart  
Burns  
Butt  
Carter  
Craig  
Dolwig  
Dyer  
Erickson, Benson  
Erickson, Kidder  
Fettig  
Flom  
Freeman  
Frojen  
Gilchrist  
Halcrow  
Hanson  
Hausmann  
Helbling  
Henderson

#### Messrs.

Henrickson  
Hermes  
Hoffman  
Holthusen  
Horner  
Indergaard  
Iverson  
Jardine  
Johnson, Nelson  
Johnson, Traill  
Johnston  
Kapfer  
Keierleber  
Kneeland  
Larvick  
Levin  
Lynch  
McDowall  
McGauvran  
McManus  
Martin  
Mau  
Miller  
Montgomery  
Morgan  
Muus  
Northridge  
Oberg

#### Messrs.

Olafson  
Olson, Burleigh  
Olson, Hettinger  
Opdahl  
Peters  
Place  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Rulon  
Sax  
Schultz  
Shurr  
Smith  
Steedsman  
Thompson  
Turner  
Van Berkom  
Veitch  
Watt  
Wedel  
Wentz  
Westford  
Wigen  
Wilson  
Young  
Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Lembcke	Swendseid
Bubel	McColl	Thatcher
Carlson	McCay	Treffry
Kraft	Owings	Wagner
Larson	Steen	Worner
Lee		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Hamilton	Standley
Cox	Isaak	Svingen
Dickerson	Johnson, Ward	Twete
Dilland	Lavik	Twichell
Gibbens	Lindgren	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Swendseid
Craig	Larvick	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry

Messrs.	Messrs.	Messrs.
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
Fettig	McCoy	Van Berkom
Flom	McCoy	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gilchrist	McManus	Wedel
Halcrow	Martin	Wentz
Hamilton	Mau	Westford
Hanson	Miller	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Lavik	Standley
Dickerson	Montgomery	Svingen
Gibbens	Pfenning	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Oberg
Anderson	Holthusen	Olafson
Anfinson	Horner	Olson, Burleigh
Bell	Indergaard	Olson, Hettinger
Bishop	Isaak	Opdahl
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Plath, John, Cass
Brunsdale	Johnson, Traill	Pfenning
Bubel	Johnson, Ward	Rulon
Burkhart	Kapfer	Sax
Burns	Keierleber	Schultz
Butt	Kneeland	Shurr

Messrs.	Messrs.	Messrs.
Carlson	Kraft	Smith
Carter	Larson	Steedsman
Craig	Larvick	Steen
Dilland	Lavik	Svingen
Dolwig	Lee	Swendseid
Dyer	Lembcke	Thompson
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Fettig	Lynch	Twichell
Flom	McCull	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gilchrist	McGauvran	Watt
Halcrow	McManus	Wedel
Hamilton	Martin	Wentz
Hanson	Mau	Westford
Hausmann	Miller	Wigen
Helbling	Montgomery	Wilson
Henderson	Morgan	Worner
Henrickson	Muus	Young
Hermes	Northridge	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Owings	Thatcher

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Gibbens	Treffry
Dickerson	Standley	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnston	Rulon
Brunsdale	Keierleber	Sax
Bubel	Kneeland	Schultz
Burkhart	Kraft	Shurr
Burns	Larson	Smith
Butt	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	Lee	Svingen
Craig	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McColl	Twete
Erickson, Benson	McCay	Twichell
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Johnson, Ward	Standley
Dickerson	Kapfer	Swendseid
Gibbens		

So the bill passed and the title was agreed to.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amasberry	Horner	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Steedsman
Butt	Larvick	Steen
Carlson	Lavik	Svingen
Carter	Lee	Thompson
Craig	Lembcke	Treffry
Dilland	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Kidder	McColl	Van Berkom
Erickson, Benson	McCay	Veitch
Fettig	McDowall	Wagner
Flom	McGauvran	Watt
Freeman	McManus	Wedel
Frojen	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Hermes	Olafson	
Hoffman	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Henrickson	Swendseid
Dickerson	Johnson, Ward	Thatcher
Gibbens	Montgomery	
Gilchrist	Standley	

So the bill passed and the title was agreed to.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohasack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kraft	Smith
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
<b>Erickson, Kidder</b>	<b>McColl</b>	Twichell
<b>Erickson, Benson</b>	McCay	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	Johnson, Ward	Standley
Gibbens	Kneeland	Thatcher

So the bill passed and the title was agreed to.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Was read the third time.



## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnston	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kraft	Smith
Burns	Larson	Steedsman
Butt	Larvick	Steen
Carlson	Lavik	Svingen
Carter	Lee	Swendseid
Craig	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McCull	Twichell
Erickson, Kidder	McCay	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Hebling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Johnson, Ward	Shurr
Dickerson	Kneeland	Standley
Gibbens	Northridge	Thatcher
Johnson, Traill		

So the bill passed and the title was agreed to.

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corpor-

ations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 65; nays, 43; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Iverson	Opdahl
Bishop	Jardine	Peters
Bittner	Johnston	Place
Boe	Johnson, Nelson	Plath, John, Cass
Bohnsack	Johnson, Trail	Plath, Wm., Cass
Brown	Kneeland	Pfening
Brunsdale	Larvick	Rulon
Burns	Levin	Smith
Carter	Lindgren	Steedsman
Dickerson	Lynch	Thompson
Dolwig	McDowall	Turner
Dyer	McGauvran	Twichell
Flom	McManus	Veitch
Freeman	Mau	Watt
Frojen	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wilson
Henderson	Oberg	Mr. Speaker
Hoffman	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Indergaard	Sax
Bubel	Isaak	Schultz
Burkhart	Kapfer	Shurr
Butt	Keierleber	Steen
Carlson	Kraft	Svingen
Craig	Larson	Swendseid
Dilland	Lavik	Thatcher
Erickson, Kidder	Lee	Treffry
Erickson, Benson	Lembcke	Twete
Fettig	McColl	Van Berkom
Gilchrist	McCay	Wagner
Hanson	Martin	Wigen
Helbling	Northridge	Worner
Henrickson	Owings	Young
Hermes		

Absent and not voting:

Messrs.  
Anderson  
Cox

Messrs.  
Gibbens  
Johnson, Ward

Messrs.  
Standley

So the bill passed and the title was agreed to. Emergency clause declared lost.

A return was made to the Seventh Order of Business.

Mr. Steedsman presented a resolution and moved that it be adopted and printed in the Journal.

Which motion prevailed and the resolution was adopted by a rising vote.

#### MEMORIAL RESOLUTION

Whereas, John W. Scott, of Gilby, a pioneer of North Dakota and a resident of Grand Forks county for more than fifty years, a member of the Legislature of Dakota Territory in 1884, and one of the master farmers of this state, died at his home on the 26th day of this month:

Be It Resolved by the House of Representatives, That it regrets the passing of this early day lawmaker and useful citizen, and extends the sincere sympathy of its members to the bereaved family; and that as a further mark of esteem and sympathy this resolution be printed in the Journal, and a duly engrossed copy thereof be transmitted by the Chief Clerk to the family.

Mr. Peters moved that Senate Bill No. 160 be taken from the Committee on Appropriations and referred to the Committee on Education.

Which motion prevailed and the bill was so referred.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Was read the third time.

Mrs. Craig asked unanimous consent to amend the bill.

Which consent was given.

Mrs. Craig then offered the following amendments:

In line 2 of the title change the word "for" to "of".

In line 2 of Section 1 make the same change.

In line 3 of the title insert a period after the word "tax", and strike out the balance of the title.

Which amendments were adopted.

Mrs. Craig further moved that the rules be suspended and Senate Bill No. 178 be placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 101; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atjets	Hoffman	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Holthusen	Opdahl
Bishop	Indergaard	Peters
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnston	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dilland	Lee	Treffry
Dolwig	Lembcke	Turner
Erickson, Kidder	Levin	Twete
Erickson, Benson	Lynch	Twichell
Fettig	<b>McColl</b>	<b>Van Berkorn</b>
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gilchrist	McManus	Wentz
Halcrow	Martin	Wedel
Hamilton	Mau	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henrickson	Northridge	Young
Henderson	Oberg	Mr. Speaker
Hermes	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dyer	Place	Thatcher
Owings		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Gibbens	Miller
Anderson	Johnson, Ward	Standley
Cox	Lindgren	

So the bill passed and the title was agreed to.

Mr. Twichell gave notice that on the next legislative day he would move for a reconsideration of the vote by which Senate Bill No. 59 was passed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: F. D. McCartney, Oakes; E. E. Cassels, Ellendale; Harold Brewer, John Getz, Duane Gaylord, Addeson Parks, Margaret Wiese, Marie Scholl, Elvina Grothe, Vivian Fraser, Ruth Klein, Julia Shearer, Elmer Johnson, Geo. S. Klovsstad (teacher) Civic Class of Washburn High School, Washburn, N. D.; Richard Dodds, Steele; Frank Towne, Valley City; R. M. Rishworth, Jamestown; C. E. Larson, Casselton; Mrs. G. S. Stephenson, Emerado; T. F. Whelan, St. Thomas; R. C. Lewis, Fargo; Fred H. Miller, Napoleon; D. S. Ritchie, Valley City; Anton Wilhelm, Dodge; Father Schmiell, Father Aberle, Dickinson; M. Beatrice Johnstone, Grand Forks; J. V. N. Sundberg, New Rockford.

Mr. Veitch moved that the House do now recess until 1:00 p. m., the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk

FIFTY-FIRST DAY AFTER RECESS AND FIFTY-SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
February 28, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that House would be on the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Wilson moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed and the House resolved itself into a committee of the whole.

The Speaker called Mr. Wilson to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of Section 1 of the engrossed bill, strike out the figures "\$268,035.00", and insert in lieu thereof the figures "\$267,460.00."

In the division of the engrossed bill entitled "EQUIPMENT" strike out all of item 8.

In the line of the engrossed bill entitled "TOTAL" strike out the figures "\$268,035.00" and insert in lieu thereof the figures "\$267,460.00".

IRA J. WILSON,  
Chairman.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report was adopted.

### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Was delivered to the Governor for his approval at the hour of 10:15 o'clock a. m., February 28, 1929.

E. E. VEITCH,  
Chairman.

A return was made to the Fifth Order of Business.

### REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill, line 27, strike out the word "trustees" and insert in lieu thereof the word "administration."

On page 2, line 34, strike out the word "control" and insert in lieu thereof "administration."

On page 4, line 65, strike out the word "control" and insert in lieu thereof "administration".

On page 4 line 92, strike out all of the line after the first word "of" and also all of line 93, and insert in lieu thereof the word "administration" to be followed by a period.



Change the spelling of the word "Sanatarium" to "Sanatorium" wherever it occurs in the title and in the bill.

CARL E. JOHNSON,  
Chairman.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Have had the same under consideration and recommend that the same do pass.

CARL E. JOHNSON,  
Chairman.

Mr. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL E. JOHNSON,  
Chairman.

Mr. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a

Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7, page 2, of engrossed bill, change the "semi-colon" after the word "well" to a "period", and in the same line strike out the word "and" and change the "u" in the word "upon" to a capital.

At the end of line 15, page 2 of the engrossed bill change the "comma" to a "period" and at the beginning of line 16 strike out the word "showing" and insert as the beginning of a new sentence the words "Such log to be so furnished shall show" and in said line 16 change the word "formation" to "Formations".

In line 17 page 2 of the engrossed bill, change the period after the word "penetrated" to a "comma" and in the same line change the capital "T" in the word "The" to a small "t".

In line 18, page 2, strike out the word "showing" and the comma preceding such word, and insert in lieu thereof the word "and".

In line 20, of page 2 of the engrossed bill strike out the words "That said" and insert as the beginning of such sentence in lieu thereof the word "Such".

In line 21 page 2 of the engrossed bill strike out the word "and" and insert a "comma" in lieu thereof, and at the end of said line 21 and the beginning of line 22, strike out the words "at the time that" and insert the word "when" in lieu thereof. After the word "surface" in line 23, insert a "comma".

In line 25 page 2 of engrossed bill change the "comma" after the word "proceeds" to a "period", and strike out the word "that" and begin the word "such" with a capital.

In line 28 page 2 of the engrossed bill correct the spelling of the word "informing".

In line 3, Section 2, page 2, strike out the word "and" and insert a "comma".

In line 1 of page 3, strike out the words "such log must show".

In line 2 page 3 strike out the words "showing also".

In line 3 page 3 strike out the words "said log" and

In line 4, page 3, strike out the words "together with" and insert in lieu thereof the word "and"

In line 6, page 3, change the "comma" after the word "Geologist" to a "period" and change the "a" following the word "Geologist" to a capital.

In line 15, page 3 change the "comma" after the word "log" to a period and strike out the balance of line 15.

At the beginning of line 16, page 3, change the word "the" to "all".

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, of the engrossed bill, strike out all of "Section 29", and insert in lieu thereof the following:

"Section 29. WHEN FEES DELINQUENT; PENALTIES.) The license fee under this act to be paid upon a motor vehicle shall become due as soon as such vehicle shall first use the

public streets or highways in this state, and upon January 1st in each year thereafter. License fees due upon January 1st shall be paid upon transfer of ownership in the vehicle, and in any event on or before May 15th, and shall be delinquent after May 15th unless paid. License fees falling due between May 15th and December 31st shall become delinquent upon the expiration of five days after the same become due.

A penalty of 10 cents per day shall be added to the license fee required under this act for each and every day such license fee shall be delinquent for not to exceed fifteen days and two (\$2.00) dollars per month thereafter for each month or fraction thereof for not to exceed five months."

This amended and revised section is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Have had the same under re-consideration and recommend that the same be amended as follows:

(All of the following amendments refer to the engrossed Bill:)

On page 1, paragraph "(b)", line 1, after word "interest", insert words "in or."

On page 1, paragraph "(b)", line 2, correct spelling of word "endorse", and change following word "and" to "an."

On page 2, strike out first 7 lines, being all of paragraph "(c)", and insert in lieu thereof all of paragraph "(d)", being lines 8 to 12, inclusive, (after correcting punctuation and spelling of word "succeeding") as follows:

"(c) The transferee, except as provided in the next succeeding paragraph, shall thereupon present such certificate, endorsed and assigned as aforesaid, to the Department, accompanied by a transfer fee of one dollar, and make application for and obtain a new certificate of title for such vehicle."

On page 2, strike out all of paragraph "(d)".

On page 2, line 13, change paragraph lettering "(e)" to "(d)".

On page 2, line 13, after the word "dealer", insert a comma.

On page 2, line 15, after the word "demonstration", insert a comma and strike out the remainder of line 15, all of line 16, and the first three words of line 17, including comma after the word "highways."

On page 2, line 18, insert a comma after the word "Department."

On page 2, line 19, insert a comma after the word "paragraph", strike out the remainder of line 19, all of lines 20, 21, 22 and 23, and insert in lieu thereof the following:

"but such transferee, upon transferring his title or interest to another person, shall execute and acknowledge an assignment and warranty of title upon the certificate of title and deliver the same to the person to whom such transfer is made."

On page 2, strike out all of paragraph "(f)", being lines 24 to 28, inclusive, and insert in lieu thereof the following:

"(e)" Whenever the ownership of any motor vehicle shall pass otherwise than by voluntary transfer, the new owner may obtain a certificate of title therefor from the Department upon application therefor and payment of a fee of one dollar accompanied with such instruments or documents of authority, or certified copies thereof, as may be required by law to evidence or effect a transfer of title or interest in or to chattels in such case. The Department, when satisfied of the genuineness and regularity of such transfer, shall issue a new certificate of title to the person entitled thereto."

On page 2, strike out all of paragraph "(g)", being the emergency clause, and insert in lieu thereof the following:

"(f)" When the transferee of a motor vehicle is unable to obtain a properly assigned certificate of title for such vehicle, and makes application for a new certificate of title and presents satisfactory proof of ownership, the Department may cancel the old certificate of title and issue a new certificate of title to such transferee."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do

Business in this State and Validating Certain Authorizations Heretofore Made.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

### THIRD READING OF SENATE BILLS

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 87; nays, 16; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Burleigh
Amsberry	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Peters
Bishop	Iverson	Plath, Wm., Cass
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Larson	Standley
Carlson	Larvick	Steedsman
Dilland	Lavik	Steen
Dolwig	Lee	Svingen
Dyer	Lindgren	Thatcher
Erickson, Benson	Lynch	Thompson
Flom	McDowall	Treffry
Freeman	McGauvran	Turner
Frojen	McManus	Twichell
Gilchrist	Martin	Veitch
Halcrow	Mau	Watt
Hamilton	Miller	Wedel
Hanson	Montgomery	Wentz
Hausmann	Morgan	Westford
Henderson	Muus	Wilson
Hermes	Oberg	Worner
Hoffman	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Levin	Twete
Dickerson	McColl	Van Berkom
Erickson, Kidder	McCay	Wagner
Helbling	Owings	Young
Kraft	Place	
Lembcke	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Fettig	Northridge
Bittner	Gibbens	Wigen
Carter	Henrickson	
Cox	Johnson, Ward	

So the bill passed and the title was agreed to.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Craig	Larvick	Steen
Dickerson	Lavik	Svingen
Dilland	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Fettig	McDowall	Twete
Flom	McGauvran	Twichell
Freeman	McManus	Van Berkom
Frojen	Martin	Veitch
Gilchrist	Mau	Wagner
Halcrow	Miller	Watt
Hamilton	Montgomery	Wedel
Hanson	Morgan	Wentz
Hausmann	Muus	Westford
Helbling	Northridge	Wilson
Henderson	Oberg	Worner
Hermes	Olafson	Young
Hoffman	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	McColl	McCay

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Gibbens	Wigen
Cox	Henrickson	

So the bill passed and the title was agreed to.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Was read the third time.

Mrs. Craig asked unanimous consent to amend the bill.

Which consent was granted.

Mrs. Craig then offered the following amendment:

In the sixth line from the bottom of page 2, in the engrossed bill change the words "State Licensing Department Fund" to "Attorney General Inspection Fund."

Which amendment was adopted.

Mrs. Craig further moved that the rules be suspended and



Senate Bill No. 91 be placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Muus
Amsberry	Hoffman	Northridge
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Johnston	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Carter	Larson	Svingen
Craig	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dilland	Lee	Turner
Dolwig	Levin	Twete
Erickson, Benson	Lindgren	Van Berkom
Erickson, Kidder	Lynch	Veitch
Fettig	McCoy	Wagner
Flom	McCay	Watt
Freeman	McDowall	Wedel
Frojen	McGauvran	Wentz
Gilchrist	McManus	Westford
Halcrow	Martin	Wigen
Hamilton	Mau	Wilson
Hanson	Miller	Worner
Hausmann	Montgomery	Young
Helbling	Morgan	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dyer	Owings	Thatcher
Lembcke	Place	Treffry
Oberg		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Henrickson	Peters
Gibbens	Olafson	Twichell

So the bill passed and the title was agreed to.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Ward	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dickerson	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	McColl	Twete
Erickson, Benson	McCay	Twichell
Erickson, Kidder	McDowall	Van Berkom
Fettig	McGauvran	Wagner
Flom	McManus	Watt
Freeman	Martin	Wedel
Projen	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Morgan	Wilson

Messrs.	Messrs.	Messrs.
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	
Hermes	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Veitch
Johnson, Traill	Steedsman	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Henrickson

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 91; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Owings
Amsberry	Johnston	Peters
Anderson	Johnson, Nelson	Plath, John, Cass
Anfinson	Johnson, Traill	Plath, Wm., Cass
Bell	Johnson, Ward	Pfenning
Bishop	Keierleber	Rulon
Bittner	Kneeland	Sax
Boe	Larson	Schultz
Bohnsack	Larvick	Shurr
Brown	Lavik	Smith
Brunsdale	Lee	Standley
Burkhart	Lembcke	Steedsman
Burns	Levin	Steen
Butt	Lindgren	Swendseid
Carlson	Lynch	Thatcher
Carter	McCull	Thompson
Cox	McCay	Treffry
Dilland	McGauvran	Turner
Dolwig	McManus	Twete
Flom	Martin	Van Berkom

Messrs.	Messrs.	Messrs.
Freeman	Mau	Veitch
Projen	Miller	Wedel
Hamilton	Morgan	Wentz
Hanson	Montgomery	Westford
Hausmann	Northridge	Wigen
Helbling	Muus	Wilson
Henderson	Oberg	Worner
Hoffman	Olafson	Young
Horner	Olson, Burleigh	Mr. Speaker
Indergaard	Olson, Hettinger	
Iverson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Gilchrist	McDowall
Craig	Hermes	Place
Dickerson	Holthusen	Svingen
Dyer	Isaak	Wagner
Erickson, Benson	Kapfer	
Fettig	Kraft	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Halcrow	Twichell
Gibbens	Henrickson	Watt

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Resolution "F", a Concurrent Resolution.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Butt moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FIFTY-SECOND DAY

House of Representatives,  
Bismarck, North Dakota,  
February 28, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Father Slag.

## ROLL CALL

All members present except Mr. Gibbens.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth Day after Recess and Fifty-First Day, and recommend that the same be corrected as follows:

Page 7, show Hanson voting in negative and correct vote totals so to correspond.

Page 8, line 4, correct the spelling of word "the".

Page 8, line 8, correct the spelling of word "rejected".

Page 9, line 27, correct the spelling of word "requiring".

Page 9, line 36, strike out the word "motion".

Page 15, line 50, correct the spelling of "McCay".

Page 32 line 23, correct the spelling of words "sympathy" and "resolution".

Page 33, line 6, strike out words "considered properly re-engrossed and"

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A resolution signed by 24 mechanics and tradesmen of Minot and neighboring towns urging passage of Senate Bills Nos. 163 and 164 was presented by Mrs. Lindgren.

This was read and referred to the committee on Judiciary.

The Committee on State Affairs made the following report:

Mr. Speaker: A minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content, Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. VAN BERKOM,  
C. N. LEE,  
R. BUBEL,  
JAMES McMANUS,  
C. D. DICKERSON,  
PETER KEIERLEBER.

The Committee on State Affairs made the following report:

Mr. Speaker: A majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

Amendments are to the engrossed bill as the same came from the Senate.

In line 6 of the bill strike out the word "such" and in the same line change the word "contents" to "content".

In line 7 of the title change the word "contents" to "content".

Change the "comma" following the word "regulations" in line 8 of the title to a "period" and strike out all of the balance of the title following such period.

In line 12 of Section 1 insert the word "such" ahead of the word "samples".

Beginning in line 14, Section 1, strike out the following matter in said line 14 and in line 15, to-wit: "in the state where the wheat is purchased and sold" and place a "period" immediately following the word place in line 14.

In line 15 Section 1, change the word "contents" to "content" and in line 16, Section 1, change the word "have" to "has".

In line 17, Section 1, change the word "contents" to "content" and after the word "samples" insert the following "and the range of 'percentages'".

On page 2, beginning in line 5 after the word "place" strike out the balance of said line 5 and all of lines 6, 7, 8, 9, 10, 11 and 12.

On page 2, Section 2, line 4, insert a "comma" after the word "county".

On page 2, section 2, line 5, insert a "comma" after the word "thereof" and in said lines 3 and 5, strike out the words "and make tests" and insert in lieu thereof the following, "and submit the same".

In line 7, Section 2, insert a "comma" after the word "obtained" and change the "semi-colon" at the end of said line 7, to a "period".

Strike out lines 8, 9, 10, 11, 12, 13 and 14 of Section 2.

In line 3 of Section 3, change the word "laboratories" to "laboratory".

Strike out all of said Section 3 after the word "country" in line 3 of said section, and insert in lieu thereof the following matter:

"Provided, however, that the protein tests of the North Dakota Agricultural College Experiment Station laboratory, referred to and established herein and hereby, shall be and the same are, hereby declared to be accurate and final, in all cases of dispute as to the protein findings of any other protein laboratory within the state, and the said North Dakota Experiment Station laboratory, is hereby directed and authorized to make such review of tests of such other laboratories within the state, at the standard charge for making such review tests."

In Section 4 line 1 thereof, insert the words "North Da-

kota" between the word "the" and the word "Agricultural" and in the same and succeeding line strike out the words "of Fargo, North Dakota".

In line 5 of Section 4, strike out the word "all" and after the word "laboratories" insert the words "at the Experiment Station at Fargo".

In line 7, Section 4, insert a "comma" after the word "samples".

L. L. TWICHELL,  
Chairman.

Mr. Burkhart moved that the minority report on Senate Bill No. 192 be adopted instead of the majority report.

Mr. Twichell moved as a substitute motion that the majority report be adopted instead of the minority report.

Which motion was lost.

The question then being upon the original motion, the question was put and the motion prevailed.

Mr. Van Berkomp moved that the vote by which the committee report on Senate Bill No. 192 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. J. G. Plath moved that the absent member be excused.

Which motion prevailed.

Mr. Twichell moved a re-consideration of the vote on the committee report by which Senate Bill No. 142 was indefinitely postponed.

Which motion prevailed.

Mr. Twichell then moved that Senate Bill No. 142 be referred to the Committee on State Affairs.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as



amended, the roll was called, and there were ayes, 64; nays, 43; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Horner	Olson, Burleigh
Bell	Indergaard	Peters
Bishop	Isaak	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Sax
Brunsdale	Johnston	Schultz
Bubel	Kapfer	Smith
Burns	Kneeland	Standley
Carter	Larvick	Steedsman
Dilland	Lavik	Thatcher
Dolwig	Levin	Turner
Fettig	Lindgren	Twichell
Flom	Lynch	Veitch
Freeman	McDowall	Watt
Halerow	McGauvran	Wentz
Hausmann	McManus	Westford
Helbling	Mau	Wilson
Henderson	Morgan	Worner
Hoffman	Muus	Mr. Speaker
Holthusen		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Opdahl
Anderson	Iverson	Owings
Anfinson	Keierleber	Place
Burkhart	Kraft	Shurr
Butt	Larson	Svingen
Carlson	Lee	Swendseid
Craig	Lembcke	Thompson
Dickerson	McCoy	Treffry
Dyer	McCay	Twete
Erickson, Benson	Martin	Van Berkorn
Erickson, Kidder	Montgomery	Wagner
Frojen	Northridge	Wigen
Gilchrist	Oberg	Wedel
Hanson	Olson, Hettinger	Young
Henrickson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	Hamilton	Olafson
Gibbens	Miller	Steen

So the bill passed and the title was agreed to.

Mr. Mau moved that the vote by which Senate Bill No. 70

was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 76; nays, 28, absent and not voting, 9.

Those voting in the affirmative were:

#### Messrs.

Aljets  
Amsberry  
Anderson  
Anfinson  
Bell  
Bishop  
Bittner  
Boe  
Bohnsack  
Brown  
Brunsdale  
Burkhart  
Burns  
Butt  
Carter  
Dolwig  
Dyer  
Erickson, Benson  
Freeman  
Frojen  
Gilchrist  
Halcrow  
Hausmann  
Helbling  
Henderson  
Hermes

#### Messrs.

Hoffman  
Holthusen  
Horner  
Indergaard  
Johnson, Nelson  
Johnson, Traill  
Johnson, Ward  
Johnston  
Kapfer  
Kneeland  
Larson  
Larvick  
Lavik  
Lindgren  
Lynch  
McCay  
McManus  
Martin  
Mau  
Montgomery  
Morgan  
Muus  
Oberg  
Olafson  
Olson, Burleigh

#### Messrs.

Olson, Hettinger  
Opdahl  
Peters  
Plath, John, Cass  
Plath, Wm., Cass  
Pfenning  
Sax  
Shurr  
Smith  
Standley  
Steedsman  
Svingen  
Thompson  
Treffry  
Turner  
Twete  
Twichell  
Veitch  
Watt  
Wentz  
Westford  
Wigen  
Wilson  
Worner  
Mr. Speaker

Those voting in the negative were:

#### Messrs.

Bubel  
Carlson  
Craig  
Dickerson  
Dilland  
Hanson  
Henrickson  
Isaak

#### Messrs.

Kraft  
Lee  
Lembcke  
Levin  
McColl  
McDowall  
McGauvran  
Northridge

#### Messrs.

Place  
Rulon  
Schultz  
Swendseid  
Thatcher  
Van Berkom  
Wagner  
Wedel

Messrs.	Messrs.	Messrs.
Iverson	Owings	Young
Keierleber		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Flom	Jardine
Erickson, Kidder	Gibbens	Miller
Fettig	Hamilton	Steen

So the bill passed and the title was agreed to.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 72; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Plath, John, Cass
Bell	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Sax
Brown	Larson	Standley
Brunsdale	Larvick	Thatcher
Burns	McCull	Thompson
Butt	Martin	Twichell
Cox	Montgomery	Watt
Halcrow	Morgan	Westford
Hamilton	Northridge	Wigen
Hoffman	Olafson	Wilson
Horner	Olson, Burleigh	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Johnson, Ward	Pfenning
Bubel	Johnston	Rulon
Burkhart	Kapfer	Schultz
Carlson	Keierleber	Shurr
Carter	Kneeland	Smith
Craig	Kraft	Steedsman
Dilland	Lavik	Steen

Messrs.	Messrs.	Messrs.
Dolwig	Lee	Svingen
Dyer	Lembcke	Swendseid
Erickson, Benson	Levin	Treffry
Flom	Lindgren	Turner
Freeman	Lynch	Twete
Frojen	McCay	Van Berkom
Gilchrist	McDowall	Veitch
Hanson	McGauvran	Wagner
Hausmann	Mau	Wedel
Helbling	Miller	Wentz
Henderson	Muus	Worner
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	
Dickerson	Fettig	McManus
Erickson, Kidder	Gibbens	

So the bill failed of passage.

Mrs. Craig moved that the vote by which Senate Bill No. 181 failed of passage be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 92; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohsack	Johnston	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kraft	Standley

Messrs.	Messrs.	Messrs.
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Twichell
Dyer	Lindgren	Veitch
Erickson, Kidder	McCay	Wagner
Erickson, Benson	McDowall	Watt
Freeman	McGauvran	Wedel
Frojen	Martin	Westford
Gilchrist	Miller	Wigen
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Twete	Thatcher	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Nelson	Oberg
Dickerson	Kneeland	Pfennig
Fettig	Lynch	Swendseid
<b>Flom</b>	<b>McColl</b>	<b>Turner</b>
Gibbens	McManus	Van Berkom
Helbling	Mau	Wentz
Isaak		

So the bill passed and the title was agreed to.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl

Messrs.

Anfinson  
 Bell  
 Bishop  
 Bittner  
 Boe  
 Bohnsack  
 Brown  
 Brunsdale  
 Bubel  
 Burkhart  
 Burns  
 Butt  
 Carlson  
 Carter  
 Cox  
 Craig  
 Dickerson  
 Dilland  
 Dolwig  
 Dyer  
 Erickson, Kidder  
 Fettig  
 Flom  
 Freeman  
 Frojen  
 Gilchrist  
 Halcrow  
 Hamilton  
 Hanson  
 Hausmann  
 Helbling  
 Henrickson  
 Henderson  
 Hermes

Messrs.

Indergaard  
 Isaak  
 Iverson  
 Jardine  
 Johnston  
 Johnson, Nelson  
 Johnson, Traill  
 Johnson, Ward  
 Kapfer  
 Keierleber  
 Kraft  
 Larson  
 Larvick  
 Lavik  
 Lee  
 Lembcke  
 Levin  
 Lindgren  
 Lynch  
 McColl  
 McCay  
 McDowall  
 McGauvran  
 McManus  
 Martin  
 Mau  
 Miller  
 Montgomery  
 Morgan  
 Muus  
 Northridge  
 Oberg  
 Olafson

Messrs.

Owings  
 Peters  
 Plath, John, Cass  
 Plath, Wm., Cass  
 Pfenning  
 Rulon  
 Sax  
 Schultz  
 Shurr  
 Smith  
 Standley  
 Steedsman  
 Steen  
 Svingen  
 Swendseid  
 Thatcher  
 Thompson  
 Treffry  
 Turner  
 Twete  
 Twichell  
 Van Berkom  
 Veitch  
 Wagner  
 Watt  
 Wedel  
 Wentz  
 Westford  
 Wigen  
 Wilson  
 Worner  
 Young  
 Mr. Speaker

Absent and not voting:

Messrs.

Erickson, Benson  
 Gibbens

Messrs.

Kneeland

Messrs.

Place

So the bill passed and the title was agreed to.

A return was made to the Seventh Order of Business.

Messrs. Smith and W. L. Plath presented a resolution and Mr. Plath moved that the same be adopted and printed in the Journal.

Which motion prevailed and the resolution was adopted by a rising vote.

MEMORIAL RESOLUTION

WHEREAS, Martin Larson of Wheatland, North Dakota, a resident of Cass County, one of the pioneers and a prominent

farmer of the state, and a member of the North Dakota Legislature in 1917, passed away at his home on the 26th of this month;

BE IT RESOLVED by the House of Representatives, that it regrets the passing of a former member and a highly respected citizen, and extends the sincere sympathy of its members to his bereaved family; and that as a further mark of esteem and sympathy, this resolution be printed in the Journal and a duly engrossed copy thereof be transmitted by the Chief Clerk to the family.

Mr. Oberg requested consent of the House to withdraw House Resolution "A-1". Which request was granted and the resolution was withdrawn.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 86; nays, 15; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson	Peters
Amsberry	Jardine	Plath, John, Cass
Anderson	Johnson, Nelson	Plath, Wm., Cass
Anfinson	Johnson, Traill	Pfenning
Bell	Johnson, Ward	Rulon
Bishop	Johnston	Sax
Bohnsack	Kraft	Shurr
Brown	Larson	Smith
Brunsdale	Larvick	Standley
Burns	Lavik	Steedsman
Butt	Lee	Steen
Carlson	Lembcke	Svingen
Cox	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Kidder	McColl	Turner
Erickson, Benson	McCay	Twichell
Fettig	McDowall	Van Berkorn
Flom	McGauvran	Veitch
Frojen	McManus	Wagner
Halcrow	Martin	Watt
Hamilton	Mau	Wedel
Hausmann	Montgomery	Westford
Helbling	Morgan	Wigen

Messrs.	Messrs.	Messrs.
Henderson	Muus	Wilson
Hermes	Olafson	Worner
Hoffman	Olson, Burleigh	Young
Holthusen	Olson, Hettinger	Mr. Speaker
Horner	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bittner	Gilchrist	Owings
Boe	Hanson	Place
Carter	Henrickson	Schultz
Dickerson	Indergaard	Twete
Dillard	Oberg	Wentz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Gibbens	Kneeland
Burkhart	Isaak	Miller
Craig	Kapfer	Northridge
Freeman	Keierleber	Swendseld

So the bill passed and the title was agreed to.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 98; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Oberg
Anderson	Hoffman	Olafson
Anfinson	Holthusen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Indergaard	Opdahl
Bittner	Isaak	Peters
Boe	Iverson	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Johnston	Sax
Burns	Kapfer	Schultz
Butt	Kneeland	Shurr
Carlson	Kraft	Smith
Carter	Larson	Standley
Cox	Larvick	Steedsmen
Craig	Lavik	Steen



Messrs.	Messrs.	Messrs.
Dickerson	Lee	Svingen
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Veitch
Flom	McCay	Wagner
Frojen	McDowall	Watt
Gilchrist	McGauvran	Wentz
Halcrow	McManus	Westford
Hamilton	Martin	Wigen
Hanson	Mau	Wilson
Hausmann	Miller	Worner
Helbling	Montgomery	Young
Henderson	Morgan	Mr. Speaker
Henrickson	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Owings	Thatcher	Van Berkom
Place	Twete	Wedel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Freeman	Keierleber
Burkhart	Gibbens	Northridge
Erickson, Benson	Jardine	Swendseid

So the bill passed and the title was agreed to.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 93; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Horner	Olson, Hettinger
Bell	Holthusen	Opdahl
Bishop	Indergaard	Peters
Bittner	Iverson	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brunsdale	Johnston	Sax
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Steen
Dickerson	Lee	Svingen
Dillard	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Kidder	McColl	Turner
Fettig	McCay	Twichell
Flom	McDowall	Van Berkorn
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Helbling	Morgan	Wilson
Hausmanp	Muus	Worner
Henderson	Oberg	Young
Hermes	Olafson	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Henrickson	Owings
Anfinson	Isaak	Place
Bubel	Kapfer	Schultz
Craig	Lembcke	Twete
Erickson, Benson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burkhart	Keierleber	Swendseid
Gibbens	Northridge	Wagner
Jardine		

So the bill passed and the title was agreed to.

Senate Resolution "F".

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Trail	Pfenning
Brown	Johnston	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lembcke	Thatcher
Dickerson	Levin	Thompson
Dilland	Lindgren	Treffry
Dolwig	Lynch	Turner
Dyer	McColl	Twete
Erickson, Benson	McCay	Twichell
Erickson, Kidder	McGauvran	Van Berkorn
Fettig	McDowall	Veitch
Flom	McManus	Wagner
Freeman	Martin	Watt
Frojen	Mau	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henderson	Olafson	Mr. Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Ward	Standley
Gibbens	Lee	Swendseid
Jardine		

So the bill passed and the title was agreed to.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
February 28, 1929.

**Mr. President:** I have the honor to return herewith the following bills:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the

Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corpor-

ations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Senate Bill No. 155. A Bill for an Act to appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 28, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which the House has Amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Senate Concurrent Resolution "F."

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. B. Senn, Rugby; A. M. Thompson, Cogswell, Mr. and Mrs. Herbert Hanson, Bismarck; Fred Krause, Jr., Hazen; Hon. C. W. Buttz, Devils Lake; Mrs. A. E. Carter, Lisbon.

Mr. Morgan moved that the House do now recess until 1:00 p. m. the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.



FIFTY-SECOND DAY AFTER RECESS AND FIFTY-THIRD  
DAY

House of Representatives,  
Bismarck, North Dakota,  
March 1, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Have had the same under consideration and recommend that the same do pass.

J. O. WIGEN,  
Chairman.

Mr. Wigen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for

the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title of the engrossed bill, strike out the words "school districts" and insert in lieu thereof the word "schools."

In line 4, section 1 of the engrossed bill, after the word "district" insert the following:

"and if the County Superintendent of Schools and the Board of County Commissioners of the county in which said district is situated give their written consent thereto."

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same do pass.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee on House Bill No. 32 beg leave to report as follows:

Amend the Senate Amendments as follows:

In line 1 of the Senate Amendment, strike out the Senate amendment figure "1" and insert in lieu thereof the number "1444."

In line 12 of the Senate amendment, strike out the word and figure "Section 2."

Strike out the last line of the amendment, as made by the Senate.

And when so amended, recommend the adoption of the Senate amendments and the passage of the Bill.

For the Senate:

FRANK E. PLOYHAR,  
OLE ETTESTAD,  
W. G. CROCKER.

For the House:

F. G. KNEELAND,  
E. M. INDERGAARD,  
C. VERNON FREEMAN.

Mr. Freeman moved that the House accept the report of the Conference Committee on House Bill No. 32.

Mrs. Craig offered as a substitute motion that the House reject the Conference Committee report on House Bill No. 32.

Which motion prevailed.

Mr. Burkhart moved that the Speaker appoint a new conference Committee on House Bill No. 32.

Which motion prevailed.

#### GENERAL ORDERS

Mr. Freeman moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Freeman to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2 of the printed bill, line 27, strike out the word "trustees" and insert in lieu thereof the word "administration."

On page 2, line 34, strike out the word "control" and insert in lieu thereof "administration."

On page 4, line 65, strike out the word "control" and insert in lieu thereof "administration".

On page 4 line 92, strike out all of the line after the first word "of" and also all of line 93, and insert in lieu thereof the word "administration" to be followed by a period.

Change the spelling of the word "Sanatarium" to "Sanatorium" wherever it occurs in the title and in the bill.

And additional amendments:

Amend the bill by striking out figure "1925" both in the title and in section 1.

Strike out "North Dakota for the year" in the title and also in section 1.

In line 2 of the title and line 2 of section 1 strike out "for" and insert "of".

Also,

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 7, page 2, of engrossed bill, change the "semi-colon" after the word "well" to a "period", and in the same line strike out the word "and" and change the "u" in the word "upon" to a capital.

At the end of line 15, page 2 of the engrossed bill change the " comma" to a "period" and at the beginning of line 16 strike out the word "showing" and insert as the beginning of a new sentence the words "Such log to be so furnished shall show" and in said line 16 change the word "formation" to "Formations".

In line 17, page 2 of the engrossed bill, change the period after the word "penetrated" to a "comma" and in the same line change the capital "T" in the word "The" to a small "t".

In line 18, page 2, strike out the word "showing" and the comma preceding such word, and insert in lieu thereof the word "and".

In line 20, of page 2 of the engrossed bill strike out the words "That said" and insert as the beginning of such sentence in lieu thereof the word "Such".

In line 21 page 2 of the engrossed bill strike out the word "and" and insert a "comma" in lieu thereof, and at the end of said line 21 and the beginning of line 22, strike out the words "at the time that" and insert the word "when" in lieu thereof. After the word "surface" in line 23 insert a "comma".

In line 25 page 2 of engrossed bill change the "comma" after the word "proceeds" to a "period", and strike out the word "that" and begin the word "such" with a capital.

In line 28 page 2 of the engrossed bill correct the spelling of the word "informing".

In line 3, Section 2, page 2, strike out the word "and" and insert a "comma".

In line 1 of page 3, strike out the words "such log must show".

In line 2 page 3 strike out the words "showing also".

In line 3 page 3 strike out the words "said log" and

In line 4, page 3, strike out the words "together with" and insert in lieu thereof the word "and"

In line 6, page 3, change the "comma" after the word "Geologist" to a "period" and change the "a" following the word "Geologist" to a capital.

In line 15, page 3 change the "comma" after the word "log" to a period and strike out the balance of line 15.

At the beginning of line 16, page 3, change the word "the" to "all".

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 1, of the engrossed bill, strike out all of "Section 29", and insert in lieu thereof the following:

"Section 29. WHEN FEES DELINQUENT; PENALTIES.) The license fee under this act to be paid upon a motor vehicle shall become due as soon as such vehicle shall first use the public streets or highways in this state, and upon January 1st in each year thereafter. License fees due upon January 1st shall be paid upon transfer of ownership in the vehicle, and in any event on or before May 15th, and shall be delinquent after May 15th unless paid. License fees falling due between May 15th and December 31st shall become delinquent upon the expiration of five days after the same become due.

A penalty of 10 cents per day shall be added to the license fee required under this act for each and every day such license fee shall be delinquent for not to exceed fifteen days and two (\$2.00) dollars per month thereafter for each month or fraction thereof for not to exceed five months."

This amended and revised section is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

And additional amendments.

Amend the report of the Standing Committee's amendments by striking out the word "use" in line 3 and inserting in lieu thereof "be used upon".

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

And recommend the adoption of the Standing Committee's Amendments as follows:

On page 2, line 13, change paragraph lettering "(e)" to "(d)".

On page 2, line 13, after the word "dealer", insert a comma.

On page 2, line 15, after the word "demonstration", insert a comma and strike out the remainder of line 15, all of line 16, and the first three words of line 17, including comma after the word "highways."

On page 2, line 18, insert a comma after the word "Department."

On page 2, line 19, insert a comma after the word "paragraph", strike out the remainder of line 19, all of lines 20, 21, 22 and 23, and insert in lieu thereof the following:

"but such transferee, upon transferring his title or interest

to another person, shall execute and acknowledge an assignment and warranty of title upon the certificate of title and deliver the same to the person to whom such transfer is made."

On page 2, strike out all of paragraph "(f)", being lines 24 to 28, inclusive, and insert in lieu thereof the following:

"(e) Whenever the ownership of any motor vehicle shall pass otherwise than by voluntary transfer, the new owner may obtain a certificate of title therefor from the Department upon application therefor and payment of a fee of one dollar accompanied with such instruments or documents of authority, or certified copies thereof, as may be required by law to evidence or effect a transfer of title or interest in or to chattels in such case. The Department, when satisfied of the genuineness and regularity of such transfer, shall issue a new certificate of title to the person entitled thereto."

On page 2, strike out all of paragraph "(g)", being the emergency clause, and insert in lieu thereof the following:

"(f) When the transferee of a motor vehicle is unable to obtain a properly assigned certificate of title for such vehicle, and makes application for a new certificate of title and presents satisfactory proof of ownership, the Department may cancel the old certificate of title and issue a new certificate of title to such transferee."

(All of the following amendments refer to the engrossed Bill:)

On page 1, paragraph "(b)", line 1, after word "interest", insert words "in or."

On page 1, paragraph "(b)", line 2, correct spelling of word "endorse", and change following word "and" to "an."

On page 2, strike out first 7 lines, being all of paragraph "(c)", and insert in lieu thereof all of paragraph "(d)", being lines 8 to 12, inclusive, (after correcting punctuation and spelling of word "succeeding") as follows:

"(c) The transferee, except as provided in the next succeeding paragraph, shall thereupon present such certificate, endorsed and assigned as aforesaid, to the Department, accompanied by a transfer fee of one dollar, and make application for and obtain a new certificate of title for such vehicle."

On page 2, strike out all of paragraph "(d)".

C. VERNON FREEMAN,  
Chairman.

Mr. Horner moved the adoption of the report of the Com-



mittee of the Whole with respect to Senate Bills Nos. 175, 131 and 194.

Which motion prevailed and the report was adopted.

Mr. Lynch moved that the report of the Committee of the Whole on Senate Bill No. 195 be amended to include the stand-ard emergency clause.

Which motion prevailed and the amendment was adopted.

Mr. Lynch then moved that the report of the Committee of the Whole with respect to Senate Bill No. 195 be adopted.

Which motion prevailed.

The Speaker announced as a Conference Committee on House Bill No. 32, Messrs. Johnson of Traill, Jardine and Carlson.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal, Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 19, 59, 35, 178, 99, 91, 117, 179, 70, 47.

Very respectfully,  
F. E. TUNELL,  
Secretary.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the following lines where the words "their" appears strike out the word "their" and insert in lieu thereof the word "its"; same being in lines three and eight in Section Three.

In Section 3, line 7, change "they" to "it".

Line 1, Section 4, change "they" to "it."

Line 3, Section 4, strike out the words "and financial."

Line 4, Section 4, after the word "states" insert a comma and strike out the following four words "of the United States."

Line 8, Section 4, after the word "associations" strike out the comma and insert a "period", after the period insert the following: "It shall keep constantly in mind the protection of the depositor as well as the protection of the stockholder."

Strike out the word "and" at the end of line eight.

Line 9, strike out the word "they" and insert the word "it", and in the same line after the word "hold" insert the word "such."

In line 10, Section 4, strike out the word "they" and insert the word "it." In the same line after the word "necessary" insert a semicolon, and strike out the following three words: "for their investigation."

Strike out all of Section 5, page 3, and insert in lieu thereof the following: (Section 5, Report to Governor, Advice and Recommendations. Banking Code.) The State Banking Code Commission shall report to the Governor of the State of North Dakota on or before the first day of November, 1930, the result of its investigation. It shall recommend and propose to the Governor amendments to the banking, and building and loan association laws, relative to methods of banking, means of incorporation, regulation and examination of the same together with its reasons for making the same.

A. J. RULON,  
Chairman.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

On line 10, Section 1 of the bill as it came from the Senate, after the "comma" strike out the following: "except the members of the first board, who shall hold office in cities having the city council form of government, as follows:" and insert

in lieu thereof the following: "provided that in cities under the city council form of government the term of office shall be for five years, except the members of the first board who shall hold office as follows:"

On line 9, Section 6 of the bill as it came from the Senate, strike out the word "majority" and insert in lieu thereof the words and figures "sixty per cent (60%)".

**J. A. JARDINE,**  
Chairman.

The Committee on Tax and Tax Laws made the following report:

**Mr. Speaker:** Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 207. A Bill for an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**J. A. JARDINE,**  
Chairman.

**Mr. J. A. Jardine** moved that the report be adopted, which motion prevailed and the report was adopted.

**Mrs. Craig** moved that the vote on the committee report by which Senate Bill No. 207 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**Mr. Cox** presented a resolution and moved that it be adopted and printed in the Journal.

Which motion prevailed and the resolution was adopted by a rising vote.

#### MEMORIAL RESOLUTION

Some years ago during a debate in the English Parliament, Edmund Burke declared: "Gentlemen, there are in our citizenry three estates, yet yonder in the reporters' gallery is the Fourth Estate, the greatest of them all."

It has come to our attention that John B. Cooley, managing editor of the Grand Forks Herald and legislative correspondent of his paper, has been called to his home by the death of his mother, Mrs. Roger W. Cooley, wife of R. W. Cooley of the University faculty, for whom funeral services were to be held today.

The press is as much a part of this assembly as are its members and Mr. Cooley has well served the state as correspondent through eight legislative assemblies.

Be it Therefore Resolved, that the members of this House of Representatives of the 21st Legislative Assembly express our sympathy to Mr. Cooley and the members of his family in their bereavement, and that a copy of this resolution be spread upon the records and forwarded to him.

Mr. Hoffman moved a reconsideration of the vote by which Senate Bill No. 181 failed of passage.

Which motion was lost.

Mr. Wilson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FIFTY-THIRD DAY

House of Representatives,  
Bismarck, North Dakota,  
March 1, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. G. Leroy White, for Father Slag.

#### ROLL CALL

All members present except Mr. Gibbens.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-first day after recess and Fifty-second day and recommend that the same be corrected as follows:

Page 25, line 43 change "J. G. Plath" to "W. L. Plath."

Page 26, line 13, correct the spelling of the word "granted."

Page 32, line 43, correct the spelling of word "has."

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. O. E. Erickson presented a petition from 31 residents of Robinson urging passage of Senate Bills Nos. 163 and 164.

This was read and referred to the Committee on Judiciary.

Mr. M. J. Olson moved that the absent member be excused. Which motion prevailed.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 98 and the President has appointed as a Conference Committee, Senators Magnuson, Cain, Patten.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Peters moved that the Speaker appoint a Conference Committee on Senate Bill No. 98.

Which motion prevailed and the Speaker appointed as such committee, Messrs. Peters, Wigen, and McColl.

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports

Have Been Certified as Approved by the State Department of Health.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. M. J. Olson moved that the House concur in the Senate amendments to House Bill No. 181.

Which motion prevailed.

Mr. Olson then moved that the rules be suspended and House Bill No. 181 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Johnston	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carlson	Larson	Steen
Carter	Larvick	Swendseid
Cox	Lavik	Thatcher
Craig	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Kidder	Lynch	Twichell
<b>Fettig</b>	<b>McColl</b>	Veitch
Flom	McCay	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wigen
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson	Oberg	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Jardine	Plath, Wm., Cass
Erickson, Benson	McDowall	Svingen
Gibbens	Olafson	Van Berkom

So the bill passed and the title was agreed to.

Mr. Henderson moved that the House concur in the Senate amendments to House Bill No. 107.

Which motion prevailed.

Mr. Burns then moved that the rules be suspended and House Bill No. 107 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 99; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Northridge

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Oberg
Anfinson	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnson, Nelson	Plath, John, Cass
Brown	Johnson; Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Johnston	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Swendseid
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twichell
Fettig	McColl	Veitch
Flom	McCay	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hanson	Miller	Wilson
Hausmann	Montgomery	Worner
Helbling	Morgan	Young
Henderson	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Thatcher	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	Hoffman	Plath, Wm., Cass
Erickson, Benson	Lee	Svingen
Gibbens	McDowall	Van Berkom
Hamilton	Olafson	Wigen

So the bill passed and the title was agreed to. **Emergency clause declared carried.**

Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 171.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and

House Bill No. 171 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anderson	Horner	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Iverson	Plath, John, Cass
Bittner	Jardine	Pfenning
Boe	Johnston	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Traill	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Kapfer	Smith
Burkhart	Keierleber	Standley
Burns	Kneeland	Steedsman
Butt	Kraft	Steen
Carlson	Larvick	Swendseid
Carter	Lavik	Thatcher
Cox	Lee	Thompson
Craig	Lembcke	Treffry
Dillard	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	Lynch	Twichell
Erickson, Kidder	McCull	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young

Messrs.	Messrs.	Messrs.
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	
Henrickson	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	Larson	Svingen
Erickson, Benson	McCay	Wigen
Gibbens	Olafson	
Hoffman	Plath, Wm., Cass	

So the bill passed and the title was agreed to.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Senate Bill No. 207. A Bill for an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Pro-

tein Content, Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
March 1, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 181, 107 and 171.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 98, Representatives Peters, Wigen and McColl.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. President: I have the honor to inform you that the House has rejected the report of the Conference Committee on House Bill No. 32 and the House has appointed as a new Conference Committee, Representatives Johnson of Traill, Jardine and Carlson.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

Senate Bill No. 202. A Bill for an Act Authorizing the Re-

newal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 94; nays, 8; absent and not voting, 11.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Northridge
Amsberry	Horner	Oberg
Anderson	Indergaard	Olson, Hettinger
Anfinson	Isaak	Opdahl
Bell	Iverson	Peters
Bishop	Jardine	Place
Bittner	Johnston	Plath, Wm., Cass
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Shurr
Brunsdale	Kapfer	Smith
Bubel	Keierleber	Steedsman
Burkhart	Kneeland	Steen
Burns	Kraft	Svingen
Butt	Larvick	Swendseid
Carlson	Lavik	Thompson
Carter	Lee	Treffry
Cox	Lembcke	Turner
Dickerson	Levin	Twichell
Dilland	Lindgren	Van Berkom
Dolwig	Lynch	Veitch
Dyer	McColl	Wagner
Flom	McCay	Watt
Frojen	McDowall	Wedel
Gilchrist	McGauvran	Wentz
Halcrow	McManus	Westford
Hamilton	Martin	Wilson
Hausmann	Mau	Worner
Helbling	Miller	Young
Henderson	Montgomery	Mr. Speaker
Hermes	Morgan	
Hoffman	Muus	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Henrickson	Thatcher
Erickson, Kidder	Owings	Twete
Hanson	Schultz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Larson	Pfenning
Fettig	Olafson	Standley
Freeman	Olson, Burleigh	Wigen
Gibbens	Plath, John, Cass	

So the bill passed and the title was agreed to.

Mr. Swendseid moved that final action on Senate Bills Nos. 159, 160, 167 and 128 be deferred one legislative day.

Which motion prevailed.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Place
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnston	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Twichell
Flom	McGauvran	Van Berkom
Freeman	McManus	Wagner

Messrs.	Messrs.	Messrs.
Frojen	Mau	Watt
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hanson	Muus	Wilson
Hausmann	Northridge	Worner
Helbling	Oberg	Young
Henrickson	Olafson	Mr. Speaker
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Ward	Peters
Cox	Kneeland	Plath, John, Cass
Erickson, Benson	McColl	Veitch
Gibbens	Martin	Wigen
Henderson		

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests that the House return Senate Bill No. 64 to the Senate.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Twichell moved that the House accede to Senate request for the return of Senate Bill No. 64.

Which motion prevailed.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Opera-



tions for the Purpose of Testing and Examining the Well. Penalty.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Amsberry	Horner	Owings
Anderson	Indergaard	Peters
Anfinson	Isaak	Place
Bell	Iverson	Plath, John, Cass
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnson, Nelson	Pfenning
Boe	Johnson, Traill	Rulon
Bohnsack	Johnston	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Standley
Butt	Larvik	Steedsman
Carlson	Lavik	Steen
Cox	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McCull	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Van Berkom
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Mau	Watt
Gilchrist	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hanson	Muus	Westford
Helbling	Northridge	Wigen
Henderson	Oberg	Wilson
Henrickson	Olafson	Worner
Hermes	Olson, Burleigh	Young
Hoffman	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Hamilton	Martin
Carter	Hausmann	Miller
Erickson, Benson	Johnson, Ward	Twichell
Gibbens	Kneeland	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iverson	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Johnston	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carter	Larvick	Steedsman
Carlson	Larson	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McCcoll	Twete
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Gibbens

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Olson, Burleigh
Amsberry	Horner	Olson, Hettinger
Anderson	Indergaard	Opdahl
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnston	Rulon
Brown	Kraft	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Burkhart	Kapfer	Standley
Burns	Larson	Steedsmen
Butt	Larvick	Steen
Carlson	Lavik	Svingen
Carter	Lee	Swendseid
Cox	Lembcke	Thatcher
Craig	Levin	Thompson
Dickerson	Lindgren	Treffry
Dilland	Lynch	Turner
Dolwig	McColl	Twete
Dyer	McCay	Twichell
Fettig	McDowall	Van Berkorn
Flom	McGauvran	Veitch
Freeman	McManus	Wagner
Frojen	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Those voting in the negative were:

**Messrs.**  
Owings

**Absent and not voting:**

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Kidder	Gibbens	Johnson, Ward
Erickson, Benson	Hamilton	Smith

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called, and there were ayes, 91; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Isaak	Peters
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Johnson, Traill	Sax
Brunsdale	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Dickerson	Lembeke	Thompson
Dilland	Lindgren	Turner
Dolwig	Lynch	Twichell
Dyer	McCull	Veitch
Fettig	McCay	Watt
Flom	McDowall	Wedel
Freeman	Martin	Wentz
Frojen	Miller	Westford
Halcrow	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	McGauvran	Thatcher
Craig	McManus	Treffry

Messrs.	Messrs.	Messrs.
Gilchrist	Owings	Van Berkom
Indergaard	Place	Twete
Levin	Rulon	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Hamilton	Johnson, Ward
Erickson, Benson	Johnson, Nelson	Mau
Gibbens		

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 32, Senators Marshall, Hyland and Steel.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving

Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Which the House has amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Valentine Koch, Hazelton; Mr. and Mrs. Oscar Swanson, Amidon; Mrs. Leslie Putnam, Carrington; Mrs. Con. Short, Medora; Mrs. H. C. Berry, Dickinson; Mrs. J. C. Smith, New Rockford; D. S. Turner, Grand Forks.

Mr. Cox moved that the House do now recess until 1:00 p. m., the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FIFTY-THIRD DAY AFTER RECESS AND FIFTY-FOURTH  
DAY

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Eighth Order of Business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 37. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.



Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 136. A Bill for an Act to appropriate \$2,000.00 for the Payment of the Expenses to be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as follows:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 204. A Bill for an Act to Amend and Re-

enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

And the Speaker signed the same in the presence of the House.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of

the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same do pass.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Have had the same under consideration and recommend that the same do pass.

C. VERNON FREEMAN,  
Chairman.

Mr. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the engrossed bill strike out the word "or", insert a comma followed by the words "United States Treasury Certificates" and a comma.

C. VERNON FREEMAN,  
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: A majority of your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. T. FETTIG,  
C. F. CARLSON,  
J. M. THOMPSON,  
EINAR MUUS,  
E. P. BISHOP,  
W. G. KAPFER,  
W. J. GILCHRIST,  
W. G. PLACE,  
F. J. SHURR,  
OSCAR S. OBERG,  
GEO. ALJETS.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: A minority of your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
JOSEPH McGAUVVRAN,  
E. E. VEITCH,  
M. H. LYNCH,  
DAVID STEEDSMAN,  
F. M. BROWN,

JOSEPH McGAUVVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted.

Mr. Burkhart offered as a substitute motion that the report of the majority on Senate Bill No. 129 be adopted instead of the minority report.

Roll call demanded and granted.

## ROLL CALL

The question being on the motion by Mr. Burkhart, the roll was called, and there were ayes, 74; nays, 37, absent and not voting, 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Oberg
Amsberry	Indergaard	Olson, Burleigh
Anderson	Isaak	Olson, Hettinger
Anfinson	Iverson	Opdahl
Bishop	Johnson, Traill	Owings
Bubel	Johnson, Ward	Place
Burkhart	Kapfer	Pfenning
Burns	Keierleber	Sax
Butt	Kraft	Schultz
Carlson	Larson	Shurr
Carter	Larvick	Steen
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McManus	Van Berkom
Gilchrist	Martin	Wagner
Hanson	Mau	Wentz
Helbling	Miller	Wigen
Henrickson	Montgomery	Wilson
Hermes	Morgan	Young
Hoffman	Muus	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Horner	Plath, Wm., Cass
Bittner	Jardine	Rulon
Boe	Johnson, Nelson	Smith
Bohnsack	Johnston	Standley
Brown	Kneeland	Steedsman
Brunsdale	Lynch	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	Northridge	Wedel
Halcrow	Olafson	Westford
Hamilton	Peters	Worner
Hausmann	Plath, John, Cass	Mr. Speaker
Henderson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Benson	Gibbens	

So the motion prevailed.

Mr. Lee moved that the vote by which the committee report on Senate Bill No. 129 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Reconsidered.

Mr. Speaker: Your Committee on State Affairs recommends the following amendments in place of the recommendations formerly made by this committee as to amendments of the bill; amendments made are to the engrossed bill.

In line 2 of the title, strike out the word "for" and insert the word "of" in lieu thereof.

In line 2 of the Amending Clause insert the word "of" between the words "Laws" and the figures "1913".

In line 4 of Section 7567, after the word "action" and before the word "against", insert a "comma". In the same line strike out the words "including a" and insert in lieu thereof, the word "any".

In line 5, strike out the words and punctuation "a municipal corporation,"

In line 7 strike out the words "who shall be" and change the word "have" to having.

In line 8, between the words "his" and "possession" insert the words and punctuation, "or its,"

In line 9 between the words "his" and "control", insert the the words and punctuation, "or its,"

In line 15 insert a "comma" between the words "State" and "to"

In line 10 page 2 insert a "comma" between the words "service" and "shall"

In line 12, page 2 insert a "comma" between the words "provided" and "shall".

In line 14 page 2 insert a "comma" between the word "exempted" and the word "shall"

Strike out all of engrossed bill after line 17, page 2, and add in lieu of the matter so stricken out, "Provided, however, that when a public corporation, the State of North Dakota, or any institution, department or agency of the State, is named as garnishee, such garnishee shall not be permitted to defend the principal action for the defendant upon the ground that the defendant is an officer, agent, or employee of such garnishee.

Service upon the State of North Dakota, or any institution, department or agency thereof, as garnishee, may be made upon the State Auditor, in manner now by law provided for such service in garnishment proceedings, except that the fee to be tendered and paid the State Auditor for making affidavit of disclosure and filing same, shall be three dollars.

Any and all fees so received by the State Auditor, shall constitute a "Special Garnishment Fund," from which shall be paid by him, all extra expense incurred by his office in making disclosures in the garnishment

Provided, further, that the right to garnishee the state of North Dakota or any institution, department or agency of the state, shall not apply to any debt or obligation created or becoming due prior to the taking effect of this act."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

Mrs. Craig moved that the vote by which the Committee report on Senate Bill No. 142 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, Section 7 of the engrossed bill, strike out all of that line beginning with the word "no" and all of lines 6, 7, 8, 9, 10 and all of line 11 to and including the word "claim."

Section 1, line 1 of the engrossed bill, correct the spelling of the word "repair."

Section 2, line 2 of the engrossed bill, correct spelling of the word "administration."

L. L. TWICHELL,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was re-referred:

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.



Have had the same under re-consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. Speaker: A Minority of your Committee on State Affairs to whom was re-referred:

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Have had the same under re-consideration and recommend that the same do pass.

BEN NORTHRIDGE,  
W. J. BELL,  
C. A. MILLER.

Mr. Miller offered as a substitute motion that the report of the Minority on Senate Bill No. 210 be adopted instead of that of the Majority.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mrs. Craig moved that the vote by which the Committee report on Senate Bill No. 210 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: A Minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Have had the same under consideration and recommend that the same do pass.

BEN NORTHRIDGE,  
C. D. DICKERSON,  
C. A. MILLER.

Mr. Miller offered as a substitute motion that the report of the Minority on Senate Bill No. 176 be adopted instead of the Majority report.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: A Majority of your Committee on Game and Fish to whom was referred:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: A Minority of your Committee on Game and Fish to whom was referred:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 Relating to the Game and Fish Department of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,  
R. A. OWINGS.

Mr. Swendseid offered as a substitute motion that the report of the Minority on Senate Bill No. 196 be adopted instead of the Majority report.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. Swendseid, the roll was called, and there were ayes, 42; nays, 68; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Martin
Amsberry	Isaak	Opdahl
Anderson	Iverson	Owings
Anfinson	Kraft	Place
Bubel	Keierleber	Sax
Burkhart	Kapfer	Schultz
Carlson	Larson	Shurr

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Lavik	Steen
Dickerson	Lee	Svingen
Dyer	Levin	Swendseid
Erickson, Kidder	Lindgren	Thatcher
Gilchrist	McCull	Treffry
Hanson	McCay	Wagner
Henrickson	McManus	Young

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Holthusen	Peters
Bishop	Horner	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Smith
Brunsdale	Johnston	Standley
Burns	Kneeland	Steedsman
Butt	Larvick	Thompson
Carter	Lembcke	Turner
Cox	Lynch	Twete
Dilland	McDowall	Twichell
Dolwig	McGauvran	Van Berkom
Fettig	Mau	Veitch
Flom	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Northridge	Wigen
Hausmann	Oberg	Wilson
Helbling	Olafson	Worner
Henderson	Olson, Burleigh	Mr. Speaker
Hoffman	Olson, Hettinger	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Benson	Gibbens	Hermes

So the motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: A Majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
M. H. LYNCH,  
W. J. GILCHRIST,  
F. G. KNEELAND,  
L. L. TWICHELL,  
J. O. WIGEN,  
F. E. MAU  
J. G. PLATH,  
H. M. PFENNING,  
H. F. HORNER.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: A Minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Have had the same under consideration and recommend that the same do pass.

J. H. McCAY,  
R. E. SWENDSEID,  
W. E. DYER,  
A. W. McCOLL.

Mr. Swendseid offered as a substitute motion that the report of the Minority on Senate Bill No. 89 be adopted instead of the Majority report.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Cox moved that the vote on the Committee report by which Senate Bill No. 89 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Engrossed Bill, Section 1: (line 35 of the Printed Bill, after the word "estate" insert the following:

"It is further provided that at the time the material is furnished, the seller thereof shall notify the purchaser by delivering to him a written notice advising the purchaser that the seller has the right under the lien laws of the State of North Dakota, in the event that there is a default in the payment thereof, to remove, by means of a foreclosure of said lien, said building from the real estate upon which it is placed, regardless of whether or not said building is placed upon a foundation."

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Have had the same under consideration and recommend that the same do pass.

GORDON V. COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:



Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: A Majority of your Committee on Banks and Banking to whom was referred:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,  
C. SAX,  
J. O. FROJEN,  
GEORGE WORNER,  
F. E. HENDERSON,  
J. O. WIGEN,  
JOHN G. PLATH,  
BEN NORTHRIDGE,  
KARL H. BRUNSDALE,  
A. J. RULON.

The Committee on Banks and Banking made the following report:

Mr. Speaker: A Minority of your Committee on Banks and Banking to whom was referred:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MINNIE D. CRAIG,  
W. W. TREFFRY,  
WM. A. THATCHER,  
O. E. ERICKSON.

Mr. Rulon moved that the report of the Majority on Senate Bill No. 104 be adopted.

Mrs. Craig offered as a substitute motion that the report of the Minority be adopted instead of the Majority report.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion by Mrs. Craig, the roll was called, and there were ayes, 31; nays, 79; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Hanson	Martin
Anderson	Henrickson	Owings
Anfinson	Isaak	Place
Burkhart	Johnston	Shurr
Butt	Lavik	Svingen
Carlson	Lembcke	Swendseid
Craig	Lindgren	Thatcher
Dilland	McCull	Treffry
Dyer	McCay	Wagner
Erickson, Kidder	McManus	Young
Gilchrist		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson	Opdahl
Bell	Jardine	Peters
Bishop	Johnson, Nelson	Plath, John, Cass
Bittner	Johnson, Traill	Plath, Wm., Cass
Boe	Johnson, Ward	Pfenning
Bohnsack	Kapfer	Rulon
Brown	Keierleber	Sax
Brunsdale	Kneeland	Schultz
Bubel	Kraft	Smith
Burns	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lee	Steen
Dickerson	Levin	Thompson
Dolwig	Lynch	Turner
Fettig	McDowall	Twete
Flom	McGauvran	Twichell
Freeman	Mau	Van Berkorn
Frojen	Miller	Veitch
Halcrow	Montgomery	Watt
Hamilton	Morgan	Wedel

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hausmann	Muus	Wentz
Helbling	Northridge	Westford
Henderson	Oberg	Wigen
Hoffman	Olafson	Wilson
Holthusen	Olson, Burleigh	Worner
Horner	Olson, Hettinger	Mr. Speaker
Indergaard		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, <b>Benson</b>	Gibbens	Hermes

So the motion was lost.

The question then being upon the original motion, the question was put and the motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

On the printed bill, page 3, strike out the balance of Section 2 after line 57.

**A. J. RULON,**  
Chairman.

Mr. Rulon moved that the report be adopted.

Mr. Johnson moved as a substitute motion that Senate Bill No. 105 be indefinitely postponed.

Which motion prevailed.

Mr. Steen moved that the vote on the committee report by which Senate Bill No. 105 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Have had the same under consideration and recommend that the same do pass.

A. J. RULON,  
Chairman.

Mr. Rulon moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: A majority of your Committee on Appropriations to whom was referred:

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MINNIE D. CRAIG,  
J. M. THOMPSON,  
JOSEPH McGAUVAN,  
R. E. HAMILTON,  
IRA J. WILSON,  
C. SAX,  
E. E. VEITCH,  
O. C. ANDERSON,  
H. M. HENRICKSON,  
JAMES McMANUS.

The Committee on Appropriations made the following report:

Mr. Speaker: A minority of your Committee on Appropriations to whom was referred:

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
F. PAUL SMITH,  
JOHN HALCROW,  
J. H. BURKHART,  
H. F. BUTT,  
R. C. MONTGOMERY,  
A. J. RULON,

Mr. Peters moved the adoption of the report of the minority on Senate Bill No. 140 instead of the majority report.

Mrs. Craig offered as a substitute motion that the report of the majority on Senate Bill No. 140 be adopted.

Mr. Smith moved that further consideration of Senate Bill No. 140 be deferred two legislative days.

Mr. McGauvran moved that the motion by Mr. Smith be laid on the table.

Which motion prevailed.

Mr. O. E. Erickson offered as a substitute motion that Senate Bill No. 140 be referred to General Orders.

Mr. McGauvran moved that the motion by Mr. Erickson be laid on the table.

Which motion prevailed.

Mr. Peters moved that the House do now adjourn.

Which motion was lost.

The question being upon the original motion by Mrs. Craig the question was put and the motion prevailed.

Mrs. Craig moved that the vote on the committee report by which Senate Bill No. 140 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A majority of your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of the bill as it came from the Senate after the word "Dakota" insert the word "of".

In line 2 of Section 1 of the bill as it came from the Senate after the word "Dakota" insert the word "of".

Section (c) the third line from the bottom on page 4 of the bill as it came from the Senate strike out the "semicolon" after the word "sale" and insert a "comma" and the words "except personal property consisting of household furniture, wearing apparel and necessary provisions belong-

ing to the head of a family to the value of three hundred dollars”.

R. E. SWENDSEID,  
WM. L. PLATH,  
WM. M. MARTIN,  
E. M. INDERGAARD,  
GOTTLEIB ISAAK,  
GEO. J. SCHULTZ,  
F. J. SHURR,  
C. J. HANSON.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A minority of your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of the bill as it came from the Senate after the word “Dakota” insert the word “of”.

In line 2 of Section 1 of the bill as it came from the Senate after the word “Dakota” insert the word “of”.

C. E. JOHNSON,  
HUGH McDOWALL,  
J. K. OLAFSON,  
C. C. TURNER,  
F. M. BROWN,  
JOHN J. WENTZ,  
JOHN DOLWIG,  
J. A. JARDINE,

Mr. Jardine moved that Senate Bill No. 165 be referred to General Orders.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of Section 1 of the bill as it came from the Senate after the word "Dakota" insert the word "of".

Strike out all of the last page of the bill as it came from the Senate, and insert the following: "It shall be the duty of the county treasurer before the opening of the tax sale in each year, to correct the list of delinquent real estate taxes previously certified to the auditor and to strike off from such list all descriptions of property upon which the taxes were paid subsequent to the making of said list and the said descriptions shall not be offered for sale."

J. A. JARDINE,  
Chairman.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Have had the same under consideration and recommend that the same do pass.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,  
Chairman.

Mr. Jardine moved that the report be adopted, which motion prevailed and the report was adopted.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Also,

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Also,

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Also,

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Also,

House Bill No. 173. A Bill For an Act to Provide for the



Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Also,

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Also,

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Also,

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Also,

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 102. A Bill For an Act to Amend and Re-

enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,  
Secretary.

SATURDAY, MARCH 2, 1929

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Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 98, 131, 175.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

I have the honor to return herewith the following bills:

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. President: I have the honor to return herewith Senate Bill No. 64 which the Senate has requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

I have the honor to return herewith the following bills:

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Ex-

piration of the Original Period of Existence of Such Corporations.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

### GENERAL ORDERS

Mr. Rulon moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Rulon to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the title of the engrossed bill, strike out the words "school districts" and insert in lieu thereof the word "schools."

In line 4, section 1 of the engrossed bill, after the word "district" insert the following:

"and if the County Superintendent of Schools and the Board of County Commissioners of the county in which said district is situated give their written consent thereto."

**Also,**

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In the following lines where the words "their" appears strike out the word "their" and insert in lieu thereof the word "its", same being in lines three and eight in Section Three.

In Section 3, line 7, change "they" to "it".

Line 1, Section 4, change "they" to "it."

Line 3, Section 4, strike out the words "and financial."

Line 4, Section 4, after the word "states" insert a comma and strike out the following four words "of the United States".

Line 8, Section 4, after the word "associations" strike out the comma and insert a "period", after the period insert the following: "It shall keep constantly in mind the protection of the depositor as well as the protection of the stockholder."

Strike out the word "and" at the end of line eight.

Line 9, strike out the word "they" and insert the word "it," and in the same line after the word "hold" insert the word "such."

In line 10, Section 4, strike out the word "they" and insert the word "it." In the same line after the word "necessary" insert a semicolon, and strike out the following three words: "for their investigation."

Strike out all of Section 5, page 3, and insert in lieu thereof the following: (Section 5, Report to Governor, Advice and Recommendations. Banking Code.) The State Banking Code Commission shall report to the Governor of the State of North Dakota on or before the first day of November, 1930, the result of its investigation. It shall recommend and propose to the Governor amendments to the banking, and building and loan association laws, relative to methods of banking, means of incorporation, regulation and examination of the same together with its reasons for making the same.

And additional amendments.

Amend the report of the Standing Committee by striking out the comma after the word "laws" in line 4 from the end of the report.

After Section 5 add the following: "It shall further include in its recommendations some system whereby the existing deficit of the Guaranty Fund shall be liquidated in full."

Also,

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws

of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

And recommend the adoption of the Standing Committee's amendments as follows:

On line 10, Section 1 of the bill as it came from the Senate, after the "comma" strike out the following: "except the members of the first board, who shall hold office in cities having the city council form of government, as follows:" and insert in lieu thereof the following: "provided that in cities under the city council form of government the term of office shall be for five years, except the members of the first board who shall hold office as follows:"

On line 9, Section 6 of the bill as it came from the Senate strike out the word "majority" and insert in lieu thereof the words and figures "sixty per cent (60%)".

A. J. RULON,  
Chairman.

Mr. Peters moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report was adopted.

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed, and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FIFTY-FOURTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Father Slag.

#### ROLL CALL

All members present except Messrs. Erickson of Benson, Gibbens and Hermes.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-second day after recess and Fifty-third day and find the same correct.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Mr. Gilchrist presented a telegram from the County Commissioners of Towner County urging passage of Senate Bill No. 210, and favoring an increased gasoline tax and a higher tuition rate for high schools.

This was read and referred to the Committee on State Affairs.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.



House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 194 and Senate Bill No. 195 and the President has appointed as a Conference Committee, Senators Sperry, Brostuen, Kamrath, on both Bills.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 98 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 98 have had the same under consideration and recommend that the Senate do concur in the House amendments thereto.

For the Senate:  
NELS MAGNUSON,  
J. P. CAIN,  
R. W. PATTEN.

For the House:  
D. L. PETERS,  
A. W. McCOLL  
J. O. WIGEN.

Mr. Peters moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
March 2, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein,

and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Respectfully yours,  
GEO. F. SHAFER,  
Governor.

Mr. Henderson moved that the absent members be excused.

Which motion prevailed.

Mr. Lynch moved that the Speaker appoint a Conference Committee on Senate Bill No. 194.

Which motion prevailed.

Mr. Twichell moved that the Speaker appoint one Conference Committee to act on both Senate Bills Nos. 194 and 195.

Which motion prevailed.

Mr. Twichell moved that further action be temporarily deferred on House Bill No. 179.

Which motion prevailed.

Mr. Erickson moved that the House do not concur in the Senate amendments to House Bill No. 174.

Mr. Peters offered as a substitute motion that further consideration of House Bill No. 174 be indefinitely postponed.

Mr. Peters withdrew his motion.

Mr. Peters offered as a substitute motion that the House do concur in the Senate amendments to House Bill No. 174.

Which motion was lost.

The question being upon the motion by Mr. Erickson the question was put and the motion prevailed.

Mr. Erickson then moved that the Speaker appoint a Conference Committee on House Bill No. 174.

Which motion prevailed.

Mr. Mau moved that the House concur in the Senate amendments to House Bill No. 213.

Mrs. Craig offered as a substitute motion that the House do not concur in the Senate amendments to House Bill No. 213 and that a Conference Committee be appointed.

Which motion prevailed.

Mr. Kneeland moved that the House concur in the Senate amendments to House Bill No. 76.

Which motion prevailed.

Mr. Kneeland moved that the rules be suspended and House Bill No. 76 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 108; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Amsberry	Indergaard	Owings
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Johnson, Nelson	Plath, John, Cass
Bittner	Johnson, Traill	Plath, Wm., Cass
Boe	Johnson, Ward	Pfenning
Bohnsack	Johnston	Rulon
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Shurr
Burkhart	Kraft	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	Lee	Svingen
Cox	Lembcke	Swendseid
Craig	Levin	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McColl	Turner
Erickson, Kidder	McCay	Twete
Flom	McDowall	Twichell
Fettig	McGauvran	Van Berkom
Freeman	McManus	Veitch
Frojen	Martin	Wagner
Gilchrist	Mau	Watt
Halcrow	Miller	Wedel

Messrs.	Messrs.	Messrs.
Hamilton	Montgomery	Wentz
Hanson	Morgan	Westford
Hausmann	Muus	Wigen
Helbling	Northridge	Wilson
Henderson	Oberg	Worner
Henrickson	Olafson	Young
Hoffman	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.  
Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Gibbens	Hermes
Jardine		

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 142.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and House Bill No. 142 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amsberry	Horner	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Johnson, Nelson	Plath, John, Cass
Bittner	Johnson, Traill	Plath, Wm., Cass
Boe	Johnson, Ward	Pfenning

Messrs.	Messrs.	Messrs.
Bohnsack	Johnston	Rulon
Brown	Kapfer	Sax
Burkhart	Keierleber	Schultz
Bubel	Kneeland	Shurr
Brunsdale	Kraft	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	Lee	Swendseid
Cox	Lembcke	Svingen
Craig	Levin	Thatcher
Dickerson	Lindgren	Thompson
Dilland	Lynch	Treffry
Dolwig	McColl	Turner
Dyer	McCay	Twete
Erickson, Kidder	McDowall	Twichell
Fettig	McGauvran	Van Berkom
Flom	McManus	Veitch
Freeman	Martin	Wagner
Frojen	Mau	Watt
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hanson	Muus	Wigen
Hausmann	Northridge	Wilson
Heibling	Oberg	Worner
Henderson	Olafson	Young
Henrickson	Olson, Burleigh	Mr. Speaker
Hoffman		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Hermes	Jardine
Gibbens		

So the bill passed and the title was agreed to.

Mr. Cox moved that the House concur in the Senate amendments to House Bill No. 90.

Which motion prevailed.

Mr. Cox then moved that the rules be suspended and House Bill No. 90 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropractic, to Create a State Board of Chiropractic, to Provide for the Examination and Licensing of Chiropracticists and Providing Penalties for the Violation Thereof.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 102; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olafson
Ansberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Cox	Lee	Svingen
Dickerson	Lembcke	Thatcher
Dilland	Lavik	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	McCull	Twichell
Fettig	McDowall	Van Berkorn
Freeman	McGauvran	Veitch
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	McCay	Twete
Flom	Schultz	Wagner
Lynch	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Benson	Hermes	Jardine

So the bill passed and the title was agreed to. Emergency clause declared carried.

The Speaker appointed as a conference committee on Senate Bills Nos. 194 and 195 Messrs. Twichell, Lynch and McManus.

The Speaker appointed as a conference committee on House Bill No. 174 Messrs. Peters, Steedsman and Aljets.

The Speaker announced as a conference committee on House Bill No. 213, Mrs. Craig, Messrs. Mau and Svingen.

THIRD READING OF SENATE BILLS

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 78; nays, 25; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Bell	Holthusen	Olson, Burleigh
Bishop	Horner	Olson, Hettinger
Bittner	Iverson	Peters
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Smith
Burns	Kapfer	Standley
Butt	Kneeland	Steedsman
Carlson	Larson	Steen
Carter	Larvieck	Thompson
Cox	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twichell
Erickson, Kidder	McDowall	Van Berkom
Fettig	McGauvran	Veitch
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hausmann	Morgan	Wilson
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Kraft	Place
Anfinson	Lavik	Sax



Messrs.	Messrs.	Messrs.
Craig	Lee	Schultz
Dilland	Lembcke	Shurr
Flom	McColl	Svingen
Hanson	McCay	Swendseid
Henrickson	Opdahl	Wagner
Indergaard	Owings	Worner
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Gibbens	Muus
Burkhart	Hermes	Thatcher
Dickerson	Keierleber	Twete
Erickson, Benson		

So the bill passed and the title was agreed to.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 58; nays, 42; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Bell	Horner	Plath, John, Cass
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnson, Nelson	Pfenning
Boe	Johnson, Traill	Rulon
Bohnsack	Johnson, Ward	Smith
Brown	Johnston	Standley
Brunsdale	Kneeland	Steedsman
Burns	Larvick	Thompson
Carter	McDowall	Turner
Cox	McGauvran	Twichell
Dolwig	Mau	Veitch
Fettig	Miller	Watt
Flom	Montgomery	Wentz
Freeman	Muus	Westford
Halcrow	Northridge	Wigen
Hamilton	Olafson	Wilson
Hausmann	Opdahl	Worner
Henderson	Owings	Mr. Speaker
Hoffman		

Those voting in the negative were:

Anderson	Henrickson	McManus
Anfinson	Iverson	Martin
Bubel	Kapfer	Morgan
Butt	Keierleber	Oberg
Carlson	Kraft	Place
Craig	Larson	Sax
Dickerson	Lavik	Schultz
Dilland	Lee	Shurr
Dyer	Lembcke	Steen
Erickson, Kidder	Levin	Swendseid
Frojen	Lindgren	Van Berkom
Gilchrist	Lynch	Wagner
Hanson	McColl	Wedel
Helbling	McCay	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Svingen
Burkhart	Isaak	Thatcher
Erickson, Benson	Olson, Burleigh	Treffry
Gibbens	Olson, Hettinger	Twete
Hermes		

So the bill passed and the title was agreed to.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 65; nays, 39; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hamilton	Mau
Anderson	Hausmann	Miller
Anfinson	Henderson	Montgomery
Bishop	Hoffman	Opdahl
Bittner	Holthusen	Owings
Bohnsack	Isaak	Peters
Brown	Iverson	Place
Brunsdale	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burkhart	Johnston	Sax
Butt	Kapfer	Schultz
Carlson	Keierleber	Smith
Carter	Kneeland	Standley
Cox	Larson	Steedsman
Dilland	Larvick	Steen

Messrs.	Messrs.	Messrs.
Dolwig	Lavik	Thompson
Dyer	Lee	Turner
Fettig	<b>McColl</b>	Watt
Freeman	McDowall	Wentz
Frojen	McGauvran	Wilson
Gilchrist	McManus	Young
Halcrow	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Kraft	Shurr
Boe	Lembcke	Svingen
Burns	Lindgren	Swendseid
Craig	Lynch	Thatcher
Dickerson	McCay	Twichell
Erickson, <b>Kidder</b>	Morgan	Van Berkom
Flom	Muus	Veitch
Hanson	Northridge	Wagner
Helbling	Oberg	Wedel
Henrickson	Olafson	Westford
Horner	Olson, Hettinger	Wigen
Jardine	Plath, John, Cass	Worner
Johnson, Ward	Plath, Wm., Cass	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Hermes	Olson, Burleigh
Erickson, Benson	Indergaard	Treffry
Gibbens	Levin	Twete

So the bill passed and the title was agreed to.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 92; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olafson
Anderson	Horner	Olson, Hettinger
Anfinson	Isaak	Opdahl
Bell	Iverson	Owings
Bishop	Jardine	Peters
Bittner	Johnson, Nelson	Place
Boe	Johnson, Traill	Plath, John, Cass

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Ward	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Kapfer	Rulon
Bubel	Keierleber	Sax
Burkhart	Kneeland	Schultz
Burns	Kraft	Shurr
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lee	Svingen
Dickerson	Levin	Thompson
Dolwig	Lindgren	Turner
Dyer	Lynch	Twichell
Erickson, Kidder	McCay	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Watt
Freeman	McManus	Wedel
Frojen	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wigen
Hausmann	Montgomery	Worner
Helbling	Morgan	Young
Henderson	Muus	Mr. Speaker
Hoffman	Northridge	

Those voting in the negative were:

Messrs.		
Craig	Lembcke	Swendseid
Dillard	McColl	Thatcher
Hanson	Oberg	Wagner
Henrickson	Steen	Wilson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Hamilton	Olson, Burleigh
Erickson, Benson	Hermes	Treffry
Gibbens	Indergaard	Twete

So the bill passed and the title was agreed to.

Mr. Twichell moved that an enrolled copy of the roll call on Senate Bill No. 128 be presented to Mr. Laist to be put in the vest pocket of his uniform.

Which motion prevailed.

Mr. Van Berkorn moved that the vote by which Senate Bill No. 128 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Geo. Bailard,

Ambrose; Hon. R. J. Gardiner, Brocket; Richard J. Dolwig, Gladstone; Miss Marian Smith, Amenia; Miss Mary Anne Cox, Bismarck; John Beck and son, Sheridan county; Mary A. Bardwell, Wimbleton; Mr. and Mrs. R. L. Dierdorff, Mr. and Mrs. Geo. Heger, Surry; L. A. Washburn, Edgley; O. B. Benson, Bottineau; J. E. McCarthy and Master Wm. H. Reko, Bismarck; George Bangs, John Vallely, Grand Forks; A. L. Netcher, Fessenden; Iver Acker, Hillsboro; John Keahane, Beach; L. H. Bratton, Rugby; Charles Porter, Calvin; J. J. Aichele and Ed X. More, Sheridan county.

Mr. Burkhart moved that the House do now recess until 1:00 p. m. Monday.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk

FIFTY-FOURTH DAY AFTER RECESS AND  
FIFTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1929.

The House assembled at 1:00 p. m., pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Seventh Order of Business.

HOUSE CONCURRENT RESOLUTION "B".

Introduced by Representatives Freeman and Craig.

CONCURRENT RESOLUTION "B"

Be it Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein, that the President of the Senate and the Speaker of the House of Representatives be directed to sign and send to President Hoover the following telegram:

Herbert Hoover, President,  
Washington, D. C.

The Legislative Assembly of the State of North Dakota, now in session assembled, has by resolution requested us to convey to you as Chief Executive of this Nation, its congratulations and best wishes for your administration.

JNO. W. CARR,  
President of the Senate.

EDWIN TRAYNOR,  
Speaker of the House  
of Representatives.

Mr. Freeman moved that the resolution be adopted by a rising vote, which motion prevailed.

Mr. Twichell moved that the Senate be requested to return House Bill No. 228.

Which motion prevailed.

JOURNAL OF THE HOUSE  
MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 4; 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Concurrent Resolution "B."

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: The House respectfully requests the return of House Bill No. 228.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 174 and has appointed as a Conference Committee Representatives Peters, Steedsman and Aljets.

And also, has refused to concur in Senate amendments to House Bill No. 213 and has appointed as a Conference Committee Representatives Craig, Mau, Svingen.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bills No. 194 and 195 Representatives Twichell, Lynch, McManus.

Very respectfully,  
C. E. VERRY,  
Chief Clerk.

MONDAY, MARCH 4, 1929

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House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 76, 142, and 90.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### GENERAL ORDERS

Mrs. Craig moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mrs. Craig to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 9 of the engrossed bill strike out the word "or", insert a comma followed by the words "United States Treasury Certificates" and a comma.

Also,

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

And recommend the adoption of the Standing Committee's amendments as follows:

Reconsidered.

Mr. Speaker: Your Committee on State Affairs recommends the following amendments in place of the recommendations formerly made by this committee as to amendments of the bill; amendments made are to the engrossed bill.



In line 2 of the title, strike out the word "for" and insert the word "of" in lieu thereof.

In line 2 of the Amending Clause insert the word "of" between the words "Laws" and the figures "1913".

In line 4 of Section 7567, after the word "action" and before the word "against", insert a "comma". In the same line strike out the words "including a" and insert in lieu thereof, the word "any".

In line 5, strike out the words and punctuation "a municipal corporation,"

In line 7 strike out the words "who shall be" and change the word "have" to having.

In line 8, between the words his" and "possession" insert the words and punctuation, "or its,"

In line 9 between the words "his" and "control", insert the words and punctuation, "or its,"

In line 15 insert a "comma" between the words "State" and "to"

In line 10 page 2 insert a "comma" between the words "service" and "shall"

In line 12, page 2 insert a "comma" between the words "provided" and "shall".

In line 14 page 2 insert a "comma" between the word "exempted" and the word "shall"

Strike out all of engrossed bill after line 17, page 2, and add in lieu of the matter so stricken out, "Provided, however, that when a public corporation, the State of North Dakota, or any institution, department or agency of the State, is named as garnishee, such garnishee shall not be permitted to defend the principal action for the defendant upon the ground that the defendant is an officer, agent, or employee of such garnishee.

Service upon the State of North Dakota, or any institution, department or agency thereof as garnishee, may be made upon the State Auditor, in manner now by law provided for such service in garnishment proceedings, except that the fee to be tendered and paid the State Auditor for making affidavit of disclosure and filing same, shall be three dollars.

Any and all fees so received by the State Auditor, shall constitute a "Special Garnishment Fund" from which shall be paid by him, all extra expense incurred by his office in making disclosures in the garnishment.

Provided, further, that the right to garnishee the state of

North Dakota or any institution, department or agency of the state, shall not apply to any debt or obligation created or becoming due prior to the taking effect of this act."

And additional amendments:

Amend the report of the Standing Committee, in paragraph 15, line 4, by striking out the word "the".

Also,

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 6, Section 7 of the engrossed bill, strike out all of that line beginning with the word "no" and all of lines 6, 7, 8, 9, 10 and all of line 11, to and including the word "claim."

Section 1, line 1, of the engrossed bill, correct the spelling of the word "repair".

Section 2, line 2 of the engrossed bill, correct spelling of the word "administration".

Also,

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

And recommend that further action on this bill be temporarily deferred.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North

Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

And recommend that further action on this bill be temporarily deferred.

Also,

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

And recommend the adoption of the Standing Committee's Amendments as follows:

In line 2 of Section 1 of the bill as it came from the Senate after the word "Dakota" insert the word "of".

Strike out all of the last page of the bill as it came from the Senate, and insert the following: "It shall be the duty of the county treasurer before the opening of the tax sale in each year, to correct the list of delinquent real estate taxes previously certified to the auditor and to strike off from such list all descriptions of property upon which the taxes were paid subsequent to the making of said list and the said descriptions shall not be offered for sale."

MINNIE D. CRAIG,  
Chairman.

The Speaker resumed the chair. The clerk read the report of the Committee of the Whole.

Mr. Turner moved the adoption of the report of the Committee of the Whole.

Which motion prevailed and the report of the committee was adopted.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Also,

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Also,

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Also,

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Also,

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Also,

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

**Also,**

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

**Also,**

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

**Also,**

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

**Also,**

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

**Also,**

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

**Also,**

House Bill No. 151. A Bill for an Act to Require the

Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Also,

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Also,

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Also,

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official

Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Have had the same under consideration and recommend that the same be amended as follows:

In the Printed Bill:

In the Title, line 6, strike out the comma, and insert in lieu thereof a semi-colon.

Also in the title, lines 7 and 8 strike out the comma after the word "Lines" and insert a period, and strike out the remainder of the title.

Section 1, line 1b, strike out the words, "village, town, city, county or township" and insert in lieu thereof, "village or city",

Section 1, lines 4 and 5, strike out the words, "village, city, town, county or township" and insert in lieu thereof, "village or city",

Section 1, lines 15 and 16 strike out the words, "village, city, town, county or township", and insert "village or city",

Section 2, lines 1a and 2, strike out the words, "village, city, town, county or township" and insert "village or city",

Section 2, lines 4 and 5, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 3, line 17, strike out the words "village, city, town, county or township", and insert "village or city",

Section 3, line 20, strike out the word "five" and insert in lieu thereof the word "two",

Section 4, line 3, strike out the words "or county",

Section 5, line 3, strike out the words, "or county",

Section 5, line 7, strike out the words, "or county".

Section 6, line 6, strike out the words, "or county of the municipality",

Section 7, line 6, strike out the words "village, town, city, county or township," and insert "village or city".

Section 8, line 3, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 10, line 10, strike out the words, "city, village, town, county or township", and insert, "village or city",

Section 10, lines 15 and 16, strike out the words, "village, city, town, county or township", and insert, "village",

Section 10, lines 19 and 20, strike out the words, "village, city, town, county, or township" and insert, "village or city",

Section 11, lines 6 and 7, strike out the words, "village, town, city, county or township" and insert, "village or city",

Section 11, line 14, strike out the words, "village, town, city, county or township", and insert "village or city",

Section 17, line 15, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 19, line 1a, strike out the words "village, town, city, county or township," and insert "village or city".

Section 22, lines 20 and 21, insert a period after the word, "municipality" and strike out the remainder of the sentence.

Section 23, line 6, strike out the words, "village, city, town, county, or township", and insert "village or city".

Section 23, line 54 strike out the words, "said village, town, city, county or township",

Section 23, line 59, strike out the words, "village, town, city, county or township", and insert, "village or city",

Section 23, lines 63 and 64, strike out the words "village, city, town, county, township" and insert, "village or city",

Strike out all of sections 25, 26, 27, 28, 29 and 30, and renumber the sections to correspond therewith.

EINAR MUUS,  
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the



Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Have had the same under consideration and recommend that the same be amended as follows:

All amendments are to the engrossed bill as the same came from the Senate.

Third line from bottom of 1st page, insert a "comma" after the word "engaged".

Second line from bottom of the 1st page, insert a "comma" after the word "others".

First line from bottom of the 1st page, insert a "comma" after the word "agents".

Page 2, line 8, change the "comma" after the word "corporation" to a "semi-colon".

Page 2, line 11, change the "comma" after the word "individual" to a "semi-colon".

Line 10 after the word "corporation" change the "comma" to a "semi-colon".

Beginning of line 10, page 2, change the capital "I" in the word "In" to a small "i".

Line 17, page 2, strike out the "comma" after the word "tank".

Line 27, page 2, insert a "comma" after the word "them" and insert a "comma" after the word "state".

Page 3, Section 4, line 3 between the words "as" and "dealer" and insert "a".

Section 4, line 8, strike out the word "in" and in the same line strike out the word "and".

End of line 10 Section 4, change the "comma" to a "semi-colon".

Section 4, end of line 13, change the "semi-colon" to a "comma".

Line 1, page 4 insert a "comma" after the word "fee".

Page 4, line 2 of Sub-division (b) insert the word "such" between the words "of" and "the".

Section 4, line 2 of sub-division (c) insert a "comma" after the word "neglect".

Section 4, line 4 of sub-division (c) insert a "comma" after the word "manner".

Section 4, line 9 of sub-division (c) insert a "comma" after the word "holder".

End of line 7 of said sub-division (c) insert a "comma" after the word "thereof".

Lines 13 and 14 of said sub-division (c) strike out the words "the force and effect of" and insert in lieu thereof "in full force and effect".

Page 4, line 9, after the word "holder" insert a "comma".

Page 4, line 4, sub-division (d) change the word "taxes" to "tax" and insert between the words "delinquent" and the word "tax" as so changed, the word "license".

Line 7 of said sub-division (d) insert the word "conditioned" preceding the word "to" following the word "obligor".

Line 8 of sub-division (d) change the word "taxes" to "tax" and insert ahead of such word "tax" the word "license".

In said sub-division (d) line 2, page 5, strike out the words "which shall" and insert in lieu thereof the word "but" and between the words "not" and "exceed" same line, insert the word "to".

At the end of line 4, page 5 insert a "comma" after the word "month".

Line 10, page 5 of said sub-division (d) strike out the word "the law" and insert in lieu thereof the word "this act".

At the beginning of line 13 same page and sub-division, strike out the "of" and insert the word "on".

Line 16 after the word "necessary" insert a "comma" followed by the word "conditioned".

Line 17 change the word "taxes" to "tax" and insert between the words "all" and such word "tax" as so corrected, the word "license".

Line 19, page 5, after the word "bond" insert a "comma".

Line 21, sub-division (d) page 5, after the word "dealer" insert a "comma"; strike out the words "the same" and strike out the word "as".

Line 2 of sub-division (e) page 5, insert a "comma" after the word "thereon".

Line 3 of the same sub-division, insert a "comma" after the word "provided".

Line 11 of the same sub-division, insert the word "license" preceding the word "tax".

Line 11 of the same sub-division, change the "semi-colon" after the word "charged" to a "period" and in the same line strike out the word "and" following the word "charged" and change the "s" in the word "such" to a capital "S".

Page 6, Section 5, line 6, after the word "money" and ahead of the word "to" insert the words "thus received," and in the next line strike out the words "thus received"

Line 11 of the same section after the word "credited" insert a "comma".

Line 12 of the same Section insert a "comma" after the word "tax".

Beginning of line 17 of the same Section, change the word "into" to "to".

Line 18 same section insert a "comma" after the word "year".

Last line on page 6, change the "comma" after the word "vehicle" to a "period" and begin the word "such" following the word "vehicles" with a capital "S".

At the end of the first line on page 7 after the word "fund" insert a "comma" and add the following: "under the jurisdiction and control of the Board of County Commissioners,"

At the end of line 2, page 7, change the word "for" to "in".

In the 4th line of said page 7, strike out the word "only" and in the same line between the words "culverts" and "leading" insert the word "thereon".

Line 5, page 7, strike out the "comma" between the words "Aid" and "State" and insert in lieu thereof the word "and" and at the end of the same line strike out the words "and County".

After the word "Highways" at the beginning of line 6, insert a "period" and strike out the words in line 6 and 7, "under the jurisdiction and control of the Board of County Commissioners".

In line 7 change the small "i" in the word "in" to a capital "I".

In line 9 on page 7, change the word "three" to "one".

Section 6, line 3, insert a "comma" after the word "Act".

Page 7, Section 6, line 7, insert a "comma" after the word "same".

Beginning of line 13 of said Section 6, strike out the word "his" and insert the words "of a".

Line 14 of the same section, insert a "comma" after the word "consumer".

Lines 16, 17 and 18 of said section, strike out the words "when and where, together with the invoice or ticket properly marked Paid by the dealer as hereinbefore provided,"

In line 18 after the word "and" and ahead of the word "purpose" insert the word "the". In the same line strike out the word "vehicles" and insert the word "fuel".

Line 2 of page 8, Section 6, after the word "statement", insert the following: "together with the invoice or ticket hereinbefore provided for, and marked Paid,"

Line 13 page 8, insert a "comma" between the words "claimed" and "shall".

Line 1 of Section 8, page 8, strike out the word "Laws" where it appears two separate times and insert in lieu thereof the word "Acts".

Line 2, Section 8, insert a "comma" after the word "herewith".

L. L. TWICHELL,  
Chairman.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker, your Conference Committee, appointed to consider House Bill No. 26, have had the same under consideration, and report that they cannot agree and recommend that the committee be discharged and a new Conference Committee appointed.

For the Senate:

P. J. MURPHY,  
G. PATTERSON,  
E. H. BRANT.

For the House:

E. E. VEITCH,  
GEO. ALJETS,  
WM. L. PLATH.

Mrs. Craig moved that the report be accepted and a new Conference Committee be appointed.

Which motion prevailed, and the Speaker appointed as a new Conference Committee on House Bill No. 26, Messrs. Olafson, Brunsdale and Iverson.

## THIRD READING OF SENATE BILLS

- Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 100; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Amsberry	Hermes	Opdahl
Anderson	Hoffman	Owings
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bishop	Indergaard	Plath, John, Cass
Bittner	Isaak	Pfenning
Boe	Iverson	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Trail	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Johnston	Smith
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsmen
Butt	Kneeland	Steen
Carlson	Larson	Svingen
Carter	Larvick	Swendseid
Cox	Lavik	Thompson
Craig	Lee	Treffry
Dickerson	Lembcke	Turner
Dillard	Levin	Twete
Dolwig	Lindgren	Twichell
Dyer	McCcoll	Van Berkorn
Erickson, Benson	McCay	Wagner
Erickson, Kidder	McDowall	Watt
Freeman	Martin	Wedel
Frojen	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wigen
Hamilton	Muus	Wilson
Hanson	Northridge	Worner
Hausmann	Oberg	Young
Helbling	Olson, Burleigh	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jardine	McGauvran	Olafson
Kraft	McManus	Thatcher
Lynch	Morgan	Veitch

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fettig	Gibbens	Plath, Wm., Cass
Flom		

So the bill passed and the title was agreed to.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 98; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Owings
Amsberry	Hoffman	Place
Anderson	Holthusen	Peters
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Isaak	Pfenning
Bittner	Iverson	Rulon
Bohnsack	Johnson, Nelson	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thompson
Dickerson	Lembcke	Treffry
Dilland	Lindgren	Turner
Dolwig	McColl	Twete

Messrs.	Messrs.	Messrs.
Dyer	McCay	Twichell
Erickson, Kidder	McDowall	Van Berkom
Erickson, Benson	Martin	Wagner
Fettig	Mau	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Wentz
Gilchrist	Muus	Westford
Halcrow	Northridge	Wigen
Hamilton	Oberg	Wilson
Hanson	Olafson	Worner
Hausmann	Olson, Burleigh	Young
Helbling	Olson, Hettinger	Mr. Speaker
Henderson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boe	Johnston	McManus
Brown	Levin	Morgan
Henrickson	Lynch	Thatcher
Jardine	McGauwran	Veitch

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	Gibbens	Johnson, Traill

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Lee moved that the vote by which Senate Bill No. 122 was passed be reconsidered and the motion to reconsider be laid on the table.

Mr. Dyer requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Dyer then moved that the vote on the Committee report by which Senate Bill No. 176 was indefinitely postponed be reconsidered.

Which motion was lost.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Public Health made the following report:

Mr. Speaker: A Majority of your Committee on Public Health to whom was referred:

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanita-

tion; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ROBERT YOUNG,  
JOHN J. WENTZ,  
LAVINA AMSBERRY,  
MABEL C. LINDGREN,  
J. F. FETTIG.

The Committee on Public Health made the following report:

Mr. Speaker: A Minority of your Committee on Public Health to whom was referred:

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the title of the bill, and insert in lieu thereof, the following: An Act providing for sanitation in the delivery and exchange of Bakery products; and preventing the unlawful destruction thereof; providing a penalty therefore; and fixing the duties of the State Food Commissioner and Chemist as to the enforcement thereof.

CARL E. JOHNSON,  
J. G. JOHNSON,  
C. J. HANSON.

CARL E. JOHNSON,  
Chairman.

Mr. Johnson moved that the report be adopted.

Mrs. Lindgren offered as a substitute motion that the report of the Majority on Senate Bill No. 152 be adopted instead of that of the Minority.

Which motion prevailed.

Mrs. Craig moved that the vote on the committee report by which Senate Bill No. 152 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Turner moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.



## FIFTY-SIXTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1929.

The House was called to order promptly at 2:00 p. m.,  
Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. C. A. Stephens.

## ROLL CALL

All members present except Messrs. Flom and Gibbens.

The Committee on Revision and Correction of the Journal  
made the following report:

Mr. Speaker: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Fifty-third day after recess and Fifty-fourth day and recom-  
mend that the same be corrected as follows:

Page 6, line 2, correct spelling of word "committee".

Page 13 strike out lines 12 and 13 and insert in lieu thereof  
the following: "Mr. Miller moved that the report be adopted."

Page 15, line 5, change "W. H. Lynch" to "M. H. Lynch".

Page 21, after line 12 insert "The question then being upon  
the original motion the question was put and the motion pre-  
vailed."

Page 42, line 8, correct spelling of name "Svingen".

And when so corrected recommend that the same be ap-  
proved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which  
motion prevailed and the report was adopted.

Mr. Northridge moved that the absent members be excused.

Which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to return herewith the  
following bills:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new conference committee on House Bill No. 26, Representatives Olafson, Brunsdale, Iverson.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to return Concurrent Resolution "B" which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Swendseid moved that the House do not concur in the Senate amendments to House Bill No. 172 and that a conference committee be appointed.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 98; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Jardine	Owings
Anfinson	Johnston	Peters
Bell	Johnson, Nelson	Place
Bishop	Johnson, Traill	Plath, John, Cass
Boe	Johnson, Ward	Plath, Wm., Cass
Brown	Kapfer	Pfenning
Bubel	Keierleber	Rulon
Burkhart	Kneeland	Sax
Burns	Larson	Schultz
Carlson	Larvick	Shurr
Cox	Lavik	Smith
Craig	Lea	Steedsman
Dickerson	Lembcke	Steen
Dolwig	Levin	Svingen
Dyer	Lindgren	Swendseid
Erickson, Benson	Lynch	Thompson
Fettig	McColl	Treffry
Freeman	McCay	Turner
Frojen	McDowall	Twete
Gilchrist	McGauvran	Twichell
Halcrow	McManus	Van Berkom
Hamilton	Martin	Veitch
Hanson	Mau	Wagner
Hausmann	Miller	Watt
Helbling	Montgomery	Wedel
Henrickson	Morgan	Wentz
Hermes	Muus	Westford
Hoffman	Northridge	Wigen
Holthusen	Oberg	Wilson
Horner	Olafson	Worner
Indergaard	Olson, Burleigh	Young
Isaak	Olson, Hettinger	Mr. Speaker
Iverson	Opdahl	

Those voting in the negative were:

Messrs.  
Thatcher

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Butt	Gibbens
Anderson	Carter	Henderson
Bittner	Dilland	Kraft
Bohnsack	Erickson, Kidder	Standley
Brunsdale	Flom	

So the bill passed and the title was agreed to.

Mr. Twichell requested a return to the Seventh Order of Business.

Mr. Twichell then moved that the Senate be requested to return Senate Bill No. 70 to the House.

Which motion prevailed.

The Speaker appointed a conference committee on House Bill No. 172, Messrs. Johnson of Traill, Turner and Burkhart.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: The House requests the return of Senate Bill No. 70.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 172 and has appointed as a conference committee, Representatives Johnson of Traill, Turner and Burkhart.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 71; nays, 38; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Oberg
Amsberry	Henderson	Olafson
Anderson	Hermes	Opdahl
Anfinson	Hoffman	Owings
Bell	Horner	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Shurr
Bubel	Johnston	Smith
Carter	Keierleber	Standley
Cox	Kneeland	Steen
Dilland	Larvick	Svingen
Dolwig	Lavik	Twichell
Dyer	Lembeke	Van Berkom
Erickson, Benson	McColl	Watt
Fettig	McDowall	Wedel
Freeman	Martin	Wentz
Frojen	Mau	Westford
Gilchrist	Miller	Wigen
Halerow	Montgomery	Young
Hamilton	Morgan	Mr. Speaker
Hausmann	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Kraft	Schultz
Burkhart	Lee	Steedsman
Burns	Levin	Swendseid
Carlson	Lindgren	Thatcher
Craig	Lynch	Thompson
Dickerson	McCay	Treffry
Erickson, Kidder	McGauvran	Turner
Hanson	McManus	Twete
Henrickson	Northridge	Veitch
Holthusen	Olson, Burleigh	Wagner
Indergaard	Olson, Hettinger	Wilson
Johnson, Ward	Pfenning	Worner
Kapfer	Sax	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Gibbens	Larson
Flom		

So the bill passed and the title was agreed to.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 63; nays, 46; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Peters
Bishop	Horner	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Smith
Brunsdale	Kneeland	Standley
Burns	Larvick	Steedsman
Carter	Lynch	Thompson
Cox	McDowall	Turner
Dolwig	McGauvran	Twichell
Fettig	Mau	Van Berkorn
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Halcrow	Morgan	Wedel
Hamilton	Muus	Wentz
Hausmann	Northridge	Westford
Helbling	Oberg	Wigen
Henderson	Olafson	Wilson
Hermes	Olson, Burleigh	Worner
Hoffman	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Opdahl
Amsberry	Isaak	Owings
Anderson	Iverson	Place
Anfinson	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kraft	Shurr
Carlson	Larson	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Twete
Erickson, Kidder	McCull	Wagner
Gilchrist	McCay	Young
Hanson	McManus	
Henrickson	Martin	



Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Butt	Gibbens	Johnston
Flom		

So the bill passed and the title was agreed to.

Mr. Miller moved that the vote by which Senate Bill No. 196 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Owings explained his vote: I am opposed to raising anyone's salary at this time. Therefore I vote "no."

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 97; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Olson, Hettinger
Amsberry	Horner	Opdahl
Anderson	Indergaard	Peters
Anfinson	Isaak	Place
Bell	Iverson	Plath, John, Cass
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnston	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Schultz
Brunsdale	Kapfer	Shurr
Bubel	Keierleber	Smith
Burkhart	Kneeland	Standley
Burns	Kraft	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dolwig	Lynch	Treffry
Dyer	McDowall	Turner
Erickson, Benson	McGauvran	Twichell
Fettig	McManus	Veitch
Frojen	Martin	Wagner
Gilchrist	Maun	Watt

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Halcrow	Miller	Wedel
Hamilton	Montgomery	Wentz
Hanson	Morgan	Westford
Hausmann	Muus	Wilson
Helbling	Oberg	Worner
Henderson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Lindgren	Owings
Erickson, Kidder	McColl	Twete
Henrickson	McCay	Van Berköm
Larson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Butt	Freeman	Northridge
Flom	Gibbens	Wigen

So the bill passed and the title was agreed to.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 64; nays, 41; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Burleigh
Bell	Hoffman	Olson, Hettinger
Bittner	Holthusen	Opdahl
Boe	Jardine	Owings
Bohnsack	Johnson, Nelson	Place
Bubel	Johnson, Traill	Pfenning
Burns	Kraft	Rulon
Carlson	Larson	Sax
Carter	Larvick	Schultz
Cox	Lavik	Shurr
Dyer	Lynch	Steedsman
Erickson, Kidder	McCay	Thompson

Messrs.	Messrs.	Messrs.
Erickson, Benson	McDowall	Turner
Fettig	McGauvran	Veitch
Freeman	McManus	Watt
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Iverson	Plath, Wm., Cass
Anderson	Johnston	Smith
Anfinson	Kapfer	Standley
Brown	Keierleber	Svingen
Brunsdale	Kneeland	Swendseid
Burkhart	Lee	Thatcher
Craig	Lembcke	Treffry
Dickerson	Levin	Twete
Dilland	Lindgren	Twichell
Hanson	McColl	Van Berkom
Henrickson	Martin	Wagner
Horner	Olafson	Wentz
Indergaard	Peters	Wilson
Isaak	Plath, John, Cass	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Flom	Mau
Butt	Gibbens	Steen
Dolwig	Johnson, Ward	

So the bill passed and the title was agreed to, and the emergency clause declared lost.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Olson, Hettinger
Amsberry	Isaak	Owings

Messrs.	Messrs.	Messrs.
Anderson	Iverson	Peters
Anfinson	Jardine	Place
Bell	Johnston	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Fettig	McColl	Twete
Freeman	McCay	Twichell
Frojen	McDowall	Van Berkom
Gilchrist	McGauvran	Veitch
Halcrow	McManus	Wagner
Hamilton	Martin	Watt
Hanson	Miller	Wedel
Hausmann	Montgomery	Wentz
Helbling	Morgan	Westford
Henrickson	Muus	Wigen
Henderson	Northridge	Wilson
Hermes	Oberg	Worner
Hoffman	Olafson	Young
Holthusen	Olson, Burleigh	Mr. Speaker
Horner		

Those voting in the negative were:

Messrs.  
Dickerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Dolwig	Mau
Brunsdale	Flom	Opdahl
Butt	Gibbens	Steen

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Was read the third time.

Mrs. Craig asked unanimous consent to amend the bill.

Which consent was granted.

Mrs. Craig then offered the following amendment: In line 2, section 1 of the engrossed bill between the words "Dakota" and "is" insert the words "of 1913".

Which amendment was adopted.

Mr. Peters moved that the rules be suspended and Senate Bill No. 154 be placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anderson	Indergaard	Owings
Anfinson	Isaak	Peters
Bell	Jardine	Place
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Johnston	Rulon
Brunsdale	Kapfer	Sax
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Thatcher
Dilland	Lee	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Fettig	McColl	Van Berkorn
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gilchrist	McGauvran	Watt
Halcrow	McManus	Wedel
Hamilton	Martin	Wentz
Hanson	Montgomery	Westford
Helbling	Morgan	Wigen
Hausmann	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.  
Carter

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bishop	Gilbens	Opdahl
Butt	Iverson	Smith
Carlson	Mau	Standley
Flom	Miller	Swendseid

So the bill passed and the title was agreed to.

Mr. Freeman moved that further action on Senate Bill No. 164 be temporarily deferred.

Which motion prevailed.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 96; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Owings
Amsberry	Hoffman	Peters
Anderson	Holthusen	Place
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Isaak	Pfenning
Bittner	Johnson, Ward	Rulon
Boe	Johnston	Sax
Bohnsack	Kapfer	Schultz
Brown	Keierleber	Shurr
Brunsdale	Kneeland	Smith
Bubel	Kraft	Standley
Burkhart	Larson	Steedsman
Burns	Larvick	Steen
Butt	Lavik	Svingen
Carter	Lembeke	Thatcher
Cox	Levin	Thompson
Craig	Lindgren	Treffry
Dickerson	Lynch	Turner
Dillard	McCcoll	Twete
Dolwig	McGauvran	Twichell
Dyer	McManus	Van Berkorn
Erickson, Benson	Martin	Veitch
Erickson, Kidder	Mau	Wagner
Fettig	Miller	Wedel
Frojen	Montgomery	Wentz
Gilchrist	Morgan	Westford
Halcrow	Oberg	Wigen

Messrs.	Messrs.	Messrs.
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Young
Henderson	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Henrickson	Northridge	Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Iverson	McCay
Flom	Jardine	McDowall
Freeman	Johnson, Nelson	Muus
Gibbens	Johnson, Trail	Swendseid
Hamilton	Lee	

So the bill passed and the title was agreed to.

Mr. Cox moved that further action on Senate Bill No. 190 be deferred one legislative day.

Which motion prevailed.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "I", which the Senate has adopted.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: Pursuant to request of the House, I have the honor to transmit herewith Senate Bill No. 70.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henderson	Olson, Burleigh
Anderson	Henrickson	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Horner	Owings
Bishop	Hermes	Peters
Bittner	Holthusen	Plath, John, Cass
Boe	Indergaard	Plath, Wm., Cass
Bohnsack	Isaak	Pfening
Brown	Iverson	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Johnston	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Swendseid
Cox	Lembeke	Treffry
Craig	Levin	Turner
Dilland	Lindgren	Twete
Dolwig	Lynch	Twichell
Dyer	McCull	Van Berkom
Erickson, Kidder	McGauvran	Veitch
Erickson, Benson	McManus	Wagner
Fettig	Martin	Watt
Freeman	Mau	Wedel
Frojen	Miller	Wentz
Gilchrist	Montgomery	Westford
Halerow	Morgan	Wigen
Hamilton	Muus	Wilson
Hanson	Northridge	Worner
Hausmann	Oberg	Young
Helbling	Olafson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	
Aljets	Johnson, Traill	Place
Dickerson	Kneeland	Standley
Flom	Kraft	Svingen
Gibbens	Lee	Thatcher
Jardine	McCay	Thompson
Johnson, Nelson	McDowall	

So the bill passed and the title was agreed to and the emergency clause declared carried.

The Speaker declared a five minute recess.

The House re-assembled pursuant to recess taken.



Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 68; nays, 38; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Bell	Hoffman	Owings
Bishop	Horner	Peters
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Shurr
Burns	Johnston	Standley
Carter	Kapfer	Steedsman
Cox	Larvick	Thompson
Dickerson	Lynch	Turner
Dolwig	McCay	Twichell
Dyer	McDowall	Veitch
Fettig	McGauvran	Watt
Freeman	Mau	Wedel
Frojen	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wigen
Hamilton	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker
Hermes	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Place
Anderson	Isaak	Sax
Anfinson	Keierleber	Schultz
Bubel	Kraft	Steen
Burkhart	Larson	Svingen
Butt	Lavik	Swendseid
Carlson	Lee	Thatcher
Craig	Lembcke	Treffry
Dilland	Levin	Twete
Erickson, Kidder	Lindgren	Van Berkom
Erickson, Benson	McColl	Wagner
Hanson	Oberg	Young
Henrickson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	Kneeland	Martin
Gibbens	McManus	Smith
Hausmann		

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Twichell requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Twichell then moved that the vote by which Senate Bill No. 70 was passed be reconsidered.

Which motion prevailed.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

Mr. Twichell then offered the following amendment: In line 1, section 1 of the engrossed bill after the first word "of" insert "chapter 270 of".

Which amendment was adopted.

Mr. Twichell further moved that the rules be suspended and Senate Bill No. 70 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 69; nays, 41; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Peters
Bell	Iverson	Plath, John, Cass
Bishop	Jardine	Plath, Wm., Cass
Bittner	Johnston	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Smith
Brunsdale	Kneeland	Standley
Bubel	Larvick	Steedsman
Burns	Lavick	Steen
Carter	Lynch	Thatcher

Messrs.	Messrs.	Messrs.
Cox	McDowall	Thompson
Dolwig	McGauvran	Treffry
Fettig	Mau	Turner
Freeman	Miller	Twichell
Frojen	Montgomery	Veitch
Halcrow	Morgan	Watt
Hamilton	Muus	Wedel
Hausmann	Northridge	Wentz
Helbling	Oberg	Westford
Henderson	Olafson	Wilson
Hoffman	Olson, Burleigh	Worner
Holthusen	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	McManus
Anderson	Hermes	Opdahl
Anfinson	Indergaard	Owings
Burkhart	Isaak	Place
Butt	Kapfer	Schultz
Carlson	Keierleber	Shurr
Craig	Kraft	Svingen
Dickerson	Larson	Swendseid
Dilland	Lee	Twete
Dyer	Lembcke	Van Berkom
Erickson, Benson	Levin	Wagner
Erickson, Kidder	Lindgren	Wigen
Gilchrist	McCcoll	Young
Hanson	McCay	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	Gibbens	Martin

So the bill passed and the title was agreed to.

Mr. Johnson of Traill moved that the vote on the committee report by which Senate Bill No. 105 was indefinitely postponed, be reconsidered.

Roll call demanded and granted.

The question being on the motion by Mr. Johnson, the roll was called, and there were ayes, 56; nays, 54; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Helbling	Olson, Burleigh
Bell	Henderson	Olson, Hettinger
Bishop	Hermes	Peters
Bittner	Holthusen	Plath, John, Cass
Boe	Horner	Plath, Wm., Cass
Bohnsack	Iverson	Sax

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brown	Jardine	Smith
Brunsdale	Johnson, Nelson	Standley
Burns	Johnson, Traill	Steedsman
Carter	Johnston	Thompson
Cox	Keierleber	Turner
Craig	Kneeland	Twichell
Dickerson	McDowall	Veitch
Dolwig	McGauvran	Watt
Fettig	Montgomery	Westford
Freeman	Muus	Wigen
Halcrow	Northridge	Wilson
Hamilton	Oberg	Mr. Speaker
Hausmann	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	
Aljets	Johnson, Ward	Owings
Amsberry	Kapfer	Place
Anfinson	Kraft	Pfenning
Bubel	Larson	Rulon
Burkhart	Larvick	Schultz
Butt	Lavik	Shurr
Carlson	Lee	Steen
Dilland	Lembcke	Svingen
Dyer	Levin	Swendseid
Erickson, Kidder	Lindgren	Thatcher
Erickson, Benson	Lynch	Treffry
Frojen	<b>McC</b> oll	<b>Twete</b>
Gilchrist	McCay	Van Berkom
Hanson	McManus	Wagner
Henrickson	Mau	Wedel
Hoffman	Miller	Wentz
Indergaard	Morgan	Worner
Isaak	Opdahl	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Flom	Gibbens	Martin

So the motion was lost.

Mr. Mau moved that the vote by which Senate Bill No. 70 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 81; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Olson, Hettinger
Bell	Iverson	Opdahl
Bishop	Jardine	Peters
Bittner	Johnston	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Keierleber	Schultz
Bubel	Kneeland	Smith
Burns	Larson	Standley
Butt	Larvick	Steedsman
Carter	Lee	Steen
Cox	Levin	Svingen
Dickerson	Lynch	Thompson
Dolwig	McCay	Turner
Fettig	McDowall	Twete
Freeman	McGauvran	Twichell
Frojen	McManus	Van Berkom
Halcrow	Mau	Veitch
Hamilton	Miller	Watt
Hausmann	Morgan	Wedel
Helbling	Montgomery	Wentz
Henderson	Northridge	Westford
Hermes	Muus	Wigen
Hoffman	Oberg	Wilson
Holthusen	Olafson	Worner
Horner	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Gilchrist	Martin
Anderson	Hanson	Owings
Anfinson	Henrickson	Place
Burkhart	Isaak	Sax
Carlson	Kraft	Shurr
Craig	Kapfer	Swendseid
Dilland	Lavik	Thatcher
Dyer	Lembeke	Treffry
Erickson, Kidder	Lindgren	Wagner
Erickson, Benson	McColl	Young

Absent and not voting:

Messrs.	Messrs.
Flom	Gibbens

So the bill passed and the title was agreed to.

Mr. Dickerson moved that the vote by which Senate Bill No. 104 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mrs. Craig explained her vote: I vote "no" because I think the first action to take in this matter is to find some way to pay depositors the claims that are due them. No effort has ever been made by anyone to solve this question.

I vote "no" because I think these obligations could be paid in several ways and because the people of this great state have a right to expect them to be paid.

Mr. O. E. Erickson explained his vote: I vote "no" on this bill because it is doing away with the Guaranty Fund Law in this state.

I realize that it is not giving much protection as it now stands, but under the guise of this protection thousands of people have lost their homes and their all.

Senate Bill No. 104 is sponsored by the bankers association and had they brot in a bill along with this bill whereby the people could have been reimbursed for their misplaced confidence I shoud have voted "aye" on this bill. But as they did not see fit to this I vote "no" as a protest.

Mr. Swendseid explained his vote: By this act the Bankers' Association is repudiating an obligation of \$15,000,000.00 that it owes to its depositors as well as destroying all protection to depositors in the future. I vote "no."

Mr. Thatcher explained his vote: I vote "no" because I feel that all the banks in the state are not able to cancel this debt. Some means should be devised before this law is repealed.

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.  
Aljets  
Anderson  
Anfinson

Messrs.  
Horner  
Indergaard  
Iverson

Messrs.  
Olson, Hettinger  
Opdahl  
Peters

Messrs.	Messrs.	Messrs.
Bell	Jardine	Place
Bishop	Johnston	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Kapfer	Sax
Bubel	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dilland	Levin	Thatcher
Dolwig	Lindgren	Thompson
Dyer	Lynch	Treffry
Erickson, Benson	McColl	Turner
Erickson, Kidder	McCay	Twete
Fettig	McDowall	Twichell
Freeman	McGauvran	Van Berkom
Frojen	McManus	Veitch
Gilchrist	Martin	Wagner
Halcrow	Mau	Watt
Hamilton	Montgomery	Wedel
Hanson	Morgan	Wentz
Hausmann	Muus	Westford
Helbling	Northridge	Wigen
Hermes	Oberg	Wilson
Hoffman	Olafson	Worner
Holthusen	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Owings
Burkhart	Isaak	Young

Absent and not voting:

Messrs.	Messrs.	
Brunsdale	Gibbens	Miller
Flom	Henderson	

So the bill passed and the title was agreed to.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Northridge
Amsberry	Holthusen	Oberg
Anderson	Horner	Olafson
Anfinson	Indergaard	Olson, Hettinger
Bell	Isaak	Opdahl
Bishop	Iverson	Owings
Bittner	Jardine	Peters
Boe	Johnson, Nelson	Place
Bohnsack	Johnson, Traill	Plath, Wm., Cass
Brown	Johnson, Ward	Pfenning
Brunsdale	Johnston	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Burns	Kneeland	Smith
Butt	Kraft	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Erickson, Benson	McCcoll	Twete
Fettig	McCay	Veitch
Frojen	McDowall	Wagner
Gilchrist	McGauvran	Watt
Halcrow	McManus	Wentz
Hamilton	Martin	Wedel
Hanson	Mau	Westford
Hausmann	Miller	Wilson
Helbling	Montgomery	Worner
Henderson	Morgan	Young
Henrickson	Muus	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cox	Freeman	Olson, Burleigh

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	Rulon	Van Berkom
Gibbens	Twichell	Wigen
Plath, John, Cass		

So the bill passed and the title was agreed to, and the emergency clause declared carried.



Mr. Lee moved that the vote by which Senate Bill No. 182 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthausen	Olson, Burleigh
Anderson	Horner	Olson, Hettlinger
Anfinson	Indergaard	Owings
Bell	Isaak	Peters
Bishop	Iversón	Place
Bittner	Jardine	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Larson	Steedsman
Carlson	Larvik	Steen
Carter	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thompson
Dillard	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Erickson, Benson	McCoy	Twichell
Fettig	McDowall	Van Berkorn
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wigen
Helbling	Muus	Wilson
Henderson	Northridge	Worner
Henrickson	Oberg	Young
Hermes	Olafson	Mr. Speaker
Hoffman		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Arasberry	Flom	Opdahl
Cox	Gibbens	Pfenning
Dolwig	Kraft	Thatcher

So the bill passed and the title was agreed to.

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 53; nays, 56, absent and not voting, 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hermes	Olafson
Bishop	Hoffman	Olson, Hettinger
Bittner	Horner	Opdahl
Boe	Jardine	Peters
Bohnsack	Johnson, Nelson	Plath, John, Cass
Brown	Johnson, Trail	Pfenning
Brunsdale	Johnson, Ward	Rulon
Burns	Kneeland	Smith
Carter	Larvick	Steedsman
Dolwig	Lynch	Turner
Fettig	McDowall	Twichell
Freeman	McGauvran	Veitch
Halcrow	Mau	Watt
Hamilton	Miller	Westford
Hanson	Montgomery	Wigen
Hausmann	Morgan	Worner
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Iverson	Plath, Wm., Cass
Anderson	Johnston	Sax
Anfinson	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burkhart	Kraft	Standley
Butt	Larson	Steen
Carlson	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Thompson
Dyer	Lindgren	Treffry

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McColl	Twete
Erickson, Benson	McCay	Van Berkorn
Frojen	McManus	Wagner
Gilchrist	Martin	Wedel
Henrickson	Oberg	Wentz
Holthusen	Olson, Burleigh	Wilson
Indergaard	Owings	Young
Isaak	Place	

Absent and not voting:

Messrs.	Messrs.
Amsberry	Flom
Cox	Gibbens

So the bill failed of passage.

Mr. McCay moved that the vote by which Senate Bill No. 61 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Twichell gave notice that on the next legislative day he would move for a reconsideration of the vote by which Senate Bill No. 61 failed of passage.

Mrs. Craig explained her vote: I vote "no" for two reasons. First, there has been enough money spent by the North Dakota Bankers' Association and the state for high priced men who should have certainly solved all problems concerning banks and the public welfare long ago had they done their duty. Second, if these men could not advocate changes of law to remedy the situation I have no reason to believe five men, one or all of whom may be "busted bankers" can solve it now.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 77; nays, 26; absent and not voting, 10.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Opdahl
Anderson	Horner	Peters
Anfinson	Indergaard	Plath, John, Cass
Bell	Iverson	Plath, Wm., Cass
Bishop	Jardine	Pfenning
Bittner	Johnson, Traill	Rulon
Bohnsack	Johnson, Ward	Sax
Brown	Kapfer	Schultz
Brunsdale	Kneeland	Smith
Burkhart	Larson	Standley
Burns	Larvick	Steedsman
Carlson	Lavik	Steen
Carter	McCay	Swendseid
Dolwig	McDowall	Thompson
Dyer	McManus	Treffry
Fettig	Martin	Turner
Freeman	Mau	Twichell
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Oberg	Wilson
Henderson	Olafson	Worner
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman	Olson, Hettinger	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Boe	Johnston	Shurr
Bubel	Keierleber	Svingen
Craig	Kraft	Thatcher
Dickerson	Lembcke	Twete
Dilland	Levin	Van Berkom
Erickson, Benson	Lindgren	Veitch
Hanson	McColl	Wagner
Henrickson	Owings	Young
Isaak	Place	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Flom	Lee
Butt	Gibbens	Lynch
Cox	Johnson, Nelson	McGauvran
Erickson, Kidder		

So the bill passed and the title was agreed to.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161. Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Senate Bill No. 122. A Bill for an Act to appropriate the sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled

**Laws of North Dakota of 1913, Relating to Probation of Criminals."**

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Which the House has amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 213, Senators Cain, Conrath and Bond; and on House Bill No. 174, Senators Wog, Lynch and Peck; and on House Bill No. 172, Senators Ettestad, Fowler and Tofsrud.

Very respectfully,

F. E. TUNELL,  
Secretary.

MONDAY, MARCH 4, 1929

1267

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 26, Senators Kretschmar, O. H. Olson and Van Arnam.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 32.

Very respectfully,  
F. E. TUNELL,  
Secretary.

A return was made to the Sixth Order of Business.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee on House Bill No. 32 beg leave to report as follows:

Amend the Senate amendments as follows:

In line 1 of the Senate amendments, strike out the Senate



amendment figure "1" and insert in lieu thereof the number "1444".

In line 12 of the Senate amendment, strike out the word and figure "Section 2".

Strike out the last line of the amendment, as made by the Senate.

And when so amended, we recommend the adoption of the Senate amendments and the passage of the bill.

For the Senate:

A. S. MARSHALL,  
ALFRED STEEL,  
FRANK H. HYLAND,

For the House:

CARL E. JOHNSON,  
J. A. JARDINE,  
C. F. CARLSON.

Mr. C. E. Johnson moved the adoption of the report.

Mr. O. E. Erickson moved as a substitute motion that the House do not concur in the Senate amendments to House Bill No. 32, and that a new Conference Committee be appointed, of which the state superintendent shall not be a member.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 32 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 91; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Johnson, Nelson	Peters
Bishop	Johnson, Traill	Place
Bittner	Johnson, Ward	Plath, John, Cass
Boe	Johnston	Plath, Wm., Cass
Bohnsack	Kapfer	Pfenning
Brown	Kneeland	Sax
Brunsdale	Kraft	Schultz
Burkhart	Larson	Shurr
Burns	Larvick	Smith
Butt	Lee	Standley
Carlson	Lembeke	Steedsman
Carter	Levin	Svingen
Craig	Lindgren	Swendseid
Dolwig	McColl	Thompson
Dyer	McDowall	Treffry
Erickson, Benson	McGauvran	Turner
Freeman	McManus	Twete
Frojen	Martin	Twichell
Gilchrist	Mau	Van Berkom
Halcrow	Miller	Veitch
Hamilton	Montgomery	Wagner
Hausmann	Morgan	Watt
Helbling	Muus	Wedel
Henderson	Northridge	Wentz
Hermes	Oberg	Westford
Hoffman	Olafson	Wigen
Holthusen	Olson, Burleigh	Wilson
Horner	Olson, Hettinger	Worner
Indergaard	Opdahl	Young
Iverson	Owings	Mr. Speaker
Jardine		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, Kidder	Lavik
Anderson	Hanson	McCay
Anfinson	Henrickson	Rulon
Bubel	Isaak	Steen
Dickerson	Keierleber	Thatcher
Dilland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Amsberry	Fettig	Gibbens
Cox	Flom	Lynch

So the bill passed and the title was agreed to.

Mr. Burkhart explained his vote: I see by my record that this bill passed in the House, with 68 votes for and 38 against, in its original form. It takes away the two inspectors. I am not exactly in accord with this bill, but seeing

that half a loaf is better than none, I am willing to vote "aye" on the bill.

Mr. Twete explained his vote: I vote "aye" on this bill and I would also like to have Bertha Palmer's name appear instead of mine.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. A. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Peters moved that the House recess until 1:30 p. m. the following day when it has completed the work under the Eighth Order of Business.

Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota

for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

And the Speaker signed the same in the presence of the House.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mr. and Mrs. H. O. Lyngstad, Rugby; Hon. B. W. Taylor, Stanley; L. A. Washburn, Edgeley; Albert Haut, Gackle; O. B. Stray, Stanley; W. S. Wilkins, Valley City; H. D. Chaffee, Amenia; Geo. E. Brastrup, Courtney; Hon. H. H. Roberts, Tower City; Maurice Warrum, Halliday; Mrs. W. W. Treffry, New Rockford; O. B. Benson, Bottineau; John Bishof, Zealand; C. P. Kjelstrup, Parshall; Mrs. R. E. Hamilton, Dahlen; Hon. R. J. Gardiner, Brockett; Hon. John C. Sherman, Steele; Mrs. M. A. Erickson, Minnewaukan.

Pursuant to Mr. Peters' motion the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FIFTY-SIXTH DAY AFTER RECESS AND  
FIFTY-SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1929.

The House assembled at 1:30 P. M. pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Eighth Order of Business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

And the Speaker signed the same in the presence of the House.

Mr. Cox moved that the House do not concur in the Senate

amendments to House Bill No. 42 and that a new Conference Committee be appointed.

Which motion prevailed and the Speaker appointed on such Conference Committee Messrs. Freeman, Cox and McManus.

Mrs. Craig moved that the House concur in the Senate amendments to House Bill No. 98.

Which motion prevailed.

Mrs. Craig then moved that the rules be suspended and House Bill No. 98 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 81; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Olson, Hettinger
Amsberry	Iverson	Opdahl
Anderson	Jardine	Owings
Anfinson	Johnson, Ward	Peters
Bell	Johnston	Place
Bishop	Kapfer	Plath, John, Cass
Bittner	Kraft	Sax
Boe	Larson	Schultz
Brown	Larvick	Shurr
Burkhart	Lavik	Steen
Burns	Lee	Svingen
Butt	Levin	Swendseid
Carlson	Lindgren	Thatcher
Cox	McColl	Thompson
Craig	McCay	Treffry
Dillard	McDowall	Twete
Dyer	McGauvran	Twichell
Erickson, Kidder	McManus	Van Berkom
Erickson, Benson	Martin	Veitch
Flom	Mau	Wagner
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hanson	Morgan	Westford
Henrickson	Muus	Wilson
Hoffman	Oberg	Worner
Holthusen	Olafson	Young
Horner	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bohnsack	Hamilton	Northridge
Brunsdale	Hausmann	Plath, Wm., Cass
Bubel	Helbling	Pfenning
Carter	Henderson	Rulon
Dickerson	Hermes	Smith
Dolwig	Isaak	Standley
Fettig	Johnson, Traill	Steedsman
Freeman	Keelerleber	Turner
Frojen	Lembcke	Watt
Gibbens		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Johnson, Nelson	Lynch	Wigen
Kneeland		

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

**REPORTS OF STANDING COMMITTEES**

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Have had the same under consideration and recommend that the same be referred to the Committee of the Whole.

F. G. KNEELAND,  
Chairman.

Mr. Kneeland moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "B", have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.



Remarks by Mr. Cox:

Mr. Speaker: One thousand years ago in June of 1930, and only 930 years after Christ, a social and political unrest among the nobility and aristocracy of Western Norway resulted in many families setting their crude boats to the west in search of a new home in a new land of freedom and opportunity. They landed on the bleak shores of Iceland, and soon displaced or absorbed the Celtic monks who had there sought seclusion for religious meditation and prayer.

These Nordic patriarchs and their families soon sought a common protection from the enemy, social and educational advantage, and, very early associated themselves into a governmental group known as the Althing, (al-ting) the first general, national legislative assembly known to history. Thus the Althing is the patriarch of popular legislative bodies, and persists even to this day in substantially its original form. It is this millennial of the Icelandic Congress which will be celebrated in June of 1930. These pioneers of a thousand years ago sought no king. Each was lord of his own estate, and yet, the Althing most jealously guarded the rights of the mass from the dominance of the powerful individual.

History also lays the credit for the integrity of the Norse language to the sequestered sons who thus found liberty of mind and body in the volcanic island of the frozen north. The wild beauty of their new land with its fiery mountains, steaming geysers, tumbling glaciers, and flower decked valleys reflects itself in incomparable sagas and epics of their battles with living foes, destructive volcanos, crushing glaciers, and angry seas. Throughout the Icelandic literature is the tang of the ocean's breath, the flash of the warriors blade, the hush of the falling snow, the charm of the flower decked fjord (fyord) and valley. Little wonder that they defied the storm, the sea, the forest, the sun and the planets. All these seemed to conspire against them and their resolute purpose. They soon found these gods false enough, then the early influence of the Celtic monks with faith in a supreme God and a humane Christ led them to sweeping acceptance of Christianity, which they soon in turn communicated to the old Homeland in Norway.

Thus we have in a tiny government of less than 100,000 souls, the makers of constitutional government, the early masters of international trade, the molders of a classical Norse language and literature, the successful antagonists of internal physical disaster, and the masters of an external barrier of vast seas in an, as yet, uninvaded trade with distant ports and peoples.

Mr. Speaker, it is the rare son of Iceland who does not reflect in his community the superior cultural qualities in literature, language, religion and government which have made the Nordic races famous.

In 1855 a few Icelanders, who had accepted the Mormon

faith came to America and founded a settlement in Utah. In 1870 four young Icelanders came to Milwaukee and settled on Washington Island, Wisconsin, a few more joining them the next spring. This colony still exists, although it has never grown great in numbers. In 1873 about 300 came to America and settled in our own State where they set about the organization of the Icelandic Lutheran Synod of America.

The Committee on Judiciary of which I have the honor to be chairman has directed me to communicate to this legislative body some of the sentiments expressed while Concurrent Resolution "B" was under consideration. I know full well that I have done poor justice to this direction.

Mr. Speaker, I move the adoption of Concurrent Resolution "B".

Mr. Olafson seconded the motion and presented the following communication in conjunction with his remarks.

Reykjavik, 5. February, 1929.

To the Honourable the Governor of the  
State of North Dakota,  
Bismarck, North Dakota.

Honourable Sir:

The presidents of the Legislative Assembly of the Kingdom of Iceland, the Althing hereby take exceptional pleasure in requesting the honour that your Government will kindly and considerately honour an occasion which marks an epoch in the history of our nation, viz. the celebration of the

ONE THOUSANDTH ANNIVERSARY OF THE ALTHINGI

the national parliament of Iceland, by appointing and sending a special representative to take part in this celebration on behalf of the people of the State of North Dakota. This occasion will be celebrated about the end of June, 1930, at Lingvellir, its ancient meeting place. The festivities, a program of which will be forwarded to you later, will probably last three days. All information you may require in connection therewith, we shall be pleased to supply.

Iceland was colonized during the Viking Age; and when the country had become fully settled, these independent colonists established here a republic in 930, at the same time providing for a general assembly for the whole country, the Althing, which possessed both legislative and judicial powers. From 930 onwards the Althing assembled at Lingvellir, when its meetings were temporarily suspended; but they were soon resumed in Reykjavik, the capital of Iceland, where the Althing has met ever since.

While this Invitation has been extended to the American Nation at large through its most honoured representative in

the Council of the Nations, His Excellency, the President of the United States of America, we feel it incumbent upon us as a most agreeable duty to extend this Invitation to you as the chief executive of the Government and the citizens of your State, realizing as we do, that so many sons and daughters of our nation have found a permanent home within the boundaries of your State and assumed an active and influential part affecting the general welfare and legislation of your Commonwealth.

Trusting that you may see fit to honour the occasion by acceding to our request as above stated,

We Beg to remain,  
Honourable Sir,  
Yours Most Respectfully.

ASG. ASGEIRSON,  
The President of the Alpingi.

JON BALDVINSON,  
The President of the Upper House

BENDEDIKL SVEINASON,  
The President of the  
Lower House

Kindly address all correspondence to the Skrifstofa Alpingis, Reykjavik.

The question being upon the motion by Mr. Cox the question was put and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 7, strike out the comma, and insert a semicolon and the following, "provided, that if the business of such partners or associates is in charge of a manager or agent, the summons must be served on such manager or agent, but in case the sheriff shall make return that no such member, manager, or agent can be found, then such service may be made by leaving a copy of the summons in any office of such partners or associates in said state with the person in charge of such office."

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Have had the same under consideration and recommend that the same be amended as follows:

Section 769a2, line 7, strike out the words, "except that in the" and insert in lieu thereof the words, "in such manner that the judges in each judicial district may have a circuit within their district and so that no judge shall, without permission of the Supreme Court, for good cause shown, hold two consecutive jury terms of court in any county in his district, except in the counties of Cass and Burleigh; and in said"

GORDON V. COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Have had the same under consideration and recommend that the same be amended as follows:

Add after line 10 the following:

"Section 2. This Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. RULON,  
Chairman.

Mr. Rulon moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: A Majority of your Committee on Insurance to whom was referred:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title of the bill to read as follows:

"An Act to amend and re-enact Sections 189b1, 189b5, 189b9, 189b11, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29, and 189b30 of the Supplement to the Compiled Laws of 1913 relating to State Hail Insurance."

Strike out Section 1 of the engrossed bill and insert in lieu thereof the following:

("Section 1. Amendment). Sections 189b1, 189b5, 189b9, 189b11, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the Compiled Laws of 1913 are hereby amended and re-enacted to read as follows:

Section 189b1. DEFINITIONS). The term "cropped land" when used in this act shall mean all lands actually in such crop or intended to be planted to crop. The term "year" whenever used in this Act shall mean the calendar year."

Amend Section 189b5 to read as follows:

("Section 189b5. CROPS INSURED). The crops insured under this act shall consist of all crops grown on cultivated lands listed as actually cropped, subject to and paying the taxes herein specified or which are insured according to Section 189b25 of this act. Provided that no indemnity shall be allowed or paid for damage to any crop after it is cut, nor shall any indemnity be allowed for loss that occurs after the 15th day of September of any year except that flax shall be considered insured up to and including September 25th if not cut before such time, nor shall indemnity be allowed for loss occurring before the 1st day of June on winter rye and winter wheat, nor before the 10th day of June on other crops. Provided, further, that where for some reason crops have been abandoned there shall be no indemnity allowed for loss claimed thereon. Provided, that in counties which are "excepted counties" as defined in Section 9 of this Act, no insurance upon any crop shall take effect until application has been made therefor; provided that it shall be the duty of the assessor to show on the crop listing affidavit, in the space provided therefor, the number of acres

and the kind of crop affected in the manner and form as above, provided no diagramming of such crops shall be considered necessary."

"Section 189b9. DUTY OF ASSESSOR). It shall be the duty of every county, township or district assessor in his respective district at the time of listing property for assessment to return the number of acres in crop or intended to be put into crop upon every description within his district for each year, together with the name of the person in whose name the land is taxed, as well as that of the tenant having a direct interest in such crop. The assessor shall also, if possible, note upon a diagram on the crop listing blank the location of such lands in crop or intended to be planted or sowed to crop during such year, and shall return and file same with the county auditor of his county on or before the first day of June in each year. In case the number of acres in crop as shown in the crop listing affidavit in the column provided for showing such cropped lands does not correspond with the acreage shown on the diagram on the face of the crop listing blank, the number of acres as shown in the cropped land column shall govern. Provided, further, that where the cropped land column is blank, it shall be considered that no insurance is carried and no claims for indemnity on same shall be allowed. Such assessor in addition to compensation allowed by law shall receive the sum of fifteen dollars for each full township of thirty-six sections, or at the rate of seven cents per hundred acres or fractions thereof listed.

Provided, that in "excepted counties" as defined herein, assessors shall be pail a fee of twenty-five cents for each application for hail insurance returned by him, but such compensation shall not exceed 50 per cent of the compensation allowable to assessors in other than "excepted counties". Such compensation shall be paid out of the Hail Insurance Fund on vouchers issued by the Commissioner of Insurance and approved by the State Auditing Board, provided that warrants in payment of such listing of land and making such applications shall not be issued before the County Auditor shall have filed with the Hail Insurance Department a certified statement that such assessor has listed every tract in his township or district.

Provided, however, that in any county where an average of 75 per cent or more of the land returned by the assessors as in crop, or to be sown to crop, has been withdrawn for the year 1927, 1928 and 1929, the assessors shall not make return of land in crop or to be sown to crop, except that upon request of land owners or tenants he shall take applications for indemnity hail insurance of crops growing or to be grown upon land otherwise eligible, for which such land owner or tenant, may make application, and which application shall be signed in triplicate by the party requesting such insurance and attested by the assessor, whereupon such lands shall be listed and diagrammed on the crop listing affidavit and returned as herein provided, together with the original and

one duplicate copy of such application, the remaining duplicate copy to be re-delivered to the applicant.

Such application shall show not only the total acreage but also the kinds of crops, and it shall be the duty of the assessor to solicit every farmer or owner of crops to insure his crop with the State Hail Insurance Department. Such county shall be known as an "excepted county" until the land so listed for insurance upon application as aforesaid, shall for one year exceed 25 per cent of the average acreage of land returned as in crop or to be sown to crop during the three preceding years when it shall cease to be an "excepted county" and shall no longer be subject to this proviso.

Provided, further, that in any such reinstated county, should the lands withdrawn in any subsequent three consecutive years exceed 75 per cent of the lands listed as in crop or to be sown to crop as returned by the assessor for such years, then and in that case such county shall again be classified as an "excepted county."

Provided, that anyone listing and insuring crops with the assessor or county auditor in "excepted counties" shall have all of the privileges of withdrawal and reinstatement accorded to those whose lands are listed and insured in other counties. Provided, further, that in such "excepted counties" in cases of rented lands where the tenant makes application for hail insurance, such application must be countersigned by the owner of said land or his agent.

It shall be the duty of the Insurance Commissioner each year, before the 15th day of February, to notify the auditors of the several counties whether their respective counties are "excepted counties" or otherwise, and the auditor shall thereupon cause notice of that fact to be published in the official paper once a week for four consecutive weeks and shall notify the assessors in his county thereof."

Amend Section 189b11 to read as follows:

"Section 189b11. CROP AFFIDAVIT). Every owner or his agent, or tenant or his agent, of any land subject to the provisions of this Act shall make affidavit that the land so insured is actually cultivated and in crop or intended to be cultivated and put into crop. Such affidavit shall contain a legal description of the land, together with the numbers of acres claimed as crop land and in case of any loss by hail such owner and tenant shall be bound by said affidavit as to the number of acres cropped. Such affidavit shall be made in triplicate and shall be sworn to before the assessor. The assessor shall file the original and one duplicate of such affidavit with the county auditor on or before the 1st day of June of each year, and a copy of such affidavit shall be left with the maker and shall constitute his policy of insurance. If the owner or tenant, or their agents, be absent or refuses or neglects to furnish such affidavit, the assessor shall certify the number of acres cropped, the description of said lands, and the name of the owner and tenant, if any, and file



the same with the county auditor, and such owner and tenant shall be bound by such certificates as to the facts so certified. Provided that if any assessor shall neglect to list such lands or shall list it improperly any such owner or tenant or their respective agents, may list such land with the county auditor prior to June 10th of any year by making affidavits as above provided, the originals of such affidavits to be filed by the county auditor with the Hail Insurance Department immediately. Any assessor who shall fail or neglect to list any land in the township or district in which he is assessor, as provided in this section, shall be guilty of a misdemeanor. Provided, that the Hail Insurance Department shall be liable for loss only on lands listed as provided in this Act.

Provided, however, in counties defined as "excepted counties" by Section 9 of this Act, the requirements of this section shall be limited to cases in which application is made for indemnity hail insurance as in said section provided for.

Provided, further: in "excepted counties" any land owner or tenant who fails to make application for insurance to the assessor prior to June 1st of each year, or whose application therefor has for any reason been improperly made or returned, may make application for such insurance to the county auditor at any time up to and including July 25th in event he shall make and file with such auditor his affidavit that such crops have not been damaged or destroyed by hail prior to that time, and such application shall have the same effect as an application made to the assessor as hereinbefore provided, but no insurance so applied for shall take effect until twenty-four hours after the receipt and filing of such application with the County Auditor."

C. VERNON FREEMAN,  
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: A minority of your Committee, on Insurance to whom was referred:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same be amended as follows:

Beginning with line 1 on page 2 of the engrossed bill strike out everything down to Section 189b9.

C. N. LEE,  
H. F. BUTT,  
EINAR TWETE,  
MABEL C. LINDGREN,  
C. O. SVINGEN,  
OLAF DILLAND,  
L. H. STEEN.

Mr. Freeman moved that Senate Bill No. 58 be placed in General Orders.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 98.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 42 and has appointed as a Conference Committee, Representatives Freeman, Cox and McManus.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Mr. M. J. Olson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

## FIFTY-SEVENTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

## ROLL CALL

All members present.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fourth Day After Recess and Fifty-sixth Day and recommend that the same be corrected as follows:

Page 24, line 6, strike out the word "House" and insert in lieu thereof "Senate".

Page 25, line 34, strike out "Brunsdale" and insert in lieu thereof "Burkhart."

Page 31, show Dickerson voting in negative on Senate Bill No. 143 and correct vote totals to so correspond.

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

To the Members of the Twenty-First Legislative Assembly, of the State of North Dakota:

In compliance with the provisions of the Statute I herewith transmit the Fourteenth Biennial Report of the Board of Pardons of the State of North Dakota, covering the period from January 1, 1927 to and including December 31, 1928.

Very truly yours,  
WALTER MADDOCK,  
Governor of the State of North Dakota,  
Ex-Officio Chairman of the Board of Pardons.

Attest:

CHRISSIE BUDGE,  
Secretary of the Board.

(SEAL)

## REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title in the engrossed bill, after the word "Act", strike out the words "appropriating "210,000.00 for", and insert in lieu thereof the word "authorizing".

In the third line of the title in the engrossed bill, after the word "College", strike out the period and insert in lieu thereof a comma and the words, "and providing an appropriation therefor".

After the enacting clause in the engrossed bill, strike out all of the remainder of the engrossed bill and insert in lieu thereof the following section:

Section 1. There is hereby authorized the construction, including all connections, of a combined physical education building and auditorium, at the Agricultural College, at a total cost of not to exceed the sum of Two Hundred Ten Thousand Dollars (\$210,000), of which amount the sum of One Hundred Twenty-Five Thousand Dollars (\$125,000), is hereby appropriated to be available during the biennium ending June 30th, 1921, and Eighty-Five Thousand (\$85,000.00) is hereby appropriated to be available during the year beginning July 1st, 1931, and ending June 30th, 1932.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill in line 3 of Section 1, strike out the figures "\$1,235,107.60" and insert in lieu thereof the figures "\$1,215,592.60."

In the engrossed bill, under the division entitled "MISCELLANEOUS", strike out all of item 4, all of item 5, and all of item 6.

In the engrossed bill, under the division entitled "TOTAL FOR ALL PURPOSES", which is the last line of the engrossed bill, strike out the figures "\$1,235,107.60" and insert in lieu thereof the figures "\$1,215,592.60."

D. L. PETERS,  
Chairman.

The committee on Appropriations made the following report:

Mr. Speaker: Your committee on Appropriations to whom was referred:

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill under the division entitled "SPECIAL PROJECTS" insert after item 2, item 3: "For Eradication of Barberry.....\$5,000.00."

In the engrossed bill under the division entitled "NEW BUILDINGS" strike out all of item 1.

D. L. PETERS,  
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, strike out all of Section 1 and insert in lieu thereof the following:

Section 1. APPROPRIATION, METHOD OF EXPENDITURE. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum

of Ten Thousand Dollars, (\$10,000) or so much thereof as may be necessary to the Children's Welfare Bureau, and by its director apportioned equally between the Maternity Home, now licensed in this state, and receiving no state aid, and the Orphanage for destitute children, now licensed in the state and receiving no state aid, in equal amounts and to be paid to said institutions as follows:

To the Maternity Home shall be paid the sum of Fifteen Dollars per month toward the support and maintenance of each poor and indigent unmarried expectant mother, or mother, and Ten Dollars per month toward the support and maintenance of each poor and indigent infant or child during the time their age or physical condition necessitates their being charges in said Maternity Home, as determined by the Superintendent or Superior in charge, providing, in no case shall a mother and her child receive an allowance from the appropriation at the same time; and to said Orphanage shall be paid the sum of Ten Dollars per month toward the support and maintenance of each poor and indigent infant or child while their age or physical condition necessitates their remaining as charges in said Orphanage, as determined by the Superintendent or Superior in charge.

In Section 2 of the engrossed bill, strike out the words "North Dakota House of Mercy" and insert in lieu thereof "said Maternity Home" and strike out "St. John's" and insert the word "said" between the words "and" and "Orphanage".

In Section 3 of the engrossed bill strike out the words "North Dakota House of Mercy" and insert in lieu thereof "Said Maternity Home", and strike out the words "St. John's".

D. L. PETERS,  
Chairman.

The Committee on Enrollment and Engrossment made the following report:

**Mr. Speaker:** Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your conference committee on House Bill No. 26 beg leave to report that the House concurs in the Senate amendments in lines 8 and 17.

The Conference Committee recommends further amending the bill by striking out all of line 10½ and insert the following in lieu thereof:

"10½ Bookkeeper and Mailing Clerk, one-half time, \$1200."

For the Senate:

P. T. KRETSCHMAR,  
O. H. OLSON,  
JOHN VAN ARNAM.

For the House:

J. K. OLAFSON,  
KARL H. BRUNSDALE,  
E. E. IVERSON.

Mr. Twichell moved that the report be re-referred to the Conference Committee for corrections.

Which motion prevailed.

The Conference Committee on House Bill No. 213 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 213, have had the same under consideration and recommend that it be amended as follows:

In line 2 of the title, strike out the word "for".



In line 2 of Section 1, strike out the words "North Dakota for".

For the Senate:

J. P. CAIN,  
F. P. CONRATH,  
WALTER BOND.

For the House:

MINNIE D. CRAIG,  
C. O. SVINGEN,  
J. E. MAU,

Mrs. Craig moved that the report of the committee be adopted, which motion prevailed and the report was adopted.

Mrs. Craig moved that the rules be suspended and House Bill No. 213 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 213.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 108; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.

Aljets  
Amsberry  
Anderson  
Anfinson  
Bishop  
Bittner

Messrs.

Henrickson  
Hermes  
Hoffman  
Holthusen  
Indergaard  
Isaak

Messrs.

Oberg  
Olafson  
Olson, Burleigh  
Olson, Hettinger  
Opdahl  
Owings

Messrs.	Messrs.	Messrs.
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnston	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Schultz
Burns	Kapfer	Shurr
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lavik	Swendseid
Dilland	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Turner
Erickson, Benson	Lynch	Twete
Fettig	McCcoll	Twichell
Flom	McCay	Van Berkorn
Freeman	McDowall	Veitch
Frojen	McGauvran	Wagner
Gibbens	McManus	Watt
Gilchrist	Martin	Wedel
Halcrow	Mau	Wentz
Hamilton	Miller	Westford
Hanson	Montgomery	Wilson
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson	Northridge	Worner

Those voting in the negative were:

Messrs.	Messrs.
Peters	Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bell	Horner	Wigen

So the bill passed and the title was agreed to.

Mr. Peters moved that the Senate be requested to return Senate Bill No. 116 to the House.

Which motion prevailed.

Mr. Twichell moved that a joint session of the House and Senate be made a special order for four o'clock of this Legislative day: such joint session being for the purpose of permitting of the presentation to the Governor, President of the Senate, the Speaker of the House, and the State Historical Society, of gavels made from the timber of the long sunken steamboat, first to ply upon the waters of Devils Lake.

Which motion prevailed.

Concurrent Resolution "T" was read from the desk.

Mr. Jardine moved that Senate Resolution "I" be referred to the proper committee.

Which motion prevailed and the resolution was referred to the Committee on Federal Relations.

Mr. Opdahl moved that the House do not concur in the Senate amendments to House Bill No. 179 and that a new conference committee be appointed.

Mr. Bishop moved as a substitute motion that further consideration of House Bill No. 179 be laid on the table.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion by Mr. Bishop, the roll was called, and there were ayes 68; nays, 43; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Place
Amsberry	Henderson	Plath, Wm., Cass
Bell	Hoffman	Rulon
Bishop	Horner	Schultz
Boe	Isaak	Smith
Bohnsack	Iverson	Standley
Brown	Johnson, Ward	Steedsman
Bubel	Johnston	Steen
Burns	Kapfer	Svingen
Butt	Kneeland	Swendseid
Carter	Lee	Thompson
Cox	Lembcke	Twichell
Dickerson	Lindgren	Van Berkorn
Dolwig	Lynch	Veitch
Dyer	McCay	Wagner
Fettig	Martin	Watt
Frojen	Montgomery	Wedel
Gibbens	Muus	Wentz
Gilchrist	Northridge	Westford
Halcrow	Oberg	Wilson
Hamilton	Olafson	Worner
Hanson	Olson, Burleigh	Mr. Speaker
Hausmann	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Indergaard	Miller
Anfinson	Jardine	Morgan
Bittner	Johnson, Nelson	Olson, Hettinger
Brunsdale	Johnson, Traill	Opdahl
Burkhart	Kraft	Owings
Carlson	Larson	Plath, John, Cass
Craig	Larvick	Pfenning

Messrs.	Messrs.	Messrs.
Dilland	Lavik	Sax
Erickson, Kidder	Levin	Shurr
Erickson, Benson	McColl	Thatcher
Flom	McDowall	Treffry
Freeman	McGauvran	Turner
Henrickson	McManus	Twete
Hermes	Mau	Young
Holthusen		

Absent and not voting:

Messrs.	Messrs.
Keierleber	Wigen

So the motion prevailed.

Mr. Standley requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Standley then moved that the vote by which Senate Bill No. 61 failed of passage be reconsidered.

Which motion prevailed.

Mr. Twichell moved that Senate Bill No. 61 be placed at the head of the calendar.

Which motion prevailed.

A return was made to the Seventh Order of Business.

Mr. Peters presented a resolution and moved that the same be printed in the Journal.

Which motion prevailed.

#### RESOLUTION ADOPTED BY THE COMMITTEE ON APPROPRIATIONS

Whereas, this legislative assembly has appropriated monies for the support and maintenance of indigent, expectant mothers and indigent children in certain private institutions operating under the laws of this state; and

Whereas, all such institutions are operating under the supervision of the Board of Administration, and must be licensed by such board; and such board has authority to make reasonable rules and regulations for their conduct; and

Whereas, it seems highly desirable that future legislative assemblies should be informed as fully as possible of the work of such institutions, their financial condition and the reasons which make state aid essential—all to the end that the legislative assembly may be in position to act honestly,

fairly and intelligently upon future requests for appropriations for similar purposes:

Now, Therefore, Be It Resolved that the Board of Administration be and they hereby are required to provide regulations whereby any such private institution receiving any part of a state appropriation for the support of indigent, expectant mothers, or indigent children, or both, at the time of presenting a voucher to the state auditing board for compensation also file a duplicate of such voucher with the executive officer (Director of Children's Bureau) employed by the Board of Administration to carry out the purposes of the various laws enacted by the legislative assembly in 1923, relating to Child Welfare; also, that there be attached to such duplicate voucher, a report stating:

1. The reasons why the case falls within the provisions of the particular act under which payment is sought.
2. What financial assistance, if any, is received from other sources, and what if any such assistance may be expected in the future.
3. The name and address of the person, or persons, legally responsible for the support of the expectant mother or child, and reasons why the expectant mother or child is not being supported by such person or persons.
4. The probable duration of time such expectant mother or child will be under the care of such institution, and a proper subject for aid under the provisions of the act, under which payment is asked.

That the State Board of Administration further require each and all of such institutions to prepare and file with the Director of the Children's Bureau, not later than August 1st, of each year an annual report for the fiscal year ending June 30th, showing:

1. The assets and liabilities of such institution.
2. A detailed statement of its income and outgo during the fiscal year.
3. Its anticipated income and outgo for the ensuing fiscal year.
4. A statement of the work performed—giving such particulars as will enable one examining it to understand as far as possible the scope of the work performed during the year.
5. A statement of the urgent needs of the institution.

That the report submitted in even numbered years in addition to the foregoing, also, contain a statement of the amount

of state aid requested, and the reasons why such aid should be given.

D. L. PETERS,  
Chairman.

### THIRD READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 61; nays, 51; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger
Bittner	Horner	Peters
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Johnson, Ward	Rulon
Burns	Johnston	Smith
Carter	Kneeland	Standley
Cox	Larvick	Steedsman
Dolwig	Lynch	Thompson
Fettig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	Mau	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Worner
Helbling	Olafson	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Oberg
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Butt	Kraft	Shurr
Carlson	Larson	Steen
Craig	Lavik	Svingen

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	McColl	Van Berkorn
Gilchrist	McCay	Wagner
Hanson	McManus	Wilson
Henrickson	Martin	Young

Absent and not voting:

**Messrs.**  
Wigen

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Freeman moved that the vote by which Senate Bill No. 61 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 97; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Burleigh
Anderson	Horner	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Bell	Isaak	Peters
Bishop	Jardine	Place
Bittner	Johnson, Trail	Plath, John, Cass
Boe	Johnson, Ward	Plath, Wm., Cass
Bohnsack	Johnston	Pfenning
Brown	Kraft	Rulon
Brunsdale	Keierleber	Sax
Bubel	Kneeland	Schultz
Burkhart	Kapfer	Shurr
Burns	Larson	Smith
Butt	Larvick	Standley
Cox	Lavik	Steen
Craig	Lembcke	Svingen

Messrs.	Messrs.	Messrs.
Dilland	Levin	Swendseid
Dolwig	Lindgren	Thatcher
Dyer	Lynch	Thompson
Erickson, Kidder	McColl	Treffry
Erickson, Benson	McCay	Turner
Fettig	McDowall	Twichell
Flom	McManus	Veitch
Freeman	Martin	Wagner
Halcrow	Mau	Watt
Hamilton	Miller	Wentz
Hanson	Montgomery	Westford
Hausmann	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Frojen	Owings	Van Berkom
Gibbens	Steedsman	Wedel
Gilchrist	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Iverson	McGauvran
Carter	Johnson, Nelson	Wigen
Dickerson	Lee	

So the bill passed and the title was agreed to.

A return was made to the Eighth Order of Business.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

And the Speaker signed the same in the presence of the House.



Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 73; nays, 29; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Morgan
Anderson	Helbling	Muus
Anfinson	Henderson	Northridge
Bell	Hermes	Oberg
Bishop	Hoffman	Olafson
Bittner	Isaak	Olson, Burleigh
Boe	Jardine	Olson, Hettinger
Bohnsack	Johnson, Traill	Peters
Brown	Johnson, Nelson	Plath, John, Cass
Bubel	Johnson, Ward	Plath, Wm., Cass
Burns	Johnston	Pfenning
Butt	Kapfer	Rulon
Carlson	Kelerleber	Smith
Cox	Kneeland	Standley
Dolwig	Kraft	Steedsman
Dyer	Larvick	Thompson
Fettig	Lavik	Turner
Flom	Lynch	Twichell
Freeman	McDowall	Veitch
Frojen	McManus	Watt
Gibbens	Martin	Wentz
Gilchrist	Mau	Westford
Halcrow	Miller	Wilson
Hamilton	Montgomery	Mr. Speaker
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Larson	Shurr
Carter	Lembcke	Thatcher
Craig	Levin	Treffry
Dilland	Lindgren	Twete
Erickson, Benson	McCull	Van Berkorn
Henrickson	McCay	Wagner
Holthusen	Owings	Wedel
Horner	Place	Worner
Indergaard	Sax	Young
Iverson	Schultz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lee	Svingen
Burkhart	McGauvran	Swendseid

Messrs.	Messrs.	Messrs.
Dickerson	Opdahl	Wigen
Erickson, Kidder	Steen	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: The House requests the return of Senate Bill No. 116.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota.  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of

Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 96 and the President has appointed as a Conference Committee, Senators Peck, C. J. Olson and Porter.

Also that the Senate has concurred in the House amendments to Senate Bills Nos. 154, 70 and 149.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board

of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Twichell moved that the House do now recess for five minutes.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

Pursuant to Mr. Twichells motion the Senate and House convened in joint session at 4:30, p. m.

The Speaker recognized Senator Hyland.

Senator Hyland:

Mr. Speaker, Governor, Lieutenant Governor and Members of the House and Senate. We have living at Devils Lake a man that is now approaching his 94th year. He came to that country almost fifty years ago and since then, and continuously, has been one of our very best citizens. Mr. Speaker, that venerated old gentleman and the city officials of Devils Lake have got together and prepared a little present for you gentlemen on the platform. In money value it is of little worth, but if one of these presents were made to me I would not take any amount of property or money for it. They have prepared a little letter and with your permission I will read it.

Devils Lake, North Dakota,  
March 2, 1929.

Hon. George F. Shafer,  
Governor, North Dakota,  
Bismarck, North Dakota.

Hon. John W. Carr,  
Lieutenant Governor,  
Bismarck, North Dakota.

Hon. Edwin Traynor,  
Speaker of the House of Representatives,  
Bismarck, North Dakota.

Hon. Louis F. Crawford,  
State Historian,  
Bismarck, North Dakota.

Dear Sir:

The City of Devils Lake takes pleasure in joining with its most venerated and esteemed citizen, Captain Edward Edson

Heerman, in presenting to each of you a gavel which was made from the rudder of the Steamer "Minnie H", the first and largest passenger and freight boat to ply the waters of any of North Dakota's beautiful lakes.

The Steamer "Minnie H" of 200 tons burden was constructed under the careful supervision of Captain Heerman in 1882, before the railroad had reached the City of Devils Lake. Thirteen car loads of material were hauled overland from Larimore to Devils Lake for the purpose of constructing this boat, which was completed in time to make its maiden trip, with over four hundred passengers aboard, on the day that the first train reached Devils Lake, which was July 4, 1882.

As the waters of Devils Lake receded year after year, navigation became more and more difficult until finally it was necessary to beach the steamer at a point four miles from its original docking place in the City of Devils Lake. There it rested, high and dry, for many years until it was dismantled and partially taken apart.

When the Steamer was dismantled in 1909, the original rudder was preserved, as it was Captain Heerman's hope that he would have the opportunity of presenting a gavel made from the rudder of this sturdy Steamer to the first native born citizen elected to the position of Governor. Realizing that the Speaker of the House was also a native of the State and that the Lieutenant Governor came to the State at a very early age and received all of his education and training in the State, it was also the desire of Captain Heerman to have each of you gentlemen share in the gift with the Governor. It was my thought that it would be fitting and proper to have a like remembrance placed in the keeping of the State Historian, therefore, gentlemen, on behalf of Captain Heerman and every resident of the City of Devils Lake, I take pleasure in presenting each of you with this gavel made from the rudder of the good ship "Minnie H".

Though the "Minnie H" can never be rebuilt so as to navigate the waters of Devils Lake again, Captain Heerman, with thousands of other citizens of the State, hope to see the lake restored to its former size and beauty and on their behalf I wish to extend to the Nineteenth, Twentieth and Twenty-first Legislative Assembly our thanks for the assistance you gave in the appropriation for the Missouri River diversion survey.

The citizens of Devils Lake and vicinity join with Captain Heerman in wishing that these gavels, which were made from the rudder, which guided the Steamer "Minnie H" for over a quarter of a century without a mishap may witness as smooth a voyage of the "Ship of State" under your guidance as were the voyages of the "Minnie H" under the strong guiding hand of its worthy Captain.

Very sincerely yours,  
A. V. Haig, Mayor,  
City of Devils Lake, North Dakota.

Governor Shafer:

Senator Hyland, and members of this joint session: I esteem it a very high honor indeed to be the recipient of this splendid gift that now takes the form of a gavel. To me, this gavel, coming as it does, from a portion of an oak tree, reared in the soil of North Dakota spells and prophesies the spirit of endurance. This gavel, as I take it, prophesies first the enduring character of North Dakota products. The tree from which this material was taken no doubt took root in the soil of North Dakota many hundreds of years ago. Slowly through the generations and centuries of time this tree sprouted and grew and furnished this material, which in the course of time found its way into the rudder of one of North Dakota's relics, now the steamboat that once plied upon Devils Lake. In its service as part of the rudder of this steamboat it served a noble purpose. In the course of time this purpose was no longer serviceable to the people of North Dakota. Now it becomes a sort of memento, a sort of memorial, taking its place among the more enduring achievements that are creditable to North Dakota's people.

I think it is eminently fitting that the distinguished gentleman, Captain Heerman who has lived to see nearly one hundred years of lifetime, most of which has been spent in North Dakota, might have had the privilege of turning his constructive genius to turning the material that was once the rudder of his boat into the memento such as this, to be given to me and to the people, for generations to come.

On behalf of myself and the other officers here and the people of the state of North Dakota who are permitted to speak through the governor's office, I thank you Captain Heerman, the mayor of Devils Lake, and the boys of the School for the Deaf for the splendid contribution of North Dakota's progress.

Lieutenant Governor Carr:

Mr. Speaker, Senator Hyland: In accepting this gift I do so with considerable feeling. It is one that I will long treasure as something to remember the session and the occasion by, and I will ask Senator Hyland to convey to Captain Heerman and the people of Devils Lake my appreciation of the gift.

Mr. Crawford:

Senator Hyland, and the Members of the Legislative Assembly: It has been said that 'man shall not live by bread alone.' We live in sentiment and the older we become the greater influence that sentiment has upon us. The governor has accepted his gavel for himself and the other members have accepted gavels for themselves. I am here to receive this gavel for you, the members of both houses of the Legislative Assembly, for the visitors here present, and for the 650,000 citizens of the State of North Dakota and for the

80,000 visitors that come into the museum annually to see our exhibits. As the years go on, the number to come there will increase. It shall be our purpose to preserve this memento for all time to come. It will connect us not with the present but with generations that have gone and with almost a century of the life of this grand old man of the State of North Dakota, who lives in Devils Lake, a man whose history is worth much to everyone who knows anything of him and his achievements, and on behalf of these whom I mention I receive this gift. I thank you.

Speaker Traynor:

I had hoped that it wouldn't be necessary for me to talk, but the Lieutenant Governor said, "You haven't made your little speech yet," so I must say a few words. However, I feel as the other recipients of the gavel have felt—very grateful to be the recipient of one of these gavels.

It has never been my privilege to know Captain Heerman personally, but I have seen him occasionally during the last thirty-five years. I can remember in the early days of the history of our lake region when many times I have seen the Minnie H plowing through the waters of Devils Lake and it was one of the wonderments to my childish mind. The Minnie H and her captain, for years have contributed a good deal to the history of the lake region. When it was built it plowed back and forth from Devils Lake to Fort Totten, Minnewaukan and was the principal means by which freight was carried from Devils Lake to the Fort for many years. Captain Heerman is beloved by all those who know his sturdy qualities, that know that in character he is as sturdy as the oak from which this gavel was made, and I surely prize this gavel a great deal, because I feel that as time goes on and the history of our lake region is written that the part Captain Heerman with his Minnie H played in the development of the region will stand out as a final, lasting one in history.

### THIRD READING OF SENATE BILLS

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.  
Aljets  
Amsberry

Messrs.  
Henrickson  
Hermes

Messrs.  
Olafson  
Olson, Burleigh



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Hoffman	Olson, Hettinger
Anfinson	Holthusen	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Peters
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Sax
Burkhart	Kapfer	Schultz
Burns	Keierleber	Shurr
Butt	Kneeland	Smith
Carlson	Kraft	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Svingen
Dilland	Lee	Swendseid
Dickerson	Lembeke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Erickson, Benson	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson	Oberg	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Horner	Twete	Wigen

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within

the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Muus
Amsberry	Hoffman	Northridge
Anderson	Holthusen	Oberg
Anfinson	Horner	Olafson
Bell	Isaak	Olson, Burleigh
Bishop	Iverson	Olson, Hettinger
Bittner	Jardine	Peters
Boe	Johnston	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Brunsdale	Kapfer	Rulon
Bubel	Keierleber	Schultz
Burkhart	Kneeland	Shurr
Burns	Kraft	Smith
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Carter	Lee	Swendseid
Cox	Lembeke	Thatcher
Dickerson	Levin	Thompson
Dilland	Lindgren	Turner
Dolwig	Lynch	Twichell
Fettig	McCull	Van Berkum
Flom	McCay	Veitch
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wilson
Hausmann	Montgomery	Worner
Helbling	Morgan	Mr. Speaker
Henderson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Henrickson	Place
Dyer	Indergaard	Sax
Erickson, Kidder	Larson	Steen
Erickson, Benson	Opdahl	Treffry
Hanson	Owings	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Johnson, Ward	Twete	Wigen
Svingen		

So the bill passed and the title was agreed to.

Mr. Jardine moved that the vote by which Senate Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Cox moved that Senate Bill No. 190 be placed in General Orders.

Which motion prevailed.

Mr. Freeman moved that action on Senate Bill No. 164 be deferred until Senate Bill No. 163 was reported out of General Orders.

Which motion prevailed.

Mr. Burkhart moved that the House concur in the Senate amendments to House Bill No. 161.

Which motion prevailed.

Mr. Burkhart then moved that the rules be suspended and House Bill No. 161 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnston	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Traill	Pfenning
Burkhart	Johnson, Ward	Rulon
Burns	Kapfer	Sax
Butt	Keierleber	Schultz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carlson	Kneeland	Shurr
Carter	Kraft	Smith
Cox	Larson	Standley
Craig	Larvick	Steedsman
Dickerson	Lavik	Steen
Dilland	Lee	Swendseid
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Fettig	McCoy	Twichell
Flom	McCay	Van Berkorn
Freeman	McDowall	Wagner
Frojen	McGauvran	Watt
Gibbens	McManus	Wedel
Gilchrist	Martin	Wentz
Halcrow	Mau	Westford
Hamilton	Miller	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Northridge	Mr. Speaker
Henrickson		

Those voting in the negative were:

**Messrs.**  
Bubel

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Henderson	Svingen	Veitch
Muus	Twete	Wigen

So the bill passed and the title was agreed to.

Mr. Peters moved that the vote by which Senate Bill No. 116 was indefinitely postponed be reconsidered.

Which motion was lost.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. Peters, the roll was called and there were ayes, 59; nays, 51; absent and not voting, 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Johnston	Peters
Bell	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Rulon
Brunsdale	Kneeland	Sax

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burns	Larvick	Smith
Butt	Larson	Standley
Carter	Lindgren	Steedsman
Cox	Lynch	Thatcher
Dickerson	McDowall	Thompson
Flom	Martin	Treffry
Freeman	Mau	Twichell
Erickson, Kidder	Miller	Veitch
Halcrow	Montgomery	Watt
Henderson	Morgan	Wedel
Hoffman	Muus	Wentz
Holthusen	Northridge	Westford
Horner	Olafson	Young
Indergaard	Olson, Burleigh	Mr. Speaker
Jardine	Olson, Hettinger	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Gilchrist	McCay
Anderson	Hamilton	McGauvran
Anfinson	Hanson	McManus
Bishop	Hausmann	Opdahl
Bittner	Helbling	Owings
Brown	Henrickson	Place
Bubel	Hermes	Pfenning
Burkhart	Isaak	Schultz
Carlson	Iverson	Shurr
Craig	Kapfer	Steen
Dilland	Keierleber	Swendseid
Dolwig	Kraft	Turner
Dyer	Lavik	Twete
Erickson, Benson	Lee	Van Berkom
Fettig	Lembcke	Wagner
Frojen	Levin	Wilson
Gibbens	McColl	Worner

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Oberg	Svingen	Wigen

So the motion was declared lost.

Mr. Twichell moved for a reconsideration of the vote by which Senate Bill No. 228 was passed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. Twichell, the roll was called, and there were ayes, 65; nays, 46; absent and not voting, 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Bittner	Horner	Peters
Boe	Holthusen	Plath, John, Cass
Bohnsack	Indergaard	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Ward	Standley
Cox	Johnston	Steedsman
Dickerson	Kneeland	Thompson
Dolwig	Larvick	Turner
Fettig	Lynch	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	Mau	Wentz
Gibbens	Miller	Wedel
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ajets	Isaak	Oberg
Amsberry	Iverson	Opdahl
Anderson	Kapfer	Owings
Anfinson	Keierleber	Place
Bubel	Kraft	Sax
Burkhart	Larson	Schultz
Butt	Lavik	Shurr
Carlson	Lee	Steen
Craig	Lembeke	Swendseid
Dillard	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Kidder	McCoy	Twete
Erickson, Benson	McCay	Van Berkom
Gilchrist	McManus	Wagner
Hanson	Martin	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.
Svingen	Wigen

So the motion was declared lost.

A return was made to the Fifth Order of Business.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee on House Bill No. 26 beg leave to report that the House concurs in the Senate amendments in lines 8 and 17.

The Conference Committee recommends further amending

the bill by striking out all of line 10½ and insert the following in lieu thereof:

"10½ Bookkeeper and Mailing Clerk, one-half time \$1200".

In line 2 of the engrossed bill, after the word "of" strike out the figures "\$24,540.00" and insert in lieu thereof the figures "\$23,340.00".

In line 19, strike out the figures "\$24,540.00" and insert in lieu thereof the figures "\$23,340.00".

For the Senate:

P. T. KRETSCHMAR,  
O. H. OLSON,  
JOHN VAN ARNAM.

For the House:

J. K. OLAFSON,  
KARL H. BRUNSDALE,  
E. E. IVERSON.

Mr. Aljets moved that the report be adopted.

Which motion prevailed.

Mr. Rulon moved that the rules be suspended and House Bill No. 26 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 88; nays, 21; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Mau
Amsberry	Henderson	Miller
Anfinson	Hermes	Montgomery
Bell	Hoffman	Morgon
Bishop	Holthusen	Muus
Bittner	Horner	Northridge
Boe	Indergaard	Oberg
Bohnsack	Iverson	Olafson
Brown	Jardine	Olson, Burleigh
Brunsdale	Johnson, Nelson	Opdahl
Bubel	Johnson, Traill	Owings
Burkhart	Johnson, Ward	Plath, John, Cass

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burns	Johnston	Plath, Wm., Cass
Butt	Kapfer	Pfenning
Carlson	Keierleber	Sax
Carter	Kneeland	Schultz
Cox	Larson	Standley
Dickerson	Larvick	Steedsman
Dillard	Lavik	Steen
Dolwig	Lee	Thatcher
Erickson, Benson	Levin	Turner
Erickson, Kidder	Lindgren	Twichell
Flom	Lynch	Veitch
Freeman	McColl	Watt
Frojen	McCay	Wedel
Gibbens	McDowall	Wentz
Gilchrist	McGauvran	Westford
Halcrow	McManus	Young
Hamilton	Martin	Mr. Speaker
Hausmann		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Kraft	Swendseid
Craig	Lembcke	Thompson
Dyer	Peters	Treffry
Fettig	Place	Twete
Hanson	Rulon	Van Berkum
Henrickson	Shurr	Wagner
Isaak	Smith	Wilson

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Olson, Hettinger	Wigen	Worner
Svingen		

So the bill passed and the title was agreed to.

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

**Mr. President:** I have the honor to transmit herewith the following bill:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Which the Senate returned to the House upon request of the House.

Very respectfully,

C. R. VERRY,  
Chief Clerk.



House Chamber,  
Bismarck, North Dakota  
March 5, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Which the House has indefinitely postponed on a motion to reconsider.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
March 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making

**Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.**

**Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.**

**Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.**

**Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.**

Which the House has Amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 96 Representatives Kneeland, Anfinson and Wilson.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has adopted the Conference Committee Report on House Bill No. 213.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "G" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to inform you that the

TUESDAY, MARCH 5, 1929

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President has appointed as a Conference Committee on House Bill No. 42, Senators Sperry, Watt and Brant.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: Pursuant to your request I have the honor to return herewith Senate Bill No. 116.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1929.

Mr. Speaker: I have the honor to return herewith House Bill No. 228 pursuant to your request.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Miss Agnes Stuke, Garrison, Mrs. J. C. Stuke, Bismarck; Hon. P. Kopp, Richardton; Robert Larsen, Minot; Billy H. Reko, Mandan; Prof. Emmett McKenna, Edgeley; Mr. and Mrs. Logan Powell, Jamestown; Master Mayo Erickson, Minnewaukan.

Class in civil government, McKenzie High School: Prof. W. W. Miller, Manfred Manley, Kenneth Thompson, Russell Swanick, Stanley Envik, Chester Coons, Wilmet Swanick, Ila Johnson, Imelda McClusky, Esther Watson, Ellen McClusky, Alvin Thompson, Henry Becknell, Jewel McNeil.

Mr. Jardine moved that the House do now recess until 12:30 noon, the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FIFTY-SEVENTH DAY AFTER RECESS AND  
FIFTY-EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1929

The House assembled at 12:30 noon, pursuant to recess taken, Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Eight Order of Business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving

Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well Penalty.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22,

Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

**Senate Bill No. 169.** A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

**Senate Bill No. 170.** A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

**Senate Bill No. 177.** A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

**Senate Bill No. 182.** A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

**Senate Bill No. 196.** A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

**Senate Bill No. 203.** A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

**Senate Bill No. 205.** A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

And the Speaker signed the same in the presence of the House:

#### GENERAL ORDERS

Mr. Turner moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Turner to the chair.

When the committee arose it submitted the following report:



**Mr. Speaker:**

The Committee of the Whole have had under consideration:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the Printed Bill:

In the Title, line 6, strike out the comma, and insert in lieu thereof a semi-colon.

Also in the title, lines 7 and 8 strike out the comma after the word "Lines" and insert a period, and strike out the remainder of the title.

Section 1, line 1b, strike out the words "village, town, city, county or township" and insert in lieu thereof, "village or city",

Section 1, lines 4 and 5, strike out the words, "village, city, town, county or township" and insert in lieu thereof, "village or city",

Section 1, lines 15 and 16 strike out the words, "village, city, town, county or township", and insert "village or city",

Section 2, lines 1a and 2, strike out the words, "village, city, town, county or township" and insert "village or city",

Section 2, lines 4 and 5, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 3, lines 17, strike out the words "village, city, town, county or township", and insert "village or city",

Section 3, line 20, strike out the word "five" and insert in lieu thereof the word "two",

Section 4, line 3, strike out the words "or county",

Section 5, line 3, strike ou the words, "or county",

Section 5, line 7, strike out the words, "or county",

Section 6, line 6, strike out the words, "or county of the municipality",

Section 7, line 6, strike out the words "village, town, city, county or township," and insert "village or city";

Section 8, line 3, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 10, line 10, strike out the words, "city, village, town, county or township", and insert "village or city",

Section 10, lines 15 and 16, strike out the words, "village, city, town, county or township", and insert, "village",

Section 10, lines 19 and 20, strike out the words, "village, city, town, county or township" and insert, "village or city",

Section 11, lines 6 and 7, strike out the words, "village, town, city, county or township" and insert, "village or city",

Section 11, line 14, strike out the words, "village, town, city, county or township", and insert "village or city",

Section 17, line 15, strike out the words, "village, city, town, county or township", and insert, "village or city",

Section 19, line 1a, strike out the words "village, town, city, county or township" and insert "village or city."

Section 22, lines 20 and 21, insert a period after the word, "municipality" and strike out the remainder of the sentence.

Section 23, line 6, strike out the words, "village, city, town, county, or township", and insert "village or city".

Section 23, line 54 strike out the words, "said village, town, city, county or township",

Section 23, line 59, strike out the words, "village, town, city, county or township", and insert, "village or city",

Section 23, lines 63 and 64, strike out the words "village, city, town, county, township" and insert, "village or city",

Strike out all of sections 25, 26, 27, 28, 29 and 30, and renumber the section to correspond therewith.

Amend the Standing Committee's report in paragraph 17, line 2 by inserting "village or city" in place of the word "village".

In paragraph 25, line 2, after the word "township" add the following "and insert, "said village or city".

Amend the title of the bill by striking out the words "villages, towns, cities, counties, or townships" and insert in lieu thereof "villages or cities".

In page 2, section 1, line 12, strike out the words "villages,

towns, cities, counties, or townships" and insert the words "villages or cities".

In section 3, line 20, page 4, change the words "two mills" to "one mill".

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

And recommend the adoption of the Standing Committee's amendments as follows:

All amendments are to the engrossed bill as the same came from the Senate.

Third line from bottom of 1st page, insert a "comma" after the word "engaged".

Second line from bottom of the 1st page, insert a "comma" after the word "others".

First line from bottom of the 1st page, insert a "comma" after the word "agents".

Page 2, line 8, change the "comma" after the word "corporation" to a "semi-colon".

Page 2, line 11, change the "comma" after the word "individual" to a "semi-colon".

Line 10 after the word "corporation" change the "comma" to a "semi-colon".

Beginning of line 10, page 2, change the capital "I" in the word "In" to a small "i".

Line 17, page 2, strike out the "comma" after the word "tank".

Line 27, page 2, insert a "comma" after the word "them" and insert a "comma" after the word "state".

Page 3, Section 4, line 3 between the words "as" and "dealer" and insert "a".

Section 4, line 8, strike out the word "in" and in the same line strike out the word "and".

End of line 10 Section 4, change the "comma" to a "semi-colon".

Section 4, end of line 13, change the "semi-colon" to a "comma".

Line 1, page 4, insert a "comma" after the word "fee".

Page 4, line 2, of Sub-division (b) insert the word "such" between the words "of" and "the".

Section 4, line 2 of sub-division (c) insert a "comma" after the word "neglect".

Section 4, line 4 of sub-division (c) insert a "comma" after the word "manner".

Section 4, line 9 of sub-division (c) insert a "comma" after the word "holder".

End of line 7 of said sub-division (c) insert a "comma" after the word "thereof".

Lines 13 and 14 of said sub-division (c) strike out the words "the force and effect of" and insert in lieu thereof "in full force and effect".

Page 4, line 9, after the word "holder" insert a "comma".

Page 4, line 4, sub-division (d) change the word "taxes" to "tax" and insert between the word "delinquent" and the word "tax" as so changed, the word "license".

Line 7 of said sub-division (d) insert the word "conditioned" preceding the word "to" following the word "obligor".

Line 8 of sub-division (d) change the word "taxes" to "tax" and insert ahead of such word "tax" the word "license".

In said sub-division (d) line 2, page 5, strike out the words "which shall" and insert in lieu thereof the word "but" and between the words "not" and "exceed" same line, insert the word "to".

At the end of line 4, page 5 insert a "comma" after the word "month".

Line 10, page 5 of said sub-division (d) strike out the word "the law" and insert in lieu thereof the words "this act".

At the beginning of line 13 same page and sub-division, strike out the "of" and insert the word "on".

Line 16 after the word "necessary" insert a "comma" followed by the word "conditioned".

Line 17 change the word "taxes" to "tax" and insert between the words "all" and such word "tax" as so corrected, the word "license".

Line 19, page 5, after the word "bond" insert a "comma".

Line 21, sub-division (d) page 5, after the word "dealer" insert a "comma"; strike out the words "the same" and strike out the word "as".

Line 2 of sub-division (e) page 5, insert a "comma" after the word "thereon".

Line 3 of the same sub-division, insert a "comma" after the word "provided".

Line 11 of the same sub-division, insert the word "license" preceding the word "tax".

Line 11 of the same sub-division, change the "semi-colon" after the word "charged" to a "period" and in the same line strike out the word "and" following the word "charged" and change the "s" in the word "such" to a capital "S".

Page 6, Section 5, line 6, after the word "money" and ahead of the word "to" insert the words "thus received" and in the next line strike out the words "thus received".

Line 11 of the same section after the word "credited" insert a "comma".

Line 12 of the same Section insert a "comma" after the word "tax".

Beginning of line 17 of the same Section, change the word "into" to "to".

Line 18 same section insert a "comma" after the word "year".

Last line on page 6, change the "comma" after the word "vehicle" to a "period" and begin the word "such" following the word "vehicles" with a capital "S".

At the end of the first line on page 7 after the word "fund" insert a "comma" and add the following: "under the jurisdiction and control of the Board of County Commissioners,"

At the end of line 2, page 7, change the word "for" to "in".

In the 4th line of said page 7, strike out the word "only" and in the same line between the words "culverts" and "leading" insert the word "thereon".

Line 5, page 7, strike out the "comma" between the words "Aid" and "State" and insert in lieu thereof the word "and" and at the end of the same line strike out the words "and County".

After the word "Highways" at the beginning of line 6, insert a "period" and strike out the words in line 6 and 7, "under the jurisdiction and control of the Board of County Commissioners".

In line 7 change the small "i" in the word "in" to a capital "I".

In line 9 on page 7, change the word "three" to "one".

Section 6, line 3, insert a "comma" after the word "Act".

Page 7, Section 6, line 7, insert a "comma" after the word "same".

Beginning of line 13 of said Section 6, strike out the word "his" and insert the words "of a".

Line 14 of the same section, insert a "comma" after the word "consumer".

Lines 16, 17 and 18 of said section, strike out the words "when and where, together with the invoice or ticket properly marked Paid by the dealer as hereinbefore provided."

In line 18 after the word "and" and ahead of the word "purpose" insert the word "the". In the same line strike out the word "vehicles" and insert the word "fuel".

Line 2 of page 8, Section 6, after the word "statement", insert the following: "together with the invoice or ticket hereinbefore provided for and marked Paid."

Line 13 page 8, insert a "comma" between the words "claimed" and "shall".

Line 1 of Section 8, page 8, strike out the word "Laws" where it appears two separate times and insert in lieu thereof the word "Acts".

Line 2, Section 8, insert a "comma" after the word "herewith".

And additional amendments:

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal

Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

And recommend the adoption of the Majority of the Standing Committee's amendments as follows:

In line 2 of the title of the bill as it came from the Senate after the word "Dakota" insert the word "of".

In line 2 of Section 1 of the bill as it came from the Senate after the word "Dakota" insert the word "of".

Section (c) the third line from the bottom on page 4 of the bill as it came from the Senate strike out the "semicolon" after the word "sale" and insert a "comma" and the words "except personal property consisting of household furniture, wearing apparel and necessary provisions belonging to the head of a family to the value of three hundred dollars".

R. E. SWENDSEID,  
WM. L. PLATH,  
WM. M. MARTIN,  
E. M. INDERGAARD,  
GOTTLIEB ISAAK,  
GEO. J. SCHULTZ,  
F. J. SHURR,  
C. J. HANSON.

Also,

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

Engrossed Bill, Section 1: (line 35 of the Printed Bill, after the word "estate" insert the following:

"It is further provided that at the time the material is furnished, the seller thereof shall notify the purchaser by delivering to him a written notice advising the purchaser that the seller has the right under the lien laws of the State of North Dakota, in the event that there is a default in the payment thereof, to remove, by means of a foreclosure of said lien, said building from the real estate upon which it is placed, regardless of whether or not said building is placed upon a foundation."

Also,

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

And recommend the following amendments:

And recommend that the bill be referred to the House for indefinite postponement.

Also,

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 7, strike out the comma, and insert a semi-colon and the following, "provided, that if the business of such partners or associates is in charge of a manager or agent, the summons must be served on such manager or agent, but in case the sheriff shall make return that no such member, manager, or agent can be found, then such service may be made by leaving a copy of the summons in any office of such partners or associates in said state with the person in charge of such office."

Also,

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

And recommend the adoption of the Standing Committee's amendments as follows:

Section 769a2, line 7, strike out the words, "except that in the" and insert in lieu thereof the words, "in such manner that the judges in each judicial district may have a circuit within their district and so that no judge shall, without permission of the Supreme Court, for good cause shown, hold two consecutive jury terms of court in any county in his district, except in the counties of Cass and Burleigh; and in said"

Also,

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

And recommend the adoption of the Standing Committee's amendments as follows:



Add after line 10 the following:

“Section 2. This Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

Also,

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

And recommend the adoption of the majority of the Standing Committee's amendments as follows:

Amend the title of the bill to read as follows:

“An Act to amend and re-enact Sections 189b1, 189b5, 189b9, 189b11, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29, and 189b30 of the Supplement to the Compiled Laws of 1913 relating to State Hail Insurance.”

Strike out Section 1 of the engrossed bill and insert in lieu thereof the following:

Section 1. Amendment). Sections 189b1, 189b5, 189b9, 189b11, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the Compiled Laws of 1913 are hereby amended and re-enacted to read as follows:

Section 189b1. DEFINITIONS). The term “cropped land” when used in this act shall mean all lands actually in such crop or intended to be planted to crop. The term “year” whenever used in this Act shall mean the calendar year.”

Amend Section 189b5 to read as follows:

“Section 189b5. CROPS INSURED). The crops insured under this act shall consist of all crops grown on cultivated lands listed as actually cropped, subject to and paying the taxes herein specified or which are insured according to Section 189b25 of this act. Provided that no indemnity shall be allowed or paid for damage to any crop after it is cut, nor shall any indemnity be allowed for loss that occurs after the 15th day of September of any year except that flax shall be considered insured up to and including September 25th if not cut before such time, nor shall indemnity be allowed for loss occurring before the 1st day of June on winter rye and winter wheat, nor before the 10th day of June on other crops. Provided, further, that where for some reason crops have been abandoned there shall be no indemnity allowed for loss claimed thereon. Provided, that in counties which are “excepted counties” as defined in Section 9 of this Act, no insurance upon any crop shall take effect until application has been made therefor; provided that it shall be the duty of the assessor to show on the crop listing

affidavit, in the space provided therefor, the number of acres and the kind of crop affected in the manner and form as above, provided no diagramming of such crops shall be considered necessary."

"Section 189b9. DUTY OF ASSESSOR). It shall be the duty of every county, township or district assessor in his respective district at the time of listing property for assessment to return the number of acres in crop or intended to be put into crop upon every description within his district for each year, together with the name of the person in whose name the land is taxed, as well as that of the tenant having a direct interest in such crop. The assessor shall also, if possible, note upon a diagram on the crop listing blank the location of such lands in crop or intended to be planted or sowed to crop during such year, and shall return and file same with the county auditor of his county on or before the first day of June in each year. In case the number of acres in crop as shown in the crop listing affidavit in the column provided for showing such cropped lands does not correspond with the acreage shown on the diagram on the face of the crop listing blank, the number of acres as shown in the cropped land column shall govern. Provided, further, that where the cropped land column is blank, it shall be considered that no insurance is carried and no claims for indemnity on same shall be allowed. Such assessor in addition to compensation allowed by law shall receive the sum of fifteen dollars for each full township of thirty-six sections, or at the rate of seven cents per hundred acres or fractions thereof listed.

Provided, that in "excepted counties" as defined herein, assessors shall be paid a fee of twenty-five cents for each application for hail insurance returned by him, but such compensation shall not exceed 50 per cent of the compensation allowable to assessors in other than "excepted counties". Such compensation shall be paid out of the Hail Insurance Fund on vouchers issued by the Commissioner of Insurance and approved by the State Auditing Board, provided that warrants in payment of such listing of land and making such applications shall not be issued before the County Auditor shall have filed with the Hail Insurance Department a certified statement that such assessor has listed every tract in his township or district.

Provided, however, that in any county where an average of 75 per cent or more of the land returned by the assessors as in crop, or to be sown to crop, has been withdrawn for the years 1927, 1928 and 1929, the assessors shall not make return of land in crop or to be sown to crop, except that upon request of land owners or tenants he shall take applications for indemnity hail insurance of crops growing or to be grown upon land otherwise eligible, for which such land owner or tenant, may make application, and which application shall be signed in triplicate by the party requesting such insurance and attested by the assessor, whereupon such lands shall be listed and diagrammed on the crop listing affidavit and returned as herein provided, together with the original and

one duplicate copy of such application, the remaining duplicate copy to be re-delivered to the applicant.

Such application shall show not only the total acreage but also the kinds of crops, and it shall be the duty of the assessor to solicit every farmer or owner of crops to insure his crop with the State Hail Insurance Department. Such county shall be known as an "exceptedd county" until the land so listed for insurance upon application as aforesaid, shall for one year exceed 25 per cent of the average acreage of land returned as in crop or to be sown to crop during the three preceding years when it shall cease to be an "excepted county" and shall no longer be subject to this proviso.

Provided further, that in any such reinstated county, should the lands withdrawn in any subsequent three consecutive years exceed 75 per cent of the lands listed as in crop or to be sown to crop as returned by the assessor for such years, then and in that case such county shall again be classified as an "excepted county"..

Provided, that anyone listing and insuring crops with the assessor or county auditor in "excepted counties" shall have all of the privileges of withdrawal and reinstatement accorded to those whose lands are listed and insured in other counties. Provided, further, that in such "excepted counties" in cases of rented lands where the tenant makes application for hail insurance, such application must be countersigned by the owner of said land or his agent.

It shall be the duty of the Insurance Commissioner each year, before the 15th day of February, to notify the auditors of the several counties whether their respective counties are "excepted counties" or otherwise, and the auditor shall thereupon cause notice of that fact to be published in the official paper once a week for four consecutive weeks and shall notify the assessors in his county thereof."

Amend Section 189b11 to read as follows:

"Section 189b11. CROP AFFIDAVIT). Every owner or his agent, or tenant or his agent, of any land subject to the provisions of this Act shall make affidavit that the land so insured is actually cultivated and in crop or intended to be cultivated and put into crop. Such affidavit shall contain a legal description of the land, together with the numbers of acres claimed as crop land and in case of any loss by hail such owner and tenant shall be bound by said affidavit as to the number of acres cropped. Such affidavit shall be made in triplicate and shall be sworn to before the assessor. The assessor shall file the original and one duplicate of such affidavit with the county auditor on or before the 1st day of June of each year, and a copy of such affidavit shall be left with the maker and shall constitute his policy of insurance. If the owner or tenant, or their agents, be absent or refuses or neglects to furnish such affidavit, the assessor shall certify the number of acres cropped, the description of said lands, and the name of the owner and tenant, if any, and file

the same with the county auditor, and such owner and tenant shall be bound by such certificates as to the facts so certified. Provided that if any assessor shall neglect to list such lands or shall list it improperly any such owner or tenant or their respective agents, may list such land with the county auditor prior to June 10th of any year by making affidavits as above provided, the originals of such affidavits to be filed by the county auditor with the Hail Insurance Department immediately. Any assessor who shall fail or neglect to list any land in the township or district in which he is assessor, as provided in this section, shall be guilty of a misdemeanor. Provided, that the Hail Insurance Department shall be liable for loss only on lands listed as provided in this Act.

Provided, however, in counties defined as "excepted counties" by Section 9 of this Act, the requirements of this section shall be limited to cases in which application is made for indemnity hail insurance as in said section provided for.

Provided, further: in "excepted counties" any land owner or tenant who fails to make application for insurance to the assessor prior to June 1st of each year, or whose application therefor has for any reason been improperly made or returned, may make application for such insurance to the county auditor at any time up to and including July 25th in event he shall make and file with such auditor his affidavit that such crops have not been damaged or destroyed by hail prior to that time, and such application shall have the same effect as an application made to the assessor as hereinbefore provided, but no insurance so applied for shall take effect until twenty-four hours after the receipt and filing of such application with the County Auditor."

And additional amendments:

In the engrossed bill, section 189b13, line 20, strike out the last three words of the line, lines 21, 22, 23, 24 and the first two words of line 25 up to the word "such".

Amend the amendments of the Standing Committee as follows: In paragraph 9, line 4 strike out "the year 1927, 1928 and 1929" and insert the words "the three years next preceding". And in the same line strike out the "comma" after the word "not" and insert the word "thereafter".

Paragraph 11, line 9, strike out the word "preceding" and after the word "years" insert "next preceding the year in which said county became an 'excepted county' and add a "comma" after the word "county".

Also,

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

And recommend the adoption of the standing committee's amendments as follows:

In the first line of the title in the engrossed bill, after the word "Act", strike out the words "appropriating 210,000.00 for", and insert in lieu thereof the word "authorizing".

In the third line of the title in the engrossed bill, after the word "College", strike out the period and insert in lieu thereof a comma and the words, "and providing an appropriation therefor."

After the enacting clause in the engrossed bill, strike out all of the remainder of the engrossed bill and insert in lieu thereof the following section:

Section 1. There is hereby authorized the construction, including all connections, of a combined physical education building and auditorium, at the Agricultural College, at a total cost of not to exceed the sum of Two Hundred Ten Thousand Dollars (\$210,000), of which amount the sum of One Hundred Twenty-Five Thousand Dollars (\$125,000), is hereby appropriated to be available during the biennium ending June 30th, 1931, and Eighty-Five Thousand (\$85,000.00) is hereby appropriated to be available during the year beginning July 1st, 1931, and ending June 30th, 1932.

Also,

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill in line 3 of Section 1, strike out the figures "\$1,235,107.60" and insert in lieu thereof the figures "\$1,215,592.60."

In the engrossed bill, under the division entitled "MISCELLANEOUS", strike out all of item 4, all of item 5, and all of item 6.

In the engrossed bill, under the division entitled "TOTAL FOR ALL PURPOSES," which is the last line of the engrossed bill, strike out the figures "\$1,235,107.60" and insert in lieu thereof the figures "\$1,215,592.60."

Also,

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items

of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill under the division entitled "SPECIAL PROJECTS" insert after item 2, item 3: "For Eradication of Barberry.....\$5,000.00."

In the engrossed bill under the division entitled "NEW BUILDINGS" strike out all of item 1.

And additional amendments.

Amend the report of the Standing Committee by striking out "Item 3" and correcting the totals under, Special Projects.

Also;

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill, strike out all of Section 1 and insert in lieu thereof the following:

Section 1. APPROPRIATION, METHOD OF EXPENDITURE. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Ten Thousand Dollars, (\$10,000) or so much thereof as may be necessary to the Children's Welfare Bureau, and by its director apportioned equally between the Maternity Home, now licensed in this state, and receiving no state aid, and the Orphanage for destitute children, now licensed in the state and receiving no state aid, in equal amounts and to be paid to said institutions as follows:

To the Maternity Home shall be paid the sum of Fifteen Dollars per month toward the support and maintenance of each poor and indigent unmarried expectant mother, or mother, and Ten Dollars per month toward the support and maintenance of each poor and indigent infant or child during the time their age or physical condition necessitates their being charges in said Maternity Home, as determined by the Superintendent or Superior in charge, providing, in no case shall a mother and her child receive an allowance from the appropriation at the same time; and to said Orphanage shall be paid the sum of Ten Dollars per month toward the support and maintenance of each poor and indigent infant or child while their age or physical condition necessitates their remaining as charges in said Orphanage, as determined by the Superintendent or Superior in charge.

In Section 2 of the engrossed bill, strike out the words "North Dakota Home of Mercy" and insert in lieu thereof "said Maternity Home" and strike out "St. John's" and insert the word "said" between the words "and" and "Orphanage."

In Section 3 of the engrossed bill strike out the words "North Dakota House of Mercy" and insert in lieu thereof "Said Maternity Home", and strike out the words "St. John's".

Also,

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

And recommend the following amendments:

In line 1 of the title strike out the words "other instrument" and insert "mortgage".

In line 3 of the title strike out the words "person, firm or corporation" and insert "grantee or mortgagee".

In line 4 of title strike out word "instrument" and insert word "mortgage".

In section 1, line 1, strike out words "other instrument" and insert "mortgage".

In section 1, line 3, strike out words "person, firm or corporation" and insert "grantee or mortgagee".

In line 4, strike out words "other instrument" and insert "mortgage" in both places where it occurs in the line.

C. C. TURNER,  
Chairman.

The Speaker resumed the chair and the clerk read the report of the Committee of the Whole.

Mr. Jardine moved that the report of the Committee of the Whole be divided with respect to Senate Bill No. 165.

Which motion prevailed.

Mr. Twichell moved that the report of the Committee of the Whole be divided with respect to Senate Bill No. 56.

Which motion prevailed.

Mr. Lynch moved that the report of the Committee of the Whole be divided with respect to Senate Bill No. 208.

Which motion prevailed.

Mr. Twichell moved the adoption of the report of the Committee of the Whole with respect to all bills under consideration excepting Senate Bills Nos. 165, 56 and 208.

Which motion prevailed.

Mr. Jardine moved that the minority report with respect to Senate Bill No. 165 be adopted.

Mr. Burkhart moved as a substitute motion that the report of the Committee of the Whole with respect to Senate Bill No. 165 be adopted.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion by Mr. Burkhart, the roll was called, and there were ayes, 54; nays, 56; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Mau
Amsberry	Isaak	Muus
Anderson	Iverson	Oberg
Anfinson	Johnson, Ward	Opdahl
Bubel	Johnston	Owings
Burkhart	Kapfer	Place
Butt	Keierleber	Sax
Carlson	Kraft	Schultz
Craig	Larson	Shurr
Dillard	Lavik	Steen
Dyer	Lee	Svingen
Erickson, Benson	Lembcke	Swendseid
Erickson, Kidder	Levin	Thatcher
Fettig	Lindgren	Treffry
Gilchrist	McCull	Twete
Hanson	McCay	Van Berkom
Henrickson	McManus	Wagner
Holthusen	Martin	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Plath, John, Cass
Bishop	Hoffman	Plath, Wm., Cass
Bittner	Horner	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnson, Nelson	Smith
Brown	Johnson, Traill	Standley
Brunsdale	Kneeland	Steedsman
Burns	Larvick	Thompson
Carter	Lynch	Turner
Cox	McDowall	Twichell
Dolwig	McGauvran	Veitch
Flom	Miller	Watt



Messrs.	Messrs.	Messrs.
Freeman	Montgomery	Wedel
Frojen	Morgan	Wentz
Gibbens	Northridge	Westford
Halcrow	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Mr. Speaker
Henderson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	Hamilton	Wigen

So the motion was declared lost.

Mr. Jardine moved that Senate Bill No. 165, as amended by the minority of the Standing Committee, be placed on the calendar.

Which motion prevailed.

Mr. Lynch moved that the report of the Committee of the Whole be rejected with respect to Senate Bill No. 208 and that the bill be re-referred to General Orders.

Roll call demanded.

### ROLL CALL

The question being on the motion by Mr. Lynch, the roll was called, and there were ayes, 44; nays, 66; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Henderson	Oberg
Brunsdale	Hermes	Olafson
Burns	Hoffman	Olson, Burleigh
Carlson	Iverson	Opdahl
Carter	Jardine	Peters
Cox	Johnson, Nelson	Pfenning
Dyer	Johnson, Traill	Rulon
Fettig	Johnson, Ward	Steedsman
Flom	Kneeland	Steen
Freeman	Lynch	Thatcher
Frojen	Martin	Thompson
Gibbens	Mau	Wedel
Gilchrist	Montgomery	Wentz
Hamilton	Muus	Mr. Speaker
Hausmann	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Owings
Anderson	Indergaard	Place

Messrs.	Messrs.	Messrs.
Anfinson	Isaak	Plath, John, Cass
Bell	Johnston	Plath, Wm., Cass
Bishop	Kapfer	Sax
Bittner	Keierleber	Schultz
Boe	Kraft	Shurr
Brown	Larson	Smith
Bubel	Larvick	Svingen
Burkhart	Lavik	Swendseid
Butt	Lee	Treffry
Craig	Lembcke	Turner
Dickerson	Levin	Twete
Dilland	Lindgren	Twichell
Dolwig	McColl	Van Berkom
Erickson, Kidder	McCay	Veitch
Erickson, Benson	McDowall	Wagner
Halerow	McGauvran	Watt
Hanson	McManus	Westford
Helbling	Miller	Wilson
Henrickson	Morgan	Worner
Holthusen	Olson, Hettinger	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljcts	Standley	Wigen

So the motion was lost.

Mrs. Craig moved that the report of the Committee of the Whole on Senate Bill No. 208 be accepted.

Which motion prevailed.

Mrs. Craig then moved that the vote of the Committee by which Senate Bill No. 208 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved that the report of the Committee of the Whole with respect to Senate Bill No. 56 be not adopted.

Which motion was lost.

Mrs. Craig moved that the recommendation of the Committee of the Whole with respect to Senate Bill No. 56 be adopted.

Which motion prevailed.

A return was made to the Fifth Order of Business.

#### REPORT OF STANDING COMMITTEE

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of Section 4 of the engrossed bill, strike out the period after the word "appropriations" and insert in lieu thereof a semi-colon and the following: "Provided further, that no levy shall be made for raising the money hereby appropriated, unless and until Congress takes appropriate action, and appropriates the funds necessary to establish a national park as herein provided.

D. L. PETERS.  
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Also,

House Bill No. 76. A Bill For an Act to Amend and Re-nact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Also,

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Also,

WEDNESDAY, MARCH 6, 1929

1343

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Were delivered to the Governor for his approval at the hour of 11:15 a. m., March 6, 1929.

E. E. VEITCH,  
Chairman.

Mr. Cox moved that the House do now adjourn. Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk

#### FIFTY-EIGHTH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the chaplain, Rev. G. Leroy White.

#### ROLL CALL

All members present except Mr. Wigen.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth Day After Recess and Fifty-seventh Day and recommend that the same be corrected as follows:

Page 4, line 21, correct the spelling of the word "estate".

Page 5, line 6, strike out "1872" and insert in lieu thereof "1873".

Page 24, line 12, correct the spelling of the word "purposes".

Same page, line 16, correct the spelling of the word "reasons".

Page 32, last line, correct the spelling of the word "venerated".

Page 33, line 44, correct the spelling of the word "join".

Page 34, line 27, correct the spelling of the word "mentent".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
March 6, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Also,

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Also,

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Also,

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Respectfully yours,

GEO. F. SHAFER,  
Governor.

To the Members of the House of Representatives who have so kindly extended their sympathy in our sorrow over the death of our beloved mother, Mrs. Albert S. Gibbens:

The family do hereby wish to thank the members for their kind interest as evidenced by their resolution and floral tribute, and to assure the members of this body that their action is warmly appreciated.

R. R. GIBBENS.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State affairs made the following report:

Mr. Speaker: A minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Have had the same under consideration and recommend that the same do pass.

A. VAN BERKOM,  
A. S. KRAFT,  
C. N. LEE,  
PETER KEIERLEBER,  
C. D. DICKERSON.

The Committee on State Affairs made the following report:

Mr. Speaker: A majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,  
KARL H. BRUNSDALE,  
BEN NORTHRIDGE,  
E. E. IVERSON,  
E. A. WATT,  
R. BUBEL,  
W. J. BELL,  
J. H. BURNS,  
A. N. FLOM,  
J. K. OLAFSON,  
C. A. MILLER,  
C. C. TURNER,

L. L. TWICHELL,  
Chairman.

Mr. Twichell moved that the report be adopted.

Mr. Van Berkomp moved as a substitute motion that the report of the minority be adopted instead of the report of the majority.

Mr. Lynch offered as an amendment to Mr. Van Berkomp's motion that Senate Bill No. 106 be referred to General Orders.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. Lynch, the roll was called, and there were ayes, 55; nays, 57; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Oberg
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Bittner	Kapfer	Place
Bubel	Keierleber	Pfenning
Burkhart	Kraft	Sax
Butt	Lavik	Shurr
Carlson	Lee	Steen
Carter	Lembcke	Svingen
Craig	Levin	Swendseid
Dickerson	Lindgren	Thatcher
Dilland	Lynch	Treffry
Dyer	McCoy	Twete
Erickson, Kidder	McCay	Van Berkomp
Erickson, Benson	Martin	Wagner

Messrs.	Messrs.	Messrs.
Fettig	Mau	Wentz
Gilchrist	Miller	Worner
Henrickson	Morgan	Young
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Henderson	Olson, Burleigh
Bell	Hoffman	Olson, Hettinger
Bishop	Horner	Peters
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Schultz
Burns	Johnson, Ward	Smith
Cox	Johnston	Standley
Dolwig	Kneeland	Steedsmann
Flom	Larson	Thompson
Freeman	Larvick	Turner
Frojen	McDowall	Twichell
Gibbens	McGauvran	Veitch
Halcrow	McManus	Watt
Hamilton	Montgomery	Wedel
Hanson	Muus	Westford
Hausmann	Northridge	Wilson
Helbling	Olafson	Mr. Speaker

Absent and not voting:

Messrs.  
Wigen

So the motion was lost.

The question being upon the motion by Mr. Van Berkomp, the question was put and a roll call demanded.

ROLL CALL

The question being on the motion by Mr. Van Berkomp, the roll was called, and there were ayes, 50; nays, 62; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Opdahl
Amsberry	Isaak	Owings
Anderson	Kapfer	Place
Burkhart	Keierleber	Sax
Butt	Kraft	Shurr
Carlson	Lavik	Steen
Carter	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Treffry



Messrs.	Messrs.	Messrs.
Dyer	Lynch	Twete
Erickson, Kidder	McCull	Van Berkom
Erickson, Benson	McCay	Wagner
Fettig	Martin	Wentz
Gilchrist	Mau	Worner
Henrickson	Morgan	Young
Holthusen	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Henderson	Olson, Burleigh
Bell	Hermes	Olson, Hettinger
Bishop	Hoffman	Peters
Bittner	Horner	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Smith
Burns	Johnston	Standley
Cox	Kneeland	Steedsman
Dolwig	Larson	Thompson
Flom	Larvick	Turner
Freeman	McDowall	Twichell
Frojen	McGauvran	Veitch
Gibbens	McManus	Watt
Halcrow	Miller	Wedel
Hamilton	Montgomery	Westford
Hanson	Muus	Wilson
Hausmann	Northridge	Mr. Speaker
Helbling	Olafson	

Absent and not voting:

Messrs.  
Wigen

So the motion was lost.

The question being upon the original motion by Mr. Twichell the question was put and a roll call demanded.

#### ROLL CALL

The question being on the motion by Mr. Twichell, the roll was called, and there were ayes, 62; nays, 50; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Henderson	Olson, Burleigh
Bell	Hermes	Olson, Hettinger
Bishop	Hoffman	Peters
Bittner	Horner	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass

Messrs.	Messrs.	Messrs.
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Smith
Burns	Johnston	Standley
Cox	Kneeland	Steedsman
Dolwig	Larson	Thompson
Flom	Larvick	Turner
Freeman	McDowall	Twichell
Frojen	McGauvran	Veitch
Gibbens	McManus	Watt
Halcrow	Miller	Wedel
Hamilton	Montgomery	Westford
Hanson	Muus	Wilson
Hausmann	Northridge	Mr. Speaker
Helbling	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Opdahl
Amsberry	Isaak	Owings
Anderson	Kapfer	Place
Burkhart	Keierleber	Sax
Butt	Kraft	Shurr
Carlson	Lavik	Steen
Carter	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Treffry
Dyer	Lynch	Twete
Erickson, Benson	McCull	Van Berkom
Erickson, Kidder	McCay	Wagner
Fettig	Martin	Wentz
Gilchrist	Mau	Worner
Henrickson	Morgan	Young
Holthusen	Oberg	

Absent and not voting:

Messrs.  
Wigen

So the motion prevailed.

Mr. O. E. Erickson explained his vote: I can't see how the majority members of this House can vote against a one-man highway commission and vote for a one-man game and fish commission. I can't see the consistency of it. I vote "no."

Mr. Freeman moved that the vote on the committee by which Senate Bill No. 106 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Roll call demanded and granted.

The question being on the motion by Mr. Freeman the roll

was called, and there were ayes, 60; nays, 52; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Helbling	Olson, Burleigh
Bell	Henderson	Olson, Hettinger
Bishop	Hoffman	Peters
Bittner	Horner	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Smith
Burns	Johnston	Standley
Cox	Kneeland	Steedsman
Dolwig	Larson	Thompson
Flom	Larvick	Turner
Freeman	McDowall	Twichell
Frojen	McGauvran	Veitch
Gibbens	Miller	Watt
Halcrow	Montgomery	Wedel
Hamilton	Muus	Westford
Hanson	Northridge	Wilson
Hausmann	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Oberg
Amsberry	Isaak	Opdahl
Anderson	Kapfer	Owings
Burkhart	Keierleber	Place
Butt	Kraft	Sax
Carlson	Lavik	Shurr
Carter	Lee	Steen
Craig	Lembcke	Svingen
Dickerson	Levin	Swendseid
Dilland	Lindgren	Thatcher
Dyer	Lynch	Treffry
Erickson, Kidder	McColl	Twete
Erickson, Benson	McCay	Van Berkom
Fettig	McManus	Wagner
Gilchrist	Martin	Wentz
Henrickson	Mau	Worner
Hermes	Morgan	Young
Holthusen		

Absent and not voting:

Messrs.  
Wigen

So the motion prevailed.

Mr. Standley moved that the absent member be excused.

Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Also;

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Also,

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Also,

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Also,

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Also,

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Also,

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 147. A Bill for an Act Entitling Certain

Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Also,

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Lost their Lives in Service to Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which Have Heretofore Been Levied or May Hereafter Be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Also,

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Also,

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Also,

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Also,

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 61, and the President has appointed as a Conference Committee, Senator Sathre, Fowler and Kretschmar.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 166, 60, 150, 185.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 150. A Bill for an Act to Repeal Sections

3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to return herewith the following bills:



House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1929

Mr. Speaker: I have the honor to return herewith House Bill No. 180, a Concurrent Resolution which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Hon. H. C. Rusch, Fargo; Mr. and Mrs. Carl Lewis, Lakota; Chas. L. Jones, Valley City; Hon. Herbert F. Swett, Tuttle; Clyde Hart, Chaseley; Mrs. A. F. Bonzer, Jr., Lidgerwood; Mrs. S. J. Provan, Amenia; H. E. Haney, Belfield; Mrs. I. N. Amick, Minot; H. F. Hart, Tuttle; T. J. Hart, Chaseley; F. A. Vogel, Coleharbor.

Mr. Twichell moved that the House do now recess until 10:00 a. m., the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk

FIFTY-EIGHTH DAY AFTER RECESS AND  
FIFTY-NINTH DAY

House of Representatives,  
Bismarck, North Dakota.  
March 7, 1929.

The House assembled at 10:00 a. m., pursuant to recess taken. Speaker Edwin Traynor presiding.

The Speaker announced that the House would be on the Twelfth Order of Business.

Mr. Burkhardt moved that the Speaker appoint a new conference committee on Senate Bill No. 61.

Which motion prevailed and the Speaker appointed as such Committee Messrs. Rulon, Brunsdale and Opdahl.

Mr. Burkhardt moved that the House do concur in the Senate amendments to House Bill No. 177.

Which motion was lost.

Mr. Rulon moved that the House refuse to concur in the Senate amendments to House Bill No. 177 and that a new conference committee be appointed.

Which motion prevailed and the Speaker appointed as such committee Messrs. Olafson, Bishop and Butt.

Mr. Muus moved that the House concur in the Senate amendments to House Bill No. 92.

Which motion prevailed.

Mr. Muus moved that the rules be suspended and House Bill No. 92 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 92. A Bill For an Act Declaring Certain

Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 100; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anderson	Holthusen	Owings
Anfinson	Indergaard	Peters
Bell	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lee	Svingen
Craig	Lembeke	Thatcher
Dickerson	Levin	Thompson
Dolwig	Lindgren	Treffry
Dyer	Lynch	Turner
Erickson, Benson	McColl	Twete
Erickson, Kidder	McGauvran	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Veitch
Freeman	Mau	Wagner
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Gilchrist	Morgan	Wentz
Halerow	Muus	Westford
Hamilton	Northridge	Wilson
Hanson	Oberg	Worner
Hausmann	Olafson	Young
Helbling	Olson, Burleigh	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Henrickson	Horner
Bubel		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dilland	Kraft	Steen
Johnson, Ward	McCay	Swendseid
Johnston	McDowall	Wigen

So the bill passed and the title was agreed to. Emergency clause declared carried.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 44. A Bill For an Act to appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Freeman moved that the House concur in the Senate amendments to House Bill No. 216.

Which motion prevailed.

Mr. Freeman then moved that the rules be suspended and House Bill No. 216 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Brunsdale	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Kidder	Lynch	Turner
Erickson, Benson	McCoy	Twete
Fettig	McCoy	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wilson

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bubel	Henrickson	Owings

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dilland	Johnston	Wigen
Johnson, Ward	Steen	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 158.

Which motion prevailed.

Mr. Thompson moved that the rules be suspended and House Bill No. 158 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 101; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Indergaard	Peters
Bittner	Isaak	Place

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Carlson	Kraft	Smith
Carter	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Steen
Dickerson	Lembcke	Svingen
Dolwig	Levin	Thatcher
Dyer	Lindgren	Thompson
Erickson, Benson	Lynch	Treffry
Erickson, Kidder	McColl	Turner
Fettig	McCay	Twichell
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wilson
Hanson	Morgan	Worner
Helbling	Muus	Mr. Speaker
Henderson	Northridge	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Butt	Swendseid	Van Berkom
Owings	Twete	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dilland	Johnson, Ward	Larson
Hausmann	Johnston	Wigen

So the bill passed and the title was agreed to.

Mr. Turner moved that the House do not concur in the Senate amendments to House Bill No. 44 and that a new conference committee be appointed.

Mr. Butt moved as a substitute motion that the House do concur in the Senate amendments to House Bill No. 44.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

The Speaker appointed as such conference committee, Messrs. Peters, Twichell and Gilchrist.



Mr. Freeman moved that the House recess from 12:30 noon until 1:30 p. m.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Also,

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Also,

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Also,

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Also,

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Also,

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Also,

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Also,

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Also,

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Also,

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Also,

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Also,

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Were delivered to the Governor for his approval at the hour of 10:10 o'clock, A. M., March 7, 1929.

E. E. VEITCH,  
Chairman.

THURSDAY, MARCH 7, 1929

1367

MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota.  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 61, Representatives Rulon, Brunsdale and Opdahl.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota.  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur to Senate amendments to House Bill No. 177 and has appointed as a Conference Committee Representatives Olafson, Bishop and Butt.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 92.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 216 and 158.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in Senate amendments to House

Bill No. 44 and has appointed as a Conference Committee, Representatives Twichell, Peters and Gilchrist.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Also,

House Bill No. 131. A Bill For an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota of the Year 1927.

Also,

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Also;

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Also,

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Also,

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict

Herewith; and Declaring This Act to be an Emergency Measure."

Also,

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Also,

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Also,

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

### THIRD READING OF SENATE BILLS

Concurrent Resolution "B".

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 98; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Plath, John, Cass
Bitther	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Traill	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Kraft	Steen
Cox	Larson	Swendseid
Craig	Larvick	Thatcher
Dickerson	Lavik	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Fettig	McColl	Van Berkom
Flom	McCay	Veitch
Frojen	McGauvran	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Westford
Hamilton	Montgomery	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

**Messrs.**  
Place

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burkhart	Johnston	Plath, Wm., Cass
Carter	Lee	Svingen
Dillard	McDowall	Wentz
Freeman	McManus	Wigen
Horner	Morgan	

So the bill passed and the title was agreed to.

Mr. Hoffman moved that the Senate be requested to return Senate Bill No. 181.

Which motion prevailed.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 86; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hoffman	Olson, Burleigh
Ansberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Anfinson	Indergaard	Owings
Bittner	Isaak	Peters
Boe	Iverson	Place
Bubel	Johnson, Ward	Plath, John, Cass
Burkhart	Kapfer	Pfenning
Burns	Keierleber	Rulon
Butt	Kneeland	Sax
Carlson	Kraft	Schultz
Cox	Larson	Shurr
Craig	Larvick	Standley
Dilland	Lavik	Steedsman
Dyer	Lee	Steen
Erickson, Benson	Lembcke	Svingen
Erickson, Kidder	Levin	Swendseid
Fettig	Lindgren	Thatcher
Freeman	Lynch	Thompson
Frojen	McCull	Treffry
Gibbens	McCay	Twete
Gilchrist	Martin	Van Berkom
Halcrow	Mau	Wagner
Hamilton	Miller	Watt
Hanson	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bell	Hausmann	Plath, Wm., Cass
Bishop	Jardine	Smith
Bohnsack	Johnson, Nelson	Turner
Brown	Johnson, Traill	Twichell
Brunsdale	McDowall	Veitch
Carter	McGauvran	Wedel
Dolwig	Montgomery	Westford
Flom		



Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	McManus	Wigen
Johnston	Wentz	

So the bill passed and the title was agreed to.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Have had the same under consideration and recommend that the same be amended as follows:

In the Engrossed Bill:

Section 1, line 18, after the word, "therefrom" strike out the remainder of the line also lines 19, 20 and 21 and insert in lieu thereof the following:

"to a Justice's Court of the county, in case such appeal is from the determination or award of damages and the damages claimed do not exceed \$100.00, but in all other cases the appeal must be to the District Court of the county."

Section 2, page 2, line 16, strike out the semicolon and insert a period, and strike out the balance of line 16, all of lines 17, 18, 19, 20, 21, 22, 23 and the first two words in line 24, and insert in lieu thereof the following:

"The appeal shall be tried by the District Court as a suit in equity, and without a jury, and such judgment entered as the Court shall determine."

On page three, lines 1 and 2, strike out the following: "otherwise than as to the amount of damages (comma)"

GORDON COX,  
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the

Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. O. E. Erickson moved that further consideration of Senate Bill No. 174 be indefinitely postponed.

Which motion was lost.

THIRD READING OF SENATE BILLS

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 64; nays, 44; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Peters
Bell	Hermes	Plath, John, Cass
Bishop	Holthusen	Plath, Wm., Cass
Bittner	Jardine	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Ward	Smith
Brown	Johnson, Traill	Standley
Brunsdale	Kneeland	Steedsman
Burns	Larvick	Steen
Carter	Lynch	Swendseid
Cox	McDowall	Thompson
Dolwig	McGauvran	Turner
Dyer	Mau	Twichell
Flom	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gibbens	Northridge	Wentz
Halcrow	Oberg	Westford
Hamilton	Olafson	Wilson
Hausmann	Olson, Burleigh	Werner
Henderson	Olson, Hettinger	Mr. Speaker
Hoffman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Martin
Anderson	Indergaard	Morgan
Anfinson	Isaak	Owings
Bubel	Iverson	Place
Burkhart	Kapfer	Sax
Butt	Keierleber	Schultz
Carlson	Kraft	Shurr
Craig	Larson	Svingen
Dilland	Lavik	Thatcher
Erickson, Kidder	Lee	Treffry
Erickson, Benson	Lembcke	Twete
Fettig	Levin	Van Berkom
Gilchrist	Lindgren	Wagner
Hanson	McColl	Young
Helbling	McCay	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dickerson	McManus	Wigen
Johnston	Opdahl	

So the bill passed and the title was agreed to.

Mr. O. E. Erickson explained his vote: It seems that the minority of this body would sooner pay attorney fees than get together and conciliate as they can under this present law. Nevertheless I am going to stay by my convictions and vote "no".

Mr. Fettig moved that Senate Bill No. 164 be placed on the calendar immediately following Senate Bill No. 163.

Which motion prevailed.

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 68; nays, 36; absent and not voting, 9.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hamilton	Olson, Hettinger
Amsberry	Helbling	Opdahl
Bell	Hermes	Peters
Bishop	Hoffman	Plath, John, Cass
Bittner	Holthusen	Plath, Wm., Cass
Boe	Horner	Pfenning
Bohnsack	Jardine	Rulon
Brown	Johnson, Nelson	Smith
Brunsdale	Johnson, Traill	Standley
Burkhart	Johnson, Ward	Steedsman
Burns	Kneeland	Swendseid
Carlson	Lindgren	Thompson
Carter	Lynch	Turner
Cox	McDowall	Twichell
Dillard	Martin	Veitch
Dolwig	Mau	Watt
Dyer	Miller	Wedel
Fettig	Montgomery	Wentz
Freeman	Muus	Westford
Frojen	Northridge	Wigen
Gibbens	Oberg	Young
Gilchrist	Olafson	Mr. Speaker
Halcrow	Olson, Burleigh	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anderson	Kapfer	Owings
Anfinson	Keierleber	Place
Bubel	Kraft	Sax
Butt	Larson	Schultz
Craig	Larvick	Shurr
Dickerson	Lavik	Steen
Hanson	Lee	Svingen
Hausmann	Lembcke	Thatcher
Henderson	Levin	Twete
Henrickson	McColl	Van Berkom
Isaak	McCay	Wagner
Iverson	Morgan	Wilson

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Kidder	Indergaard	McManus
Erickson, Benson	Johnston	Treffry
Flom	McGauvran	Worner

So the bill passed and the title was agreed to.

Mr. Horner moved that the vote by which Senate Bill No. 74 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Horner requested a call of the House.

The roll was called and showed Messrs. Erickson of Benson, Johnston and Lynch to be absent.

Mr. Horner then moved that further proceedings under the call be dispensed with.

Which motion prevailed.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 63; nays, 47; absent and not voting, 2; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Horner	Olson, Hettinger
Bell	Jardine	Opdahl
Bishop	Johnson, Nelson	Peters
Boe	Johnson, Traill	Plath, John, Cass
Bohnsack	Johnson, Ward	Plath, Wm., Cass
Brown	Kneeland	Pfenning
Brunsdale	Larvick	Rulon
Burns	Lee	Sax
Butt	Levin	Smith
Cox	Lindgren	Standley
Dolwig	Lynch	Steedsman
Flom	McDowall	Thompson
Freeman	McGauvran	Turner
Gibbens	McManus	Twichell
Halcrow	Martin	Veitch
Hamilton	Mau	Watt
Hausmann	Montgomery	Wedel
Helbling	Muus	Westford
Henderson	Northridge	Wigen
Hermes	Olafson	Wilson
Hoffman	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	
Aljets	Hanson	Owings
Anderson	Henrickson	Place
Anfinson	Holthusen	Schultz
Bittner	Indergaard	Shurr
Bubel	Isaak	Steen
Burkhart	Iverson	Svingen
Carlson	Kapfer	Swendseid
Carter	Keierleber	Thatcher
Craig	Kraft	Treffry

Messrs.	Messrs.	Messrs.
Dickerson	Larson	Twete
Dilland	Lavik	Van Berkom
Dyer	Lembcke	Wagner
Erickson, Kidder	McColl	Wentz
Fettig	McCay	Worner
Frojen	Morgan	Young
Gilchrist	Oberg	

Absent and not voting:

Messrs.	Messrs.
Erickson, Benson	Johnston

Passed:

Messrs.  
Miller

So the bill passed and the title was agreed to.

Mr. Horner moved that the vote by which Senate Bill No. 76 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Aljets explained his vote: I had my mind made up to vote for this bill until it was amended. I feel it is inconsistent to ask this legislature to vote a burden on the next session of the next legislature. I am perfectly willing that the Agricultural College should have the \$210,000.00 but not in this way. I therefore vote "no".

Mr. O. E. Erickson explained his vote: In view of the fact if Senate Bill No. 57 appropriates \$119,000.00 for a new building for the Agricultural College I think this other bill can wait two years. I therefore vote "no".

Mr. Lee explained his vote: Though Dunn County will get no benefit from the passage of this bill, I realize that I also represent the State of North Dakota. I vote "aye".

Mr. Swendseid explained his vote: I vote "no". It is my understanding that the farm boys do not require this appropriation and further as this is in the nature of establishing a precedent of appropriating money belonging to the next session of the legislature I vote "no".

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 79; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Anfinson	Hoffman	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnson, Nelson	Plath, John, Cass
Brown	Johnson, Trail	Plath, Wm., Cass
Brunsdale	Johnson, Ward	Pfenning
Bubel	Kneeland	Rulon
Burns	Larson	Sax
Butt	Larvick	Smith
Carter	Lee	Standley
Cox	Levin	Steedsman
Dickerson	Lindgren	Svingen
Dolwig	Lynch	Thompson
Dyer	McDowall	Turner
Erickson, Kidder	McGauvran	Twichell
Erickson, Benson	McManus	Van Berkorn
Flom	Martin	Veitch
Freeman	Mau	Watt
Frojen	Montgomery	Wedel
Gibbens	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Northridge	Wigen
Hausmann	Oberg	Wilson
Helbling	Olafson	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Owings
Anderson	Indergaard	Schultz
Bittner	Isaak	Shurr
Burkhart	Kapfer	Steen
Carlson	Keierleber	Swendseid
Craig	Kraft	Thatcher
Dilland	Lavik	Treffry
Fettig	Lembeke	Twete
Gilchrist	McColl	Wagner
Hanson	McCay	Worner
Henrickson	Miller	Young

Absent and not voting:

Messrs.  
Johnston

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Cox moved that the vote by which Senate Bill No. 72

was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Freeman moved that his motion for a recess be reconsidered.

Which motion prevailed.

Mr. Freeman then moved that the House recess until 1:30 p. m. after completion of the work under the Eight Order of Business.

Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect



Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for

1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death

of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

And the Speaker signed the same in the presence of the House:

Pursuant to Mr. Freeman's motion the House stands recessed.

The House re-assembled pursuant to recess taken.

### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has requested me to ask you to return to the House Senate Bill No. 181.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Concurrent Resolution "B".

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Also,

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Also,

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Also,

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Also,

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Also,

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Also,

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Also,

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Also,

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Also,

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Also,

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws

of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Also,

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Also,

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Also,

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Also,

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Also,

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Also,

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Also,

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Also,

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Also,

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Also,

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Were delivered to the Governor for his approval at the hour of 1:30 o'clock p. m. March 7, 1929.

E. E. VEITCH,  
Chairman.

#### GENERAL ORDERS

Mr. Freeman moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Freeman to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The Committee of the Whole have had under consideration:



Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 7 of Section 4 of the engrossed bill, strike out the period after the word "appropriations" and insert in lieu thereof a semi-colon and the following: "Provided further, that no levy shall be made for raising the money hereby appropriated, unless and until Congress takes appropriate action, and appropriates the funds necessary to establish a national park as herein provided.

And the further amendment:

Capitalize the words "national park" in the standing committee's amendmenuts.

Also,

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

And recommend the bill to the House for indefinite postponement.

C. VERNON FREEMAN,  
Chairman.

The Speaker resumed the chair and the clerk read the report of the Committee of the Whole.

Mr. Olafson moved that the report of the Committee of the Whole be adopted.

Mr. Burkhart moved that the report of the committee of the Whole be divided with respect to Senate Bill No. 191.

Which motion prevailed.

Mr. Burkhart moved that Senate Bill No. 191 be recommended for final passage.

Mr. Twichell offered as a substitute motion that further consideration of Senate Bill No. 191 be indefinitely postponed.

Which motion prevailed.

The question being upon the motion by Mr. Olafson the

question was put and the motion prevailed and the report of the committee was adopted.

Mr. Wilson moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

#### FIFTY-NINTH DAY

House of Representatives,  
Bismarek, North Dakota,  
March 7, 1929.

The House was called to order promptly at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

#### ROLL CALL

All members present except Mr. Johnston.

The committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh day after recess and Fifty-eighth day and recommend that the same be corrected as follows:

Page 13, line 44, correct the spelling of the word "defined".

Page 22, line 31, change "206" to "208".

Page 31, show Lynch voting in negative on motion by Mr. Freeman and correct vote totals to so correspond.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service in Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Also,

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Also,

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Also,

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Also,

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Also,

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved the adoption of this report.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee on Senate Bill No. 96 have had the same under consideration and recommend

that the Senate recede from its objection to the House Amendments and concur in said amendments.

For the Senate:

A. A. PECK,  
C. J. OLSON,  
W. H. PORTER.

For the House:

F. G. KNEELAND,  
CARL ANFINSON,  
IRA J. WILSON.

Mr. Kneeland moved that the House adopt the report of the Conference Committee on Senate Bill No. 96.

Which motion prevailed.

The Conference Committee on Senate Bill No. 61 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 61 have had the same under consideration and recommend that the Senate concur in House amendments to Senate Bill No. 61.

For the Senate:

P. O. SATHRE,  
A. W. FOWLER,  
P. T. KRETSCHMAR.

For the House:

A. J. RULON,  
KARL H. BRUNSDALE,  
C. H. OPDAHL.

Mr. Rulon moved that the House adopt the report of the Conference Committee on Senate Bill No. 61.

Which motion prevailed.

The Conference Committee on Senate Bill No. 194 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 194 have had the same under consideration and recommend that the Senate adopt the House amendments.

For the Senate:

L. W. SPERRY,  
J. K. BROSTUEN,  
WILLIAM KAMRATH,

For the House:

L. L. TWICHELL,  
JAMES McMANUS,  
M. H. LYNCH.

Mr. Twichell moved that the House adopt the report of the Conference Committee on Senate Bill No. 194.

Which motion prevailed.

The Conference Committee on Senate Bill No. 195 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 195 have had the same under consideration and recommend the Senate adopt the House amendments.

For the Senate:

L. W. SPERRY,  
J. K. BROSTUEN,  
WILLIAM KAMRATH.

For the House:

L. L. TWICHELL,  
JAMES McMANUS,  
M. H. LYNCH.

Mr. Twichell moved that the House adopt the report of the Conference Committee on Senate Bill No. 195.

Which motion prevailed.

Mr. Lee moved that the absent members be excused.

Which motion prevailed.

Mr. Freeman presented the following resolution.

#### MEMORIAL RESOLUTION

WHEREAS, the members of the House of Representatives have learned of the death during the past year of Joseph Colosky of Manvel, Grand Forks County, North Dakota, who was one of the pioneers of this state, and

WHEREAS, Joseph Colosky was long a man of prominence in the social and political life of his community and county, and represented with ability his district in the Second and Fourth Legislative Assemblies;

BE IT RESOLVED by the House of Representatives that it regrets the passing of this highly respected citizen and former member, and that it extends the sincerest sympathy to his family, and that as a mark of esteem and sympathy it orders this resolution printed in the Journal, and a duly enrolled copy thereof transmitted by the Chief Clerk to Charles Colosky of Manvel, North Dakota.

Mr. Freeman moved the adoption of the resolution.

Adopted by a rising vote of the members of the House of

Representatives of the Twenty-first Legislative Assembly this 7th day of March, A. D., 1929.

Mr. Pfenning presented the following resolution:

#### MEMORIAL RESOLUTION

WHEREAS, the members of the House of Representatives have learned of the death of William Simpson of Mandan, Morton County, North Dakota, who died Saturday, February Twenty-third, 1929. William Simpson was a member of the House of Representatives from the Thirtieth Legislative District.

WHEREAS, William Simpson was long a man of prominence in the social and political life of his community and county, and represented with ability his district in the Tenth Legislative Assembly;

BE IT RESOLVED by the House of Representatives that it regrets the passing of this highly respected citizen and former member, and that it extends the sincerest sympathy to his family, and that as a mark of esteem and sympathy it orders this resolution printed in the Journal, and a duly enrolled copy thereof transmitted by the Chief Clerk to the family of William Simpson at Mandan, North Dakota.

Mr. Pfenning moved the adoption of the resolution.

Adopted by a rising vote of the members of the House of Representatives of the Twenty-first Legislative Assembly this 7th day of March, A. D., 1929.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Also,

House Bill No. 223. A Bill For an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to

Certificates of Public Convenience and Necessity of Public Utilities.

Also,

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Also,

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Also,

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Also,

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Also,

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Also,

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public

Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Were delivered to the Governor for his approval at the hour of 3:40 o'clock p. m., March 7, 1929.

E. E. VEITCH,  
Chairman.

MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:



House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the conference committee on Senate Bill No. 61; also on Senate Bill No. 194; also on Senate Bill No. 195.

Very respectfully,

F. E. TUNELL,  
Secretary.

### THIRD READING OF SENATE BILLS

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

Mr. Twichell requested unanimous consent to amend the bill.

Which motion prevailed.

Mr. Twichell then offered the following amendment:

In line 16 from end of engrossed bill change the word "six" to "nine".

Which amendment was adopted.

Mr. Cox moved that the rules be suspended and Senate Bill No. 168 be placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 107; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Burleigh
Anderson	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anfinson	Horner	Peters
Bell	Indergaard	Place
Bishop	Isaak	Plath, John, Cass
Bittner	Iverson	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Sax
Brunsdale	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Standley
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Svingen
Cox	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Benson	McColl	Twichell
Flom	McCay	Van Berkom
Fettig	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan *	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henderson	Oberg	Mr. Speaker
Henrickson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Lynch	Twete
Erickson, Kidder	Owings	

Absent and not voting:

Messrs.  
Johnston

So the bill passed and the title was agreed to.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 60; nays, 43; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Olson, Hettinger
Bishop	Holthusen	Peters
Bittner	Horner	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Cox	Kneeland	Steedsman
Dolwig	Larvick	Steen
Erickson, Benson	Lynch	Thompson
Fettig	McDowall	Turner
Flom	McGauvran	Twichell
Freeman	McManus	Veitch
Frojen	Martin	Watt
Gibbens	Mau	Wedel
Halcrow	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Northridge	Wilson
Henderson	Olafson	Worner
Hermes	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Kapfer	Place
Bubel	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Svingen
Carlson	Lavik	Swendseid
Carter	Lee	Thatcher
Craig	Lembeke	Treffry
Dilland	Levin	Twete
Dyer	Lindgren	Van Berkom

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McColl	Wagner
Gilchrist	McCay	Young
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Johnston	Shurr
Dickerson	Miller	Standley
Heibling	Muus	Wentz
Johnson, Ward		

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Bubel	Kapfer	Rulon
Burkhart	Keierleber	Sax
Burns	Kneeland	Schultz
Butt	Larson	Smith
Carlson	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Levin	Thatcher
Craig	Lindgren	Thompson
Dilland	Lynch	Treffry
Dolwig	McColl	Turner
Erickson, Kidder	McCay	Twete
Erickson, Benson	McDowall	Twichell
Flom	McGauvran	Van Berkorn
Freeman	McManus	Veitch
Frojen	Martin	Watt
Gibbens	Mau	Wedel

Messrs.	Messrs.	Messrs.
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wigen
Hanson	Northridge	Wilson
Hausmann	Oberg	Worner
Helbling	Olafson	Young
Henderson	Olson, Burleigh	Mr. Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Fettig	Lee
Bohnsack	Isaak	Lembcke
Brunsdale	Johnson, Traill	Svingen
Dickerson	Kraft	Wagner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dyer	Muus	Steen
Johnson, Ward	Shurr	Swendseid
Johnston		

So the bill passed and the title was agreed to.

Mr. Rulon moved that the vote by which Senate Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 85; nays, 16; absent and not voting, 11; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Amsberry	Horner	Owings
Anderson	Indergaard	Place
Anfinson	Iverson	Plath, Wm., Cass
Bell	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Rulon
Boe	Kapfer	Sax
Brown	Keierleber	Schultz
Burns	Kneeland	Shurr

Messrs.	Messrs.	Messrs.
Carlson	Larson	Smith
Carter	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twete
Erickson, Benson	McColl	Twichell
Flom	McCay	Van Berkom
Frojen	McDowall	Veitch
Gibbens	Martin	Wagner
Gilchrist	Mau	Watt
Halcrow	Miller	Wedel
Hamilton	Montgomery	Wentz
Hanson	Northridge	Westford
Hausmann	Oberg	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Worner
Henrickson	Olson, Hettinger	Mr. Speaker
Hermes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bishop	Fettig	Lee
Bohnsack	Hoffman	Morgan
Brunsdale	Isaak	Svingen
Bubel	Johnson, Traill	Thatcher
Butt	Kraft	Young
Dickerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnston	Peters
Erickson, Kidder	McGauvran	Steen
Freeman	McManus	Swendseid
Johnson, Ward	Muus	

Passed:

Messrs.  
Pfenning

So the bill passed and the title was agreed to.

Mr. Indergaard moved that the vote by which Senate Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 94; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Amsberry	Hermes	Northridge
Anderson	Hoffman	Oberg
Anfinson	Holthusen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Indergaard	Peters
Bittner	Isaak	Place
Boe	Iverson	Plath, John, Cass
Bohnsack	Jardine	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Sax
Burkhart	Kapfer	Schultz
Bubel	Keierleber	Shurr
Burns	Kraft	Smith
Butt	Larson	Standley
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Thatcher
Craig	Lembcke	Thompson
Dilland	Levin	Treffry
Dolwig	Lindgren	Turner
Dyer	Lynch	Twichell
Erickson, Benson	McColl	Van Berkorn
Freeman	McCay	Wagner
Frojen	McDowall	Wedel
Gibbens	McManus	Wentz
Gilchrist	Martin	Westford
Halcrow	Mau	Wigen
Hamilton	Miller	Wilson
Hanson	Montgomery	Worner
Hausmann	Morgan	Young
Helbling	Muus	Mr. Speaker
Henderson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Olafson	Steedsman
Fettig	Opdahl	Twete
Henrickson	Owings	Watt
Kneeland	Rulon	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Johnson, Ward	Swendseid
Erickson, Kidder	Johnston	Veitch
Flom	McGauvran	

So the bill passed and the title was agreed to.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 71, nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Peters
Bishop	Horner	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Jardine	Rulon
Brown	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz
Burns	Johnson, Ward	Smith
Butt	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larvick	Steen
Dolwig	Lynch	Swendseid
Dyer	McDowall	Thompson
Fettig	McGauvran	Turner
Flom	Mau	Twichell
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gibbens	Morgan	Wedel
Halcrow	Muus	Wentz
Hamilton	Northridge	Westford
Hausmann	Olafson	Wilson
Helbling	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Mr. Speaker
Hermes	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Amsberry	Indergaard	Martin
Anderson	Kapfer	Oberg
Anfinson	Keierleber	Owings
Burkhart	Larson	Place
Carlson	Lavik	Shurr
Craig	Lee	Svingen
Dickerson	Lembcke	Thatcher
Dilland	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	McColl	Van Berköm
Gilchrist	McCay	Wagner
Hanson	McManus	Young
Henrickson		



Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Wigen
Brunsdale	Johnston	

So the bill passed and the title was agreed to.

Senate Bill No. 144]. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 71; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hoffman	Olson, Hettinger
Bell	Holthusen	Opdahl
Bishop	Horner	Peters
Bittner	Iverson	Plath, John. Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfenning
Brown	Johnson, Traill	Rulon
Burns	Kneeland	Smith
Carter	Kraft	Standley
Cox	Larvick	Steedsman
Dolwig	Lynch	Steen
Dyer	McCay	Swendseid
Fettig	McDowall	Thompson
Flom	McGauvran	Turner
Freeman	McManus	Twichell
Frojen	Martin	Veitch
Gibbens	Mau	Watt
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Sneaker
Hermes	Olson, Burleigh	

Those voting in the negative were:

Messrs.		
Amsberry	Indergaard	Owings
Anderson	Isaak	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Butt	Larson	Shurr
Carlson	Lavik	Svingen

Messrs.	Messrs.	Messrs.
Craig	Lee	Thatcher
Dickerson	Lembcke	Treffry
Dilland	Levin	Twete
Erickson, Kidder	Lindgren	Van Berkom
Erickson, Benson	McColl	Wagner
Hanson	Oberg	Young
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Ward	Wigen
Brunsdale	Johnston	

So the bill passed and the title was agreed to. Emergency clause declared lost.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 60; nays, 51; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Olson, Burleigh
Bishop	Hoffman	Peters
Boe	Holthusen	Plath, John, Cass
Bohnsack	Horner	Plath, Wm., Cass
Brown	Jardine	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Burns	Johnson, Traill	Smith
Carter	Johnson, Ward	Standley
Cox	Kneeland	Steedsman
Dolwig	Larvick	Thompson
Fettig	Lynch	Turner
Flom	McDowall	Twichell
Freeman	McGauvran	Veitch
Frojen	Mau	Watt
Gibbens	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Indergaard	Olson, Hettinger
Anfinson	Isaak	Opdahl
Anderson	Iverson	Owings
Bittner	Kapfer	Place
Bubel	Keierleber	Sax
Burkhart	Kraft	Schultz
Butt	Larson	Shurr
Carlson	Lavik	Steen
Craig	Lee	Svingen
Dickerson	Lembcke	Swendseid
Dillard	Levin	Thatcher
Dyer	Lindgren	Treffry
Erickson, Kidder	McCoy	Twete
Erickson, Benson	McCay	Van Berkom
Gilchrist	McManus	Wagner
Hanson	Martin	Young

Absent and not voting:

Messrs.	Messrs.
Johnston	Wigen

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Peters moved that the vote by which Senate Bill No. 58 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 85; nays, 8; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Helbling	Oberg
Anderson	Henderson	Olafson
Anfinson	Henrickson	Olson, Burleigh
Bell	Hermes	Olson, Hettinger
Bishop	Hoffman	Opdahl

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Holthusen	Owings
Boe	Horner	Plath, John, Cass
Bohnsack	Indergaard	Plath, Wm., Cass
Brown	Iverson	Pfenning
Brunsdale	Jardine	Rulon
Bubel	Johnson, Traill	Sax
Burkhart	Johnson, Ward	Shurr
Burns	Kapfer	Smith
Carlson	Keierleber	Standley
Cox	Larvick	Svingen
Craig	Lavik	Thompson
Dolwig	Lembcke	Treffry
Dyer	Levin	Turner
Erickson, Benson	Lindgren	Van Berkom
Fettig	McColl	Veitch
Flom	McDowall	Wagner
Freeman	McGauvran	Watt
Frojen	McManus	Wedel
Gibbens	Mau	Wentz
Gilchrist	Miller	Westford
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Young
Hanson	Northridge	Mr. Speaker
Hausmann		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	McCay	Thatcher
Isaak	Place	Twete
Larson	Schultz	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Kneeland	Steedsman
Butt	Kraft	Steen
Carter	Lee	Swendseid
Dilland	Lynch	Twichell
Erickson, Kidder	Martin	Wigen
Johnson, Nelson	Muus	Worner
Johnston	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the third time.

**ROLL CALL**

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 96; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Northridge
Anderson	Hermes	Oberg
Anfinson	Hoffman	Olafson
Bell	Holthusen	Olson, Burleigh
Bishop	Horner	Olson, Hettinger
Bittner	Indergaard	Opdahl
Boe	Isaak	Owings
Bohnsack	Iverson	Place
Brown	Jardine	Plath, John, Cass
Brunsdale	Johnson, Nelson	Plath, Wm., Cass
Bubel	Johnson, Traill	Pfenning
Burkhart	Johnson, Ward	Rulon
Burns	Kapfer	Sax
Butt	Keierleber	Schultz
Carlson	Kraft	Shurr
Cox	Larson	Smith
Craig	Larvick	Standley
Dilland	Lavik	Steen
Dolwig	Lee	Swendseid
Erickson, Kidder	Lembcke	Thompson
Erickson, Benson	Lindgren	Turner
Fettig	Lynch	Twichell
Flom	McCull	Van Berkom
Freeman	McCay	Veitch
Frojen	McDowall	Wagner
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wentz
Halcrow	Mau	Wedel
Hamilton	Miller	Westford
Hausmann	Montgomery	Wilson
Helbling	Morgan	Worner
Henderson	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dickerson	Svingen	Twete
Hanson	Thatcher	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Kneeland	Steedsman
Carter	Levin	Treffry
Dyer	Martin	Wigen
Johnston	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 73; nays, 31; absent and not voting, 9.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hausmann	Olson, Burleigh
Ansberry	Helbling	Olson, Hettinger
Anderson	Henderson	Opdahl
Anfinson	Hermes	Owings
Bell	Hoffman	Peters
Bishop	Horner	Place
Bohnsack	Iverson	Plath, John, Cass
Brown	Johnson, Nelson	Plath, Wm., Cass
Brunsdale	Johnson, Ward	Rulon
Burns	Kraft	Sax
Butt	Larson	Schultz
Carlson	Larvick	Smith
Carter	Lavik	Standley
Cox	Lembeke	Steen
Craig	Lindgren	Svingen
Dolwig	McCull	Thompson
Dyer	McDowall	Treffry
Erickson, Kidder	McGauvran	Turner
Erickson, Benson	McManus	Van Berkorn
Fettig	Mau	Veitch
Flom	Montgomery	Wagner
Gibbens	Muus	Watt
Halcrow	Northridge	Westford
Hamilton	Olafson	Mr. Speaker
Hanson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Isaak	Pfenning
Boe	Jardine	Shurr
Bubel	Johnson, Trail	Swendseid
Burkhart	Keierleber	Thatcher
Dickerson	Lee	Twete
Dilland	Levin	Wedel
Freeman	McCay	Wentz
Frojen	Miller	Wilson
Gilchrist	Morgan	Worner
Henrickson	Oberg	Young
Holthausen		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Indergaard	Kneeland	Steedsman
Johnston	Lynch	Twichell
Kapfer	Martin	Wigen

So the bill passed and the title was agreed to.

Mr. Van Berkom moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hermes	Olson, Hettinger
Anderson	Hoffman	Opdahl
Anfinson	Holthusen	Owings
Bell	Horner	Peters
Bishop	Indergaard	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfennig
Brown	Johnson, Nelson	Rulon
Brunsdale	Johnson, Traill	Sax
Bubel	Johnson, Ward	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Benson	Lynch	Twichell
Fettig	McCull	Van Berkom
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hamilton	Morgan	Wilson
Hanson	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.
Olafson	Thatcher

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McCay	Wigen
Johnston	Mau	

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: Pursuant to your request I have the honor to return herewith Senate Bill No. 181.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Hoffman requested a return to the Seventh Order of Business.

Which request was granted.

Mr. Hoffman then moved that the vote by which Senate Bill No. 181 was indefinitely postponed be reconsidered.

Which motion was lost.

Senate Bill No. 137. A Bill for an Act to appropriate the sum of sixteen thousand dollars (\$16,000.00) for the purchase of section nine (9), in township one hundred thirty-eight, (138), north of range eighty-one (81), west of the fifth principal meridian in Morton County, North Dakota, or other available land adjacent thereto, and providing for the renting thereof to the United States Government for use in connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson



Messrs.	Messrs.	Messrs.
Amsberry	Holthusen	Olson, Burleigh
Bell	Horner	Olson, Hettinger
Bishop	Isaak	Opdahl
Bittner	Iverson	Peters
Boe	Jardine	Place
Bohnsack	Johnson, Nelson	Plath, John, Cass
Brown	Johnson, Traill	Plath, Wm., Cass
Brunsdale	Johnson, Ward	Pfenning
Bubel	Kapfer	Rulon
Burns	Keierleber	Sax
Butt	Kneeland	Schultz
Carter	Larvick	Smith
Cox	Lavik	Standley
Dickerson	Lee	Steedsman
Dolwig	Lembcke	Steen
Dyer	Levin	Svingen
Fettig	Lindgren	Thompson
Flom	Lynch	Turner
Freeman	McCay	Twete
Frojen	McDowall	Twichell
Gibbens	McGauvran	Van Berkom
Halcrow	Martin	Veitch
Hamilton	Mau	Wagner
Hanson	Miller	Watt
Hausmann	Montgomery	Wentz
Helbling	Morgan	Westford
Henderson	Muus	Wilson
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Henrickson	Shurr
Anfinson	Indergaard	Swendseid
Burkhart	Kraft	Thatcher
Carlson	Larson	Treffry
Craig	McColl	Wedel
Dilland	McManus	Young
Erickson, Kidder	Northridge	
Gilchrist	Owings	

Absent and not voting:

Messrs.	Messrs.
Erickson, Benson	Wigen
Johnston	Worner

So the bill passed and the title was agreed to.

Mr. Helbling moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for

Federal Aid, in Extension Division Work of the Agricultural College.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Olafson
Amsberry	Henrickson	Olson, Burleigh
Anderson	Hermes	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Peters
Bishop	Horner	Place
Bittner	Isaak	Plath, John, Cass
Boe	Iverson	Plath, Wm., Cass
Bohnsack	Jardine	Pfenning
Brunsdale	Johnson, Nelson	Rulon
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kneeland	Shurr
Butt	Kraft	Smith
Carlson	Larson	Standley
Carter	Larvick	Steedsman
Craig	Lavik	Steen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thompson
Dolwig	Levin	Turner
Dyer	Lindgren	Twichell
Erickson, Kidder	Lynch	Veitch
Erickson, Benson	McDowall	Wagner
Fettig	McGauvran	Watt
Flom	Martin	Wedel
Frojen	Mau	Wentz
Gibbens	Miller	Wigen
Gilchrist	Montgomery	Wilson
Halcrow	Muus	Worner
Hamilton	Oberg	Mr. Speaker
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Owings	Twete
McCull	Thatcher	Van Berkom
McCay	Treffry	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown	Johnston	Northridge
Cox	Johnson, Trail	Svingen

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Freeman	Johnson, Ward	Westford
Helbling	McManus	
Henderson	Morgan	

So the bill passed and the title was agreed to.

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 13; absent and not voting, 13.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Helbling	Olafson
Ainsberry	Henderson	Olson, Burleigh
Anderson	Hermes	Olson, Hettinger
Anfinson	Hoffman	Opdahl
Bell	Holthusen	Peters
Bishop	Horner	Place
Bittner	Indergaard	Plath, John, Cass
Boe	Isaak	Plath, Wm., Cass
Bohnsack	Iverson	Pfenning
Brown	Jardine	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Shurr
Burkhart	Kapfer	Smith
Burns	Kneeland	Standley
Carlson	Larson	Steedsman
Carter	Larvick	Swendseid
Dickerson	Lavik	Thompson
Dilland	Lembeke	Turner
Dolwig	Levin	Twichell
Dyer	Lindgren	Van Berkom
Erickson, Benson	McColl	Veitch
Fettig	McDowall	Wagner
Flom	McGauvran	Watt
Frojen	Martin	Wedel
Gibbens	Miller	Wentz
Gilchrist	Montgomery	Westford
Halcrow	Morgan	Wilson
Hamilton	Mus	Young
Hausmann	Oberg	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	McCay	Thatcher
Erickson, Kidder	Owings	Treffry

Messrs.	Messrs.	Messrs.
Hanson	Schultz	Twete
Henrickson	Steen	Worner
Keierleber		

Absent and not voting:

Messrs.	Messrs.	Mau
Butt	Kraft	Northridge
Cox	Lee	Svingen
Freeman	Lynch	Wigen
Johnson, Ward	McManus	
Johnston		

So the bill passed and the title was agreed to.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

. Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 97; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Opdahl
Amsberry	Hoffman	Peters
Anderson	Holthusen	Place
Anfinson	Isaak	Plath, John, Cass
Bell	Iverson	Plath, Wm., Cass
Bishop	Jardine	Pfenning
Bittner	Johnson, Nelson	Rulon
Boe	Johnson, Traill	Sax
Bohnsack	Johnson, Ward	Schultz
Brown	Kapfer	Shurr
Brunsdale	Keierleber	Smith
Bubel	Kneeland	Standley
Burkhart	Larson	Steedsman
Burns	Larvick	Steen
Butt	Lavik	Swendseid
Carlson	Lee	Thatcher
Carter	Lembcke	Thompson
Craig	Levin	Treffry
Dickerson	Lindgren	Turner
Dilland	McColl	Twete
Dolwig	McCay	Twichell
Dyer	McDowall	Van Berkorn
Erickson, Kidder	McGauvran	Veitch
Erickson, Benson	Martin	Wagner
Fettig	Miller	Watt
Gibbens	Montgomery	Wedel

Messrs.	Messrs.	Messrs.
Gilchrist	Morgan	Wentz
Halcrow	Muus	Westford
Hamilton	Northridge	Wilson
Hanson	Olafson	Worner
Hausmann	Olson, Burleigh	Young
Heibling	Olson, Hettinger	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.
Oberg	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Horner	McManus
Flom	Indergaard	Mau
Freeman	Johnston	Svingen
Frojen	Kraft	Wigen
Henrickson	Lynch	

So the bill passed and the title was agreed to.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase or Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 82; nays, 19; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Amsberry	Isaak	Owings
Anderson	Iverson	Peters
Anfinson	Jardine	Place
Bell	Johnson, Nelson	Plath, John, Cass
Bishop	Johnson, Traill	Plath, Wm., Cass
Bittner	Johnson, Ward	Pfenning
Boe	Kapfer	Rulon
Bohnsack	Keierleber	Sax
Brown	Kneeland	Schultz
Brunsdale	Larson	Shurr
Burkhart	Larvick	Smith
Burns	Lavik	Standley
Butt	Lee	Steen

Messrs.	Messrs.	Messrs.
Carlson	Lembcke	Thatcher
Carter	Lindgren	Thompson
Craig	Lynch	Turner
Dilland	McCull	Twichell
Dolwig	McCay	Van Berkom
Dyer	Martin	Watt
Erickson, Kidder	Miller	Wedel
Erickson, Benson	Montgomery	Veitch
Halcrow	Muus	Westford
Hamilton	Northridge	Wentz
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Young
Henderson	Olson, Hettinger	Mr. Speaker
Horner		

Those voting in the negative were:

Messrs.	Messrs.	Mes.rs.
Bubel	Helbling	Morgan
Dickerson	Hermes	Steedsman
Fettig	Holthusen	Swendseid
Flom	Levin	Treffry
Frojen	McDowall	Wagner
Gibbens	McGauvran	Worner
Gilchrist		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Johnston	Oberg
Freeman	Kraft	Svingen
Henrickson	McManus	Twete
Indergaard	Mau	Wigen

So the bill passed and the title was agreed to.

Mr. Van Berkom moved that the vote by which Senate Bill No. 151 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
March 7, 1929.

To the House of Representatives of the State of North Dakota:

You are hereby notified that I have today approved and filed with the Secretary of State

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to

Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Also,

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Also,

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Also,

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Also,

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State

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of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Also,

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Very truly yours,

GEORGE F. SHAFER,  
Governor.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.



House Chamber,  
Bismarck, North Dakota  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Which the House has refused to reconsider.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, or Corporation Named in Such Deed or Instrument.

Which the House has amended.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

THURSDAY, MARCH 7, 1929

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Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Which the House has Amended.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Concurrent Resolution "J".

Senate Concurrent Resolution "K".

Senate Concurrent Resolution "L".

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 96. Also that the Senate has adopted the Conference Committee report on House Bill No. 172.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 44 Senators Murphy, Renauld and Cain.

On House Bill No. 177, Atkins, Hamilton and Ployhar.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative

to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 74.

Also Senate Bill No. 76.

Also Senate Bill No. 165.

Also Senate Bill No. 26.

Also Senate Bill No. 85.

Also Senate Bill No. 144.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills No. 168, 163, and the President has appointed as a Conference Committee, Senators Ployhar, Watt and Fredrickson on Senate Bill No. 168. Lynch, Olson of Eddy, and Hoople on Senate Bill No. 163.

Very respectfully,  
F. E. TUNELL,  
Secretary.

A return was made to the Sixth Order of Business.

#### REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee, to whom was referred House Bill No. 174, recommend that the word "fifteen" be stricken out of line "five" of the Printed Bill, and

that the word "twenty" be inserted in lieu thereof, and that the House concur in all other Senate amendments.

For the Senate:  
GUST WOG,  
A. A. PECK,  
W. D. LYNCH.

For the House:  
D. L. PETERS,  
DAVID STEEDSMAN,  
GEO. ALJETS.

Mr. Peters moved that the house adopt the report of the Conference Committee on House Bill No. 174.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and House Bill No. 174 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Amsberry	Hermes	Opdahl
Anderson	Hoffman	Owings
Anfinson	Holthusen	Peters
Bell	Horner	Place
Bishop	Indergaard	Plath, John, Cass
Bittner	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Jardine	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Bubel	Johnson, Ward	Shurr
Burkhart	Kapfer	Smith
Burns	Keierleber	Standley
Butt	Kneeland	Steedsman
Carlson	Larson	Steen
Carter	Larvick	Swendseid

Messrs.	Messrs.	Messrs.
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twete
Erickson, Kidder	McColl	Twichell
Erickson, Benson	McCay	Van Berkorn
Fettig	McDowall	Veitch
Flom	McGauvran	Wagner
Frojen	Martin	Watt
Gibbens	Miller	Wedel
Gilchrist	Montgomery	Wentz
Halcrow	Morgan	Westford
Hamilton	Muus	Wilson
Hanson	Northridge	Worner
Hausmann	Olafson	Young
Helbling	Olson, Burleigh	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Lynch	Oberg
Freeman	McManus	Svingen
Johnston	Mau.	Wigen
Kraft		

So the bill passed and the title was agreed to.

The Conference Committee made the following report:

Mr. Speaker: Your Conference Committee on

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Have had the same under consideration and recommend that the House concur in the Senate amendment.

For the Senate:  
 OLE ETTESTAD,  
 A. W. FOWLER,  
 O. T. TOFSRUD.

For the House:  
 CARL E. JOHNSON,  
 C. C. TURNER,  
 J. H. BURKHART.

Mr. Swendseid moved that the House adopt the report of the Conference Committee.

Which motion prevailed.

Mr. Swendseid then moved that the rules be-suspended and



House Bill No. 172 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Olson, Hettinger
Amsberry	Helbling	Opdahl
Anderson	Henderson	Owings
Anfinson	Hermes	Peters
Bell	Hoffman	Place
Rishop	Holthusen	Plath, John, Cass
Bittner	Horner	Plath, Wm., Cass
Boe	Isaak	Pfenning
Bohnsack	Iverson	Sax
Brown	Johnson, Nelson	Schultz
Brunsdale	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Smith
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsman
Butt	Kneeland	Steen
Carlson	Larson	Swendseid
Carter	Larvick	Thatcher
Craig	Lavik	Thompson
Dickerson	Lee	Treffry
Dilland	Levin	Turner
Dolwig	Lindgren	Twete
Dyer	McCcoll	Van Berkom
Erickson, Benson	McCay	Veitch
Erickson, Kidder	McDowall	Wagner
Fettig	McGauvran	Watt
Flom	Martin	Wedel
Frojen	Miller	Wentz
Gibbens	Montgomery	Westford
Gilchrist	Morgan	Wilson
Halcrow	Muus	Worner
Hamilton	Olafson	Young
Hanson	Olson, Burleigh	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jardine	Rulon	Twichell
Lembcke		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Kraft	Northridge
Freeman	Lynch	Oberg
Henrickson	McManus	Svingen
Indergaard	Mau	Wigen
Johnston		

So the bill passed and the title was agreed to.

Mr. Peters moved that the Speaker appoint a Conference Committee on Senate Bill No. 163.

Which motion prevailed, and the Speaker appointed as such committee, Messrs. Cox, Hausmann and Steen.

Mr. Twichell moved that the House concur in the Senate amendment to House Bill No. 230.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and House Bill No. 230 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 98; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hausmann	Northridge
Amsberry	Helbling	Olafson
Anderson	Henderson	Olson, Burleigh
Anfinson	Hermes	Olson, Hettinger
Bell	Hoffman	Opdahl
Bishop	Holthusen	Peters
Bittner	Herner	Plath, Wm., Cass
Boe	Isaak	Plath, John, Cass
Bohnsack	Iverson	Pfenning
Brown	Jardine	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Traill	Schultz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carter	Larson	Steedsman
Cox	Larvick	Steen
Craig	Lavik	Thatcher
Dickerson	Lee	Thompson
Dilland	Lembcke	Treffry
Dolwig	Levin	Turner
Dyer	Lindgren	Twichell
Erickson, Kidder	Lynch	Van Berkom
Erickson, Benson	McColl	Veitch
Fettig	McCay	Watt
Flom	McDowall	Wedel
Freeman	McGauvran	Wentz
Frojen	McManus	Westford
Gibbens	Martin	Wilson
Gilchrist	Miller	Worner
Halcrow	Montgomery	Young
Hamilton	Morgan	Mr. Speaker
Hanson	Muus	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Owings	Swendseid	Wagner
Place	Twete	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carlson	Johnston	Oberg
Henrickson	Kraft	Svingen
Indergaard	Mau	Wigen
Johnson, Ward		

So the bill passed and the title was agreed to.

Mr. Twichell moved that further action on House Bill No. 30 be deferred one legislative day.

Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 230.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

THURSDAY, MARCH 7, 1929

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House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 163, Representatives Cox, Hausmann and Steen.

Very respectfully,  
C. R. VERBY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 174 and also on House Bill No. 172.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 55; also Senate Bill No. 93; also Senate Bill No. 190.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 58 and 56, and the President has appointed as a Conference Committee, Senators Magnuson, Murphy and Martin on Senate Bill No. 58; and Senators Patterson, Brant and Fowler on Senate Bill No. 56.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### COURTESIES OF THE FLOOR

The Courtesies of the floor were extended to: J. O. Milsten, Belfield; Miss Dency Dickinson, Bismarck; R. D. Shipley, Bismarck; Miss Winnie Burkhart and Miss Sara Benedict,

Berthold; Geo. Rasmusen, Dazey; President McFarland, Minot; M. J. Engeseth, Minot; T. O. Kraabel, Fargo; Paul Etter and Loren Burkhardt, Berthold; Miss Verna Swendseid, Stanley; E. G. Collis, Mandan; Robert Treffry, New Rockford; Mr. and Mrs. H. L. Reade, Bismarck; L. H. Hausmann and Wendel Letzinger, Churchs Ferry; Robert Larson, Minot; Warren Kiesel, Audrey Rohrer, Bismarck; Mrs. Carl Larvick, Temvik; Jacob Spoer, Hebron; Mrs. T. Meinhover, Bismarck; class in Civil Government of Driscoll High School: Miss Esther Jacobson, principal; Alma Mount, assistant principal; Irene Koessel, Ethel Tompt, Mildred Aplan, Dorothy Barkman, Lawrence Jacobson, Leonard Koessel, Myrtle Christensen, Doris Tice, Viran Shaffer, Omar Rosvold, Loren Carr, Hazel Bruschwein, Vernice Newcomer, Norma Hogstad; Mrs. Everett Carr; John Alsan and Mr. and Mrs. R. G. Eisenbeisz, Driscoll; Mrs. W. S. Place, Bowman.

Mr. Twichell moved that the House do now recess until 10:00 a. m. the following day.

Which motion prevailed and the House stands recessed.

C. R. VERRY,  
Chief Clerk.

FIFTY-NINTH DAY AFTER RECESS AND  
SIXTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 8, 1929.

The House assembled at 10:00 a. m., pursuant to recess taken. Speaker Edwin Traynor presiding.

MESSAGES FROM THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

House Bill No. 78. A Bill For an Act to Amend and Re-

enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Which the Senate has indefinitely postponed.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the

Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.



Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota. Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County

Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

The Speaker announced that the House would be on the Twelfth Order of Business.

Mr. Peters moved that the House do not concur in the Senate amendments to House Bill No. 19 and that the Speaker appoint a new Conference Committee.

Mr. Van Berkomp offered as a substitute motion that the

House do concur in the Senate amendments to House Bill No. 19.

Mr. Van Berkon withdrew his motion in favor of that by Mr. Peters.

The question then being upon the motion by Mr. Peters the question was put and the motion prevailed.

The Speaker appointed as a new conference committee on House Bill No. 19, Messrs. Hausmann, M. J. Olson and Anfinson.

Mr. Rulon moved that the House do not concur in the Senate amendments to House Bill No. 212 and that the Speaker appoint a new Conference Committee.

Which motion prevailed and the Speaker appointed as such conference committee Messrs. Miller, Rulon and Bubel.

Mr. Rulon moved that the House do not concur in the Senate amendments to House Bill No. 121 and that the Speaker appoint a new conference committee.

Which motion prevailed and the Speaker appointed as such committee the same members as on House Bill No. 212.

Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 74.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and House Bill No. 74 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 82; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henrickson	Oberg
Amsberry	Hoffman	Olafson
Anderson	Horner	Olson, Burleigh
Bell	Indergaard	Opdahl
Boe	Iverson	Owings
Bohnsack	Jardine	Peters
Brown	Johnson, Nelson	Plath, John, Cass
Brunsdale	Johnson, Trail	Plath, Wm., Cass
Burkhart	Johnson, Ward	Rulon
Burns	Johnston	Sax
Butt	Kapfer	Shurr
Carlson	Keierleber	Smith
Carter	Kneeland	Standley
Cox	Kraft	Steedsman
Craig	Larson	Steen
Dyer	Larvick	Swendseid
Erickson, Kidder	Levin	Thatcher
Erickson, Benson	Lindgren	Thompson
Fettig	McColl	Treffry
Flom	McCay	Twichell
Freeman	McDowall	Van Berkom
Gibbens	McGauvran	Veitch
Gilchrist	Martin	Watt
Halcrow	Mau	Wigen
Hamilton	Montgomery	Wilson
Hanson	Muus	Young
Hausmann	Northridge	Mr. Speaker
Henderson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Isaak	Pfenning
Bishop	Lavik	Schultz
Bittner	Lee	Svingen
Bubel	Lembcke	Turner
Dickerson	Lynch	Twete
Dolwig	McManus	Wagner
Frojen	Miller	Wedel
Helbling	Morgan	Wentz
Hermes	Olson, Hettinger	Westford
Holthusen	Place	Worner

Absent and not voting:

**Messrs.**  
Dilland

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Van Berkom requested a return to the Seventh Order of Business.

Mr. Van Berkom moved that the Speaker reconsider the

appointment of the Conference Committee on House Bill No. 19.

The Speaker ruled Mr. Van Berkomp's motion out of order.

Mr. Van Berkomp appealed to the House from the decision of the Speaker.

A question was raised as to whether an appeal from the Speaker's decision were debatable.

The Speaker ruled that the appeal was debatable.

The question then being on whether or not the Speaker should be sustained in his appointment of the Conference Committee under consideration the question was put and the Speaker's appointment was sustained unanimously.

Mr. Smith moved that the House concur in the Senate amendments to House Bill No. 78.

Which motion prevailed.

Mr. Smith then moved that the rules be suspended and House Bill No. 78 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Olson, Hettinger
Amsberry	Horner	Opdahl
Anderson	Indergaard	Owings
Anfinson	Isaak	Peters
Bell	Iverson	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfenning
Bohnsack	Johnson, Ward	Rulon
Brown	Johnston	Sax
Brunsdale	Kapfer	Schultz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bubel	Keierleber	Shurr
Burkhart	Kneeland	Smith
Burns	Kraft	Standley
Butt	Larson	Steedsman
Carlson	Larvick	Steen
Carter	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Lembcke	Thatcher
Dolwig	Levin	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	Lynch	Turner
Erickson, Kidder	McColl	Twete
Fettig	McDowall	Twichell
Flom	McGauvran	Van Berkom
Freeman	McManus	Veitch
Frojen	Martin	Wagner
Gibbens	Mau	Watt
Gilchrist	Miller	Wedel
Halcrow	Montgomery	Wentz
Hamilton	Morgan	Westford
Hanson	Muus	Wigen
Hausmann	Northridge	Wilson
Helbling	Oberg	Worner
Henrickson	Olafson	Young
Hermes	Olson, Burleigh	Mr. Speaker
Hoffman		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Henderson	McCay
Dillard		

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Mau moved that the House concur in the Senate amendments to House Bill No. 22.

Which motion prevailed.

Mr. Mau then moved that the rules be suspended and House Bill No. 22 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Hermes	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Horner	Owings
Bell	Indergaard	Peters
Bishop	Isaak	Place
Bittner	Iverson	Plath, John, Cass
Boe	Jardine	Plath, Wm., Cass
Bohnsack	Johnson, Nelson	Pfennig
Brown	Johnson, Traill	Rulon
Brunsdale	Johnson, Ward	Sax
Bubel	Johnston	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Smith
Butt	Kneeland	Standley
Carlson	Kraft	Steedsman
Carter	Larson	Steen
Cox	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dolwig	Lembcke	Thompson
Dyer	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Fettig	McColl	Twichell
Flom	McDowall	Van Berkorn
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olafson	Mr. Speaker

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Dillard	McCay

So the bill passed and the title was agreed to.

Mr. Bishop moved that the House concur in the Senate amendments to House Bill No. 170.

Which motion prevailed.

Mr. Twichel moved that the rules be suspended and House Bill No. 170 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 84; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Henderson	Northridge
Amsberry	Hermes	Oberg
Anderson	Hoffman	Olson, Burleigh
Anfinson	Holthusen	Olson, Hettinger
Bell	Horner	Opdahl
Bishop	Isaak	Owings
Bittner	Iverson	Peters
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnston	Plath, Wm., Cass
Brown	Johnson, Nelson	Pfenning
Bubel	Johnson, Traill	Rulon
Burns	Johnson, Ward	Schultz
Butt	Kapfer	Smith
Carlson	Keierleber	Standley
Cox	Kneeland	Steedsman
Dolwig	Larvick	Steen
Erickson, Benson	Lavik	Swendseid
Fettig	Lee	Thompson
Flom	Levin	Turner
Freeman	McCay	Twichell
Frojen	McDowall	Veitch
Gibbens	McGauvran	Watt
Gilchrist	McManus	Wentz
Halcrow	Martin	Wigen
Hamilton	Miller	Westford
Hanson	Montgomery	Wilson
Hausmann	Morgan	Worner
Helbling	Muus	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burkhart	Larson	Shurr



Messrs.	Messrs.	Messrs.
Carter	Lindgren	Svingen
Craig	Lembcke	Thatcher
Dickerson	Lynch	Treffry
Dyer	McColl	Twete
Erickson, Kidder	Mau	Van Berkom
Henrickson	Olafson	Wagner
Indergaard	Place	Wedel
Kraft	Sax	Young

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Dilland

So the bill passed and the title was agreed to.

Mr. Peters moved that the Speaker appoint a Conference Committee on Senate Bill No. 168.

Which motion prevailed and the Speaker appointed as such Conference Committee Messrs. Twichell, Veitch and Van Berkom.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 19 and has appointed as a Conference Committee, Representatives Hausmann, Olson of Burleigh and Anfinson.

Also, the House refuses to concur in Senate amendments to House Bill No. 212 and House Bill No. 121 and has appointed as a Conference Committee on both bills, Representatives Miller, Rulon and Bubel.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 168, Representatives Twichell, Veitch and Van Berkom.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

FRIDAY, MARCH 8, 1929

1445

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 74, and House Bill No. 78, and House Bill No. 22 and House Bill No. 170.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 188.

Very respectfully,

F. E. TUNELL,  
Secretary.

Mr. Twichell moved that the House concur in the Senate's request.

Which motion prevailed.

JOURNAL OF THE HOUSE  
MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith House Bill No. 188, which the Senate has requested.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

A return was made to the Sixth Order of Business.

REPORTS OF SELECT COMMITTEES

The Conference Committee on House Bill No. 177 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 177 have had the same under consideration and recommend that the Senate recede from its amendments.

Your Conference Committee further recommends that in line 9 of the title of the engrossed bill, as amended by the Senate, that the figures "30" be stricken out and the figures "18" be inserted in lieu thereof.

In line 7 of Section 1 of the engrossed bill, strike out the figures "30" and insert the figures "18" in lieu thereof.

In line 23 of Section 1 of page 2 of the engrossed bill, as amended by the Senate, the figures "30" be stricken out and the figures "18" be inserted in lieu thereof.

For the Senate:  
S. J. ATKINS,  
FRANK E. PLOYHAR,  
D. H. HAMILTON.

For the House:  
J. K. OLAFSON,  
E. P. BISHOP,  
H. F. BUTT.

Mr. Olafson moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Mr. Twichell moved that the House do not accept the report of the Conference Committee on House Bill No. 177.

Mr. Burkhart offered as a substitute motion that the House accept the report of the conference committee.

Which motion prevailed.

Mr. Burkhart then moved that the rules be suspended and House Bill No. 177 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 68; nays, 41; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Burleigh
Amsberry	Hoffman	Olson, Hettinger
Anderson	Holthusen	Opdahl
Anfinson	Indergaard	Owings
Bishop	Iverson	Place
Boe	Johnson, Ward	Sax
Brown	Johnston	Schultz
Burkhart	Kapfer	Shurr
Burns	Keierleber	Steen
Butt	Kraft	Svingen
Craig	Larson	Swendseid
Dickerson	Lavik	Treffry
Dilland	Lee	Turner
Dolwig	Lembcke	Twete
Dyer	Levin	Van Berkom
Freeman	Lindgren	Wagner
Erickson, Kidder	McCull	Wedel
Erickson, Benson	McCay	Worner
Frojen	Martin	Wigen
Gibbens	Montgomery	Wilson
Gilchrist	Muus	Young
Hanson	Oberg	Mr. Speaker
Hausmann	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hermes	Peters
Bittner	Jardine	Plath, John, Cass
Bohnsack	Johnson, Traill	Plath, Wm., Cass
Brunsdale	Johnson, Nelson	Rulon
Bubel	Kneeland	Smith
Carlson	Larvick	Standley

Messrs.	Messrs.	Messrs.
Carter	Lynch	Steedsman
Cox	McDowall	Thompson
Fettig	McGauvran	Twicheil
Flom	McManus	Veitch
Halcrow	Mau	Watt
Hamilton	Miller	Wentz
Helbling	Morgan	Westford
Henderson	Northridge	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Horner	Pfenning	Thatcher
Isaak		

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 177 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Your Conference Committees of the Senate and the House to whom was referred Senate Bill No. 163, as amended by the House have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate:  
 W. D. LYNCH,  
 G. H. HOOPLE,  
 O. H. OLSON.

For the House:  
 GORDON COX,  
 L. H. STEEN,  
 W. A. HAUSMANN.

Mr. Cox moved that the report be adopted.

Which motion prevailed.

Mr. Speaker: Your Conference Committee on House Bill No. 42 have had the same under consideration and report we are unable to agree and ask this committee be discharged and a new committee appointed.

GORDON COX,  
 C. VERNON FREEMAN,  
 JAMES McMANUS.

Mr. Cox moved that the report of the Conference Committee on House Bill No. 42 be adopted.

Which motion prevailed.

The Speaker announced as a new Conference Committee on House Bill No. 42, Messrs. Jardine, Thompson and Thatcher.

Mr. Turner moved that the Speaker appoint a Conference Committee on Senate Bill No. 56.

Which motion prevailed and the Speaker appointed as a new Conference Committee on Senate Bill No. 56 Messrs. Brunsdale, Gibbens and Aljets.

Mr. Freeman moved that the Speaker appoint a Conference Committee on Senate Bill No. 58.

Which motion prevailed and the Speaker appointed as such Conference Committee on Senate Bill No. 58, Messrs. Freeman, Henderson and Butt.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 30.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Horner moved that the House accede to the request of the Senate on House Bill No. 30.

Which request was granted.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House returns House Bill No. 30 which the Senate has requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed a new Conference Committee on House Bill No. 42, Representatives Jardine, Thompson and Thatcher; and on Senate Bill No. 56, Representatives Brunsdale, Gib-

bens and Aljets; and on Senate Bill No. 58, Representatives Freeman, Henderson and Butt.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

A return was made to the Seventh Order of Business.

Concurrent Resolution "L" was read and referred to the Committee on Appropriations.

Concurrent Resolution "J" was read and referred to the Committee on Appropriations.

Concurrent Resolution "K" was read and referred to the Committee on Appropriations.

A return was made to the Fifth Order of Business.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Also,

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

Also;

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Also,

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Also,

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Also,

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Also:

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

Also,

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also;

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Also,

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Also,

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing



Boards of County Commissioners to Appropriate Funds Therefor.

Also,

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Also,

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and For Applying Such Avails from the Debts of the Decedent.

Also,

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Also;

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Also,

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case

of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Also,

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Also,

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted.

Which motion prevailed.

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

Senate Concurrent Resolution "G."

Have had the same under consideration and recommend that the same do pass.

DAVID STEEDSMAN,  
Chairman.

Mr. Burkhardt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Mr. Speaker: A Majority of your Committee on Federal Relations to whom was referred:

Senate Concurrent Resolution "I".

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. H. FROJEN,  
H. F. HORNER,  
W. A. HAUSMANN,  
DAVID STEEDSMAN,  
Chairman.

The Committee on Federal Relations made the following report:

Mr. Speaker: A Minority of your Committee on Federal Relations to whom was referred:

Senate Concurrent Resolution "I".

Have had the same under consideration and recommend that the same do pass.

J. H. McCAY,  
O. E. ERICKSON;  
CARL ANFINSON.

Mr. Johnson of Traill moved the adoption of the Majority report of the committee.

Mr. O. E. Erickson offered as a substitute motion that the report of the minority be adopted.

Roll call demanded and granted.

The question being on the motion by Mr. Erickson, the roll was called, and there were ayes, 46; nays, 59; absent and not voting, 8.

#### ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Opdahl
Amsberry	Kapfer	Owings
Anderson	Kraft	Place
Anfinson	Larson	Sax
Burkhart	Lavik	Schultz
Butt	Lee	Shurr
Carlson	Lembcke	Steen
Craig	Levin	Svingen
Dickerson	Lindgren	Swendseid
Dilland	McCull	Thatcher
Dyer	McCay	Treffry
Erickson, Kidder	McManus	Twete
Gilchrist	Martin	Van Berkom
Hanson	Morgan	Wagner
Henrickson	Oberg	Young
Indergaard		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Plath, John, Cass
Bishop	Horner	Plath, Wm., Cass
Boe	Jardine	Pfenning
Bohnsack	Johnson, Nelson	Rulon
Brown	Johnson, Traill	Smith
Brunsdale	Johnson, Ward	Standley

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Burns	Johnston	Steedsman
Cox	Kneeland	Thompson
Dolwig	Larvick	Turner
Flom	Lynch	Twichell
Freeman	McDowall	Veitch
Frojen	McGauvran	Watt
Gibbens	Mau	Wedel
Halcrow	Miller	Wentz
Hamilton	Montgomery	Westford
Hausmann	Northridge	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Worner
Hermes	Olson, Hettinger	Mr. Speaker
Hoffman	Peters	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bittner	Erickson, Benson	Keierleber
Bubel	Fettig	Muus
Carter	Iverson	

So the motion was lost.

The question then being upon the original motion the question was put and the motion prevailed and the resolution was indefinitely postponed.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 163 and also on House Bill No. 177.

Very respectfully,

C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Concurrent Resolution "I".

Which the House has indefinitely postponed.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification,

Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Lee moved that the House do now recess until 2:15 p. m.

Which motion prevailed and the House recessed.

The House re-assembled pursuant to recess taken.

The Speaker announced that the House would be on the Eighth Order of Business.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 230. A Bill for an Act Amending and Re-

enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the

**Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.**

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

House Bill No. 218. A Bill For an Act to Provide for the Distribution of the Avails of Life Insurance made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting such Avails from the Debts of the Decedent.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

House Bill No. 207. A Bill For an Act to Amend and Re-



enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

And the Speaker signed the same in the presence of the House.

Mr. Cox moved that the House do now adjourn.

Which motion prevailed and the House adjourned.

C. R. VERRY,  
Chief Clerk.

SIXTIETH DAY

House of Representatives,  
Bismarck, North Dakota,  
March 8, 1929.

The House was called to order at 2:00 p. m., Speaker Edwin Traynor presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

### ROLL CALL

All members present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-eighth Day After Recess and Fifty-ninth Day and recommend that the same be corrected as follows:

Page 8 line 2 correct the spelling of the word "noon".

Page 11 line 26 correct the spelling of the word "has".

Page 11 line 43 correct the spelling of the word "president".

Page 12 line 2 correct the spelling of the word "appointed".

Page 49 change "Young" from voting aye to nay and correct totals to so correspond.

Page 57 change "Treffry" from voting aye to nay and change totals to so correspond.

Page 59 line 20 strike out "as amended".

And when so corrected recommend that the same be approved.

F. E. HENDERSON,  
Chairman.

Mr. Henderson moved that the report be adopted, which motion prevailed and the report was adopted.

### PETITIONS AND COMMUNICATIONS

Bismarck, North Dakota,  
March 8, 1929.

Hon. Speaker, Members of the House and Employees:

We wish to take this opportunity to thank you for the patronage and courtesies shown us during the session just ending.

Wishing you all continued health and success, we are

Yours very truly,

MRS. K. A. GRIFFIN.  
EMMETT W. GRIFFIN.

## MESSAGE FROM THE GOVERNOR

Office of the Governor,  
Bismarck, North Dakota,

To the House of Representatives of the State of  
North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State,

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Also,

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Also,

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Also,

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Also,

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing

for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Also,

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Also,

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Rentention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Also,

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Also,

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Also,

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Also,

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Also,

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trus-

tee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Also,

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Also,

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Very truly yours,  
 GEO. F. SHAFER,  
 Governor.

#### HOUSE CONCURRENT RESOLUTION

Introduced by Representatives Thatcher and Swendseid.

#### A CONCURRENT RESOLUTION

WHEREAS, under Section 311 of the Tariff Act of 1922 providing for milling of wheat in bond over twenty million bushels of Canadian wheat has been manufactured into flour in the United States in the year 1928, and said flour exported to foreign countries, and

WHEREAS, wheat flour manufactured in bond in the United States from Canadian wheat is classified as of domestic origin and enjoys preferential duties of approximately 25c per barrel the same as home grown wheat when so manufactured and exported to countries with which the United States has reciprocal treaties, and

WHEREAS, it is known that this large influx of Canadian wheat and especially on the hard protein wheat grown in North Dakota and adjoining states, therefore,

BE IT RESOLVED, by the House of Representatives, the Senate concurring, that we strongly urge our Senators and Representatives in Congress to investigate the advisability of the repealing of said Section 311 of the Tariff Act.

Mr. Twichell moved the adoption of the Concurrent Resolution.

Which motion prevailed.

Mr. Miller moved that the House concur in the Senate amendments to House Bill No. 118.

Which motion prevailed.

Mr. Horner moved that the rules be suspended and House Bill No. 118 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Olafson
Amsberry	Hoffman	Olson, Hettinger
Bell	Holthusen	Opdahl
Bishop	Horner	Owings
Bittner	Indergaard	Peters
Boe	Isaak	Place
Bohnsack	Iverson	Plath, John, Cass
Brown	Jardine	Plath, Wm., Cass
Brunsdale	Johnston	Pfenning
Bubel	Johnson, Nelson	Rulon
Burkhart	Johnson, Traill	Sax
Burns	Kapfer	Schultz
Butt	Keierleber	Smith
Carlson	Kneeland	Standley
Carter	Kraft	Steedsman
Cox	Larson	Steen
Craig	Larvick	Svingen
Dickerson	Lee	Swendseid
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Erickson, Benson	McColl	Twichell
Fettig	McCay	Van Berkom
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt

Messrs.	Messrs.	Messrs.
Gibbens	Martin	Wedel
Gilchrist	Mau	Wentz
Halcrow	Miller	Westford
Hamilton	Montgomery	Wigen
Hanson	Morgan	Wilson
Helbling	Muus	Worner
Henderson	Northridge	Young
Henrickson	Oberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Johnson, Ward	Shurr
Anfinson	Lavik	Thatcher
Hausmann	Olson, Burleigh	

So the bill passed and the title was agreed to.

Mr. Jardine moved that the House do not concur in the Senate amendments to House Bill No. 30.

Mr. Jardine withdrew his motion and further action on House Bill No. 30 was temporarily deferred.

Mr. Dyer moved that the House do not concur in the Senate amendments to House Bill No. 68 and that a new Conference Committee be appointed.

Which motion prevailed and the Speaker appointed as such Conference Committee Messrs. Kneeland, Cox and Iverson.

Mr. Horner moved that the House concur in the Senate amendments to House Bill No. 235.

Which motion prevailed.

Mr. Turner moved that the rules be suspended and House Bill No. 235 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 71; nays, 28; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hamilton	Olafson
Amsberry	Henderson	Olson, Hettinger
Bell	Hoffman	Plath, John, Cass
Bishop	Holthusen	Plath, Wm., Cass
Bittner	Horner	Pfenning
Boe	Indergaard	Rulon
Bohnsack	Iverson	Schultz
Brown	Jardine	Shurr
Brunsdale	Johnson, Nelson	Smith
Burkhart	Johnson, Traill	Standley
Burns	Kapfer	Steedsman
Butt	Kneeland	Steen
Carlson	Larvick	Turner
Craig	Lavik	Twichell
Dilland	Levin	Veitch
Dolwig	Lindgren	Watt
Erickson, Benson	McDowall	Wedel
Fettig	McGauvran	Wentz
Flom	McManus	Westford
Freeman	Martin	Wigen
Frojen	Miller	Wilson
Gibbens	Montgomery	Young
Gilchrist	Muus	Mr. Speaker
Halcrow	Northridge	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Isaak	Owings
Bubel	Keierleber	Place
Carter	Larson	Sax
Dickerson	Lee	Svingen
Dyer	Lembcke	Swendseid
Erickson, Kidder	Lynch	Thatcher
Hanson	McColl	Twete
Helbling	Mau	Van Berkorn
Henrickson	Morgan	Wagner
Hermes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Kraft	Peters
Cox	McCay	Thompson
Hausmann	Oberg	Treffry
Johnson, Ward	Olson, Burleigh	Worner
Johnston	Opdahl	

So the bill passed and the title was agreed to.

Mr. Turner moved that the vote by which House Bill No. 235 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.



Mr. Twichell moved that the House concur in the Senate amendments to House Bill No. 66.

Which motion prevailed.

Mr. Twichell then moved that the rules be suspended and House Bill No. 66 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 78; nays, 26; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olafson
Amsberry	Holthusen	Olson, Hettinger
Anderson	Horner	Opdahl
Bell	Isaak	Owings
Bishop	Jardine	Peters
Bittner	Johnson, Nelson	Plath, John, Cass
Boe	Johnson, Traill	Plath, Wm., Cass
Bohnsack	Johnson, Ward	Pfenning
Brown	Kapfer	Sax
Brunsdale	Keierleber	Schultz
Burns	Kneeland	Smith
Butt	Larvick	Standley
Carter	Lavik	Steedsman
Cox	Lec	Thompson
Dilland	Levin	Turner
Dolwig	Lindgren	Twichell
Fettig	Lynch	Veitch
Flom	McCull	Watt
Freeman	McCay	Wedel
Frojen	McDowall	Wentz
Gibbens	McGauvran	Westford
Halcrow	Mau	Wigen
Hamilton	Montgomery	Wilson
Helbling	Morgan	Young
Henderson	Northridge	Worner
Hermes	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burkhart	Henrickson	Steen

Messrs.	Messrs.	Messrs.
Carlson	Indergaard	Svingen
Craig	Kraft	Swendseid
Dickerson	Larson	Thatcher
Dyer	Lembcke	Treffry
Erickson, Kidder	McManus	Twete
Erickson, Benson	Martin	Van Berkom
Gilchrist	Place	Wagner
Hanson	Shurr	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Iverson	Muus
Bubel	Johnston	Olson, Burleigh
Hausmann	Miller	Rulon

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 194.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 174; also on House Bill No. 177; also on Senate Bill No. 163.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 42, Senators Murphy, Hyland and Brant.

Very respectfully,

F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 19, Senators Watt, O. H. Olson and Whitman; and on House Bills Nos. 212 and 121, Senators Peck, Eastgate and Thorson.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

Which the Senate has passed unchanged.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Standley moved that the House accede to the request of the Senate.

Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota  
March 8, 1929.

Mr. President: I have the honor to transmit herewith the following bills: House Concurrent Resolution "C", which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to

House Bill No. 68 and has appointed as a Conference Committee, Representatives Kneeland, Cox and Iverson.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 118, No. 235 and No. 66.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the Senate has requested.

Very respectfully  
C. R. VERRY,  
Chief Clerk.

A return was made to the Fifth Order of Business.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 19 beg leave to report that we are unable to agree and ask that the Committee be discharged and a new Conference Committee be appointed.

For the Senate:  
O. H. OLSON,  
WM. WATT,  
W. S. WHITMAN,

For the House:  
M. J. OLSON, Jr.,  
W. A. HAUSMANN,  
CARL ANFINSON.

Mr. Burkhart moved that the report be adopted and a new Conference Committee be appointed.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Also,

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Also,

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Also,

House Bill No. 92. A Bill for an Act Declaring Certain Sports and Exhibitions to be Dangerous, Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Also,

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Also,

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Were delivered to the Governor for his approval at the hour of 3:00 o'clock p. m. aMrch 8, 1929.

E. E. VEITCH,  
Chairman.

The Speaker announced as a new Conference Committee on House Bill No. 19 Messrs. Hamilton, J. G. Plath and Anderson.

Mr. Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Have had the same under consideration and recommend that the same be amended as follows:

Under the heading "Special Projects" insert a new line Number 3 "Barberry Eradication \$5,000.00" and change the totals and sum appropriated to conform to such amendment.

For the Senate:  
 G. PATTERSON,  
 E. H. BRANT,  
 A. W. FOWLER,

For the House:  
 KARL H. BRUNSDALE,  
 R. R. GIBBENS,  
 GEO. ALJETS.

Mr. Brunsdale moved that the House accept the report of the Conference Committee on Senate Bill No. 56.

Mr. McGauvran moved that the House reject the report of the Conference Committee on Senate Bill No. 56.

Roll call demanded and granted.

ROLL CALL

The question being on the motion by Mr. McGauvran, the roll was called, and there were ayes, 46; nays, 61; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Amsberry	Henrickson	Miller
Anderson	Hermes	Northridge
Anfinson	Isaak	Olson, Hettinger
Bittner	Iverson	Owings
Boe	Kapfer	Place
Bubel	Keierleber	Pfenning
Carlson	Kraft	Schultz
Craig	Lavik	Shurr
Dilland	Lee	Steen
Dyer	Lembcke	Svingen

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Erickson, Kidder	Levin	Wedel
Erickson, Benson	McCay	Wentz
Fettig	McDowall	Westford
Flom	McGauvran	Wilson
Hanson	McManus	Young
Helbling		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Smith
Brunsdale	Kneeland	Standley
Burkhart	Larson	Steedsman
Burns	Larvick	Swendseid
Butt	Lindgren	Thatcher
Cox	Lynch	Thompson
Dickerson	McColl	Treffry
Dolwig	Martin	Turner
Freeman	Mau	Twete
Frojen	Montgomery	Van Berkom
Gibbens	Morgan	Veitch
Halcrow	Muus	Wagner
Hamilton	Oberg	Watt
Hausmann	Olafson	Wigen
Henderson	Olson, Burleigh	Worner
Hoffman	Opdahl	Mr. Speaker
Holthusen		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carter	Jardine	Peters
Gilchrist	Johnston	Twichell

So the motion was lost.

Mr. Rulon moved that the report of the Conference Committee on Senate Bill No. 56 be referred to the Committee for corrections.

Which motion prevailed.

Mr. Speaker: Your Conference Committee on Senate Bill No. 58 beg leave to report that the Committee is unable to agree and request that the committee be discharged.

For the Senate:  
 NELS MAGNUSON,  
 W. E. MARTIN,  
 P. J. MURPHY.

For the House:  
 C. VERNON FREEMAN,  
 H. F. BUTT,  
 F. E. HENDERSON,

Mr. Freeman moved that the report be adopted and that a new Conference Committee be appointed.

Which motion prevailed and the Speaker appointed as such Conference Committee Messrs. Lynch, Henderson and Butt.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Concurrent Resolution "K".

Have had the same under consideration and recommend that the same be referred to the Committee on Employment.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Concurrent Resolution "J".

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved the adoption of the resolution.

Which motion prevailed and the resolution was adopted by roll call.

Concurrent Resolution "J".

### ROLL CALL

The question being on the adoption of the resolution, the roll was called, and there were, ayes, 97; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hermes	Oberg
Amsberry	Hoffman	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Horner	Olson, Hettinger
Bell	Indergaard	Opdahl



<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bishop	Isaak	Owings
Bittner	Iverson	Place
Boe	Jardine	Plath, John, Cass
Bohnsack	Johnson, Nelson	Plath, Wm., Cass
Brown	Johnson, Traill	Pfenning
Bubel	Johnson, Ward	Rulon
Burkhart	Kraft	Sax
Burns	Keierleber	Schultz
Butt	Kneeland	Shurr
Carlson	Kapfer	Smith
Cox	Larson	Standley
Craig	Larvick	Steedsman
Dilland	Lavik	Steen
Dolwig	Lee	Swendseid
Dyer	Lembcke	Thompson
Erickson, Kidder	Levin	Treffry
Erickson, Benson	Lindgren	Turner
Frojen	Lynch	Veitch
Fettig	McColl	Watt
Flom	McCay	Wedel
Freeman	McDowall	Wentz
Gibbens	McGauvran	Westford
Halcrow	McManus	Wigen
Hamilton	Martin	Wilson
Hanson	Montgomery	Worner
Helbling	Muus	Young
Henderson	Northridge	Mr. Speaker
Henrickson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Dickerson	Svingen	Thatcher
Morgan		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Brunsdale	Johnston	Twete
Carter	Mau	Twichell
Gilchrist	Miller	Van Berkorn
Hausmann	Peters	Wagner

So the resolution was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Concurrent Resolution "L".

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,  
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Peters moved the adoption of the resolution.

Which motion prevailed and the resolution was adopted by roll call.

Concurrent Resolution "L".

### ROLL CALL

The question being on the resolution, the roll was called, and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olson, Hettinger
Amsberry	Hermes	Owings
Anderson	Holthusen	Place
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Isaak	Pfenning
Bittner	Iverson	Rulon
Boe	Jardine	Sax
Bohnsack	Johnson, Nelson	Schultz
Brown	Johnson, Traill	Shurr
Brunsdale	Johnson, Ward	Smith
Bubel	Kapfer	Standley
Burns	Keierleber	Steedsman
Butt	Kraft	Steen
Carlson	Larvick	Svingen
Craig	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lynch	Turner
Erickson, Kidder	McColl	Twete
Erickson, Benson	McCay	Veitch
Fettig	McDowall	Wagner
Flom	McGauvran	Watt
Freeman	McManus	Wedel
Frojen	Montgomery	Wentz
Gibbens	Martin	Westford
Halcrow	Morgan	Wilson
Hamilton	Northridge	Wigen
Hanson	Oberg	Worner
Hausmann	Olafson	Young
Helbling	Olson, Burleigh	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnston	Muus
Carter	Kneeland	Opdahl
Cox	Larson	Peters
Gilchrist	Lindgren	Twichell

Messrs.	Messrs.	Messrs.
Henrickson	Mau	Van Berkom
Hoffman	Miller	

So the resolution was adopted.

Mr. Freeman moved that Concurrent Resolution "G" be adopted.

Which motion prevailed and the resolution was adopted.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new Conference Committee on House Bill No. 19, Representatives Hamilton, J. G. Plath and Anderson.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 58 and has appointed as a new Conference Committee, Representatives Lynch, Henderson and Butt.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Concurrent Resolution "J".

Senate Concurrent Resolution "L".

Senate Concurrent Resolution "G".

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Concurrent Resolution "M".

Concurrent Resolution "N".

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Concurrent Resolution "C".

Which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Under the heading "Special Projects" insert a new line number 3 "Barberry Eradication \$5,000.00" and change the totals and sum appropriated to conform to such amendment, and the Senate do concur in the House amendment on page 2 of the engrossed bill under the division entitled "New Buildings", striking out all of item one, and change the totals and sum appropriated to conform to such amendment.

For the Senate:  
G. PATTERSON,  
E. H. BRANT,  
A. W. FOWLER.

For the House:  
KARL H. BRUNSDALE,  
R. R. GIBBENS,  
GEO. ALJETS.

Mr. Brunsdale moved that the report of the Conference Committee on Senate Bill No. 56 be adopted.

Mr. McGauvran offered as a substitute motion that the report of the Conference Committee be rejected.

Roll call demanded and granted.

The question being on the motion by Mr. McGauvran, the roll was called, and there were ayes, 45; nays, 56; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hermes	Northridge
Anfinson	Isaak	Owings
Bittner	Kapfer	Place
Boe	Keierleber	Pfenning
Bubel	Kraft	Shurr
Carlson	Larvick	Steen
Craig	Lavick	Svingen
Dyer	Lee	Treffry
Erickson, Kidder	Lembcke	Veitch
Erickson, Benson	Levin	Wagner
Fettig	Lindgren	Watt
Flom	McCay	Wedel
Hanson	McDowall	Wentz
Helbling	McGauvran	Wilson
Henrickson	McManus	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olson, Hettinger
Amsberry	Hoffman	Opdahl
Bell	Holthusen	Plath, John, Cass
Bishop	Horner	Plath, Wm., Cass
Bohnsack	Indergaard	Rulon
Brown	Johnson, Nelson	Sax
Brunsdale	Johnson, Traill	Schultz
Burkhart	Johnson, Ward	Smith
Burns	Larson	Standley
Butt	Lynch	Steedsman
Carter	McColl	Swendseid
Dickerson	Martin	Thatcher
Dillard	Mau	Thompson
Dolwig	Montgomery	Turner
Freeman	Morgan	Twete
Gibbens	Muus	Van Berkorn
Halcrow	Oberg	Wigen
Hamilton	Olafson	Mr. Speaker
Hausmann	Olson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Jardine	Peters

Messrs.	Messrs.	Messrs.
Frojen	Johnston	Twichell
Gilchrist	Kneeland	Westford
Iverson	Miller	Worner

So the motion was lost.

The question being upon the original motion the question was put and the motion prevailed.

Mr. Brunsdale then moved that the rules be suspended and Senate Bill No. 56 be placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 70; nays, 37; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Hettinger
Amsberry	Holthusen	Opdahl
Anfinson	Horner	Plath, John, Cass
Bell	Indergaard	Plath, Wm., Cass
Bishop	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Schultz
Brunsdale	Kneeland	Smith
Burkhart	Larson	Standley
Burns	Larvick	Steedsman
Butt	Lindgren	Steen
Carter	Lynch	Swendseid
Cox	McColl	Thompson
Dickerson	McManus	Turner
Dilland	Martin	Twichell
Dolwig	Mau	Van Berkorn
Dyer	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Morgan	Westford
Gibbens	Muus	Wigen
Halcrow	Oberg	Worner
Hamilton	Olafson	Young
Hausmann	Olson, Burleigh	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson	Hermes	Owings
Bittner	Isaak	Place
Boe	Iverson	Pfenning
Bubel	Kapfer	Snurr
Carlson	Keierleber	Svingen
Craig	Kraft	Thatcher
Erickson, Benson	Lavik	Treffry
Erickson, Kidder	Lee	Twete
Fettig	Lembcke	Wagner
Gilchrist	Levin	Wedel
Hanson	McCay	Wentz
Helbling	McGauvran	Wilson
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flom	Johnston	Northridge
Jardine	McDowall	Peters

So the bill passed and the title was agreed to.

Mr. Steen moved that the vote by which Senate Bill No. 56 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Speaker: Your Conference Committee on House Bill No. 212, beg leave to report that they have had the same under consideration and recommend that the House accede to the Senate amendments as follows:

"In Section 1, line 4 of the printed bill, strike out the word "ten" and insert in lieu thereof the word "five."

In line 7, page 2 of the printed bill, strike out the words "two dollars and fifty cents" and insert in lieu thereof the words "one dollar."

In line 8, page 2, of the printed bill, strike out the words "all beavers, their skins or furs," and insert in lieu thereof the words "each individual beaver, or beaver skin."

Also Mr. Speaker: We recommend that the Senate do recede from their amendment as follows:

That all of Section 2, after the word "procured" in line 4 of said section 2, be stricken out.

For the Senate:

A. A. PECK,  
J. E. EASTGATE,  
H. THORSON.

For the House:

C. A. MILLER,  
R. BUBEL,  
A. J. RULON.

Mr. Rulon moved that the report of the Conference Committee be accepted.

Which motion prevailed.

Mr. Rulon moved that the rules be suspended and House Bill No. 212 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Olson, Hettinger
Amsberry	Henrickson	Owings
Anderson	Hermes	Place
Anfinson	Hoffman	Plath, John, Cass
Bell	Holthusen	Plath, Wm., Cass
Bishop	Horner	Pfenning
Bittner	Indergaard	Rulon
Boe	Isaak	Sax
Bohnsack	Johnson, Nelson	Schultz
Brown	Johnson, Traill	Shurr
Brunsdale	Kapfer	Smith
Bubel	Keierleber	Steedsman
Burkhart	Kraft	Standley
Burns	Larson	Svingen
Butt	Larvick	Swendseid
Carlson	Lavik	Thatcher
Carter	Lee	Thompson
Craig	Lembeke	Treffry
Dickerson	Levin	Turner
Dilland	Lindgren	Twete
Dolwig	McCoy	Van Berkow
Dyer	McCay	Veitch
Erickson, Kidder	McGauvran	Wagner
Erickson, Benson	McManus	Watt
Fettig	Martin	Wedel
Freeman	Miller	Wentz
Frojen	Montgomery	Westford
Gibbens	Morgan	Wigen
Halcrow	Northridge	Wilson
Hanson	Oberg	Worner
Hausmann	Olafson	Young
Helbling	Olson, Burleigh	Mr. Speaker



Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	Johnston	Muus
Flom	Johnson, Ward	Opdahl
Gilchrist	Kneeland	Peters
Hamilton	Lynch	Steen
Iverson	McDowall	Twichell
Jardine	Mau	

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee on House Bill 121, beg leave to report that they have had the same under consideration and recommend that the Senate recede from their amendment to House Bill No. 121.

For the Senate:  
A. A. PECK,  
J. E. EASTGATE,  
H. THORSON.

For the House:  
C. A. MILLER,  
R. BUBEL,  
A. J. RULON.

Mr. Miller moved that the report of the Conference Committee be adopted.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 56.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 212 and House Bill No. 121.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

## MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 58, Senators Steels, Fredrickson and Porter.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 68, Senators Hyland, Fredrickson and Ployhar.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Dis-

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Concurrent Resolution "M" was read and referred to the Committee on Highways and Bridges.

Senate Concurrent Resolution "N" was read.

Mr. Freeman moved that the resolution be adopted by roll call.

Which motion prevailed.

## ROLL CALL

The question being on the adoption of the resolution, the

roll was called, and there were ayes, 86; nays, 0; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Olson, Burleigh
Amsberry	Holthusen	Olson, Hettinger
Anfinson	Horner	Opdahl
Bell	Indergaard	Owings
Bishop	Isaak	Plath, Wm., Cass
Boe	Iverson	Pfenning
Bohnsack	Jardine	Rulon
Bubel	Johnson, Nelson	Sax
Burkhart	Johnson, Traill	Schultz
Burns	Johnson, Ward	Shurr
Carlson	Kapfer	Smith
Carter	Keierleber	Standley
Craig	Kraft	Steedsman
Dickerson	Larson	Steen
Dilland	Larvick	Svingen
Dolwig	Lembcke	Thatcher
Dyer	Levin	Thompson
Erickson, Kidder	Lindgren	Treffry
Erickson, Benson	McColl	Wagner
Fettig	McCay	Watt
Flom	McGauvran	Wedel
Freeman	McManus	Wentz
Frojen	Mau	Westford
Halcrow	Montgomery	Wigen
Hanson	Morgan	Wilson
Hausmann	Muus	Worner
Helbling	Northridge	Young
Henrickson	Oberg	Mr. Speaker
Hermes	Olafson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson	Henderson	Peters
Bittner	Johnston	Place
Brown	Kneeland	Plath, John, Cass
Brunsdale	Lavik	Swendseid
Butt	Lee	Turner
Cox	Lynch	Twete
Gibbens	McDowall	Twichell
Gilchrist	Martin	Van Berkorn
Hamilton	Miller	Veitch

So the resolution was adopted.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "N".

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Mr. Muus moved that the House concur in the Senate amendments to House Bill No. 194.

Which motion prevailed.

Mr. Muus then moved that the rules be suspended and House Bill No. 194 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Was read the third time.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 80; nays, 14; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Olafson
Amsberry	Henderson	Olson, Burleigh
Bell	Henrickson	Olson, Hettinger
Bishop	Hermes	Owings
Bittner	Hoffman	Peters
Boe	Horner	Plath, Wm., Cass
Bohnsack	Isaak	Pfenning
Brown	Iverson	Rulon
Brunsdale	Johnson, Nelson	Sax
Bubel	Johnson, Trail	Schultz
Burkhart	Johnson, Ward	Smith
Burns	Kapfer	Standley
Carter	Keierleber	Steedsman
Cox	Kneeland	Thompson
Dickerson	Kraft	Turner
Dilland	Larvick	Twete
Dolwig	Lavik	Van Berkom
Dyer	Lembcke	Veitch
Erickson, Kidder	Levin	Watt
Fettig	Lindgren	Wedel
Flom	McColl	Wentz

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Freeman	McCay	Westford
Frojen	Martin	Wigen
Gibbens	Mau	Wilson
Gilchrist	Miller	Young
Halcrow	Montgomery	Mr. Speaker
Hausmann	Muus	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Craig	Morgan	Swendseid
Hanson	Oberg	Thatcher
Holthusen	Place	Treffry
Indergaard	Steen	Wagner
Lynch	Svingen	

Absent and not voting:

Anderson	Johnston	Opdahl
Anfinson	Larson	Plath, John, Cass
Butt	Lee	Shurr
Carlson	McDowall	Twichell
Erickson, Benson	McGauvran	Worner
Hamilton	McManus	
Jardine	Northridge	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. O. E. Erickson moved that the vote by which House Bill No. 194 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 68, have had the same under consideration and are unable to reach an agreement, and recommend that your Committee be discharged and a new conference committee be appointed.

F. G. KNEELAND,  
GORDON COX,  
E. E. IVERSON.

Mr. Mau moved that the report of the Conference Committee be adopted.

Which motion prevailed and the Speaker appointed as such committee Messrs. Kneeland, Cox and Iverson.

A return was made to the Fourth Order of Business.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
March 8, 1929.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Also,

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Also,

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Also,

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Also,

House Bill No. 60. A Bill For an Act Regulating the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Also,

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Also,

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Also,

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Also,

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Also,

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Also,

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Also,

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Also,

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Also,



House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Also,

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amending Thereof.

Also,

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Also,

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-

enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Also,

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Also,

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Respectfully yours,  
GEO. F. SHAFER,  
Governor.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 68 and has appointed as a new Conference Committee, Representatives Kneeland, Cox and Iverson.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 19, Senators Renwick, Hoople and Watt; and on House Bill No. 68, Senators Ployhar, Patterson and Cain.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 151.

Very respectfully,  
F. E. TUNELL,  
Secretary.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

#### Senate Concurrent Resolution "B".

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior

to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Con-

duct of Election Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the House to return House Bill No. 30 to the Senate.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Freeman moved that the House accede to the request of the Senate.

Which motion prevailed.

FRIDAY, MARCH 8, 1929

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MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House hereby returns House Bill No. 30 which the Senate has requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Mr. Peters moved that the House do now recess for one hour.

Which motion prevailed and the House stands recessed.

The House re-assembled pursuant to recess taken.

The Speaker announced that the House would be on the Eighth Order of Business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, States' Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 120. A Bill For an Act to Amend and Re-

enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair As-

sociation Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

And the Speaker signed the same in the presence of the House.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Were delivered to the Governor for his approval at the hour of 6:50 o'clock, p. m., March 8, 1929.

E. E. VEITCH,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:



House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Were delivered to the Governor for his approval at the hour of 7:30 o'clock, p. m., March 8, 1929.

E. E. VEITCH,  
Chairman.

#### REPORT OF SELECT COMMITTEE

The Committee on Conference made the following report:

Mr. Speaker: Your Committee on Conference to whom was referred:

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Have had the same under consideration and recommend that the same be amended as follows:

In sub-division 11, line 13 of the printed bill, strike out the figures "\$800.00", and insert in lieu thereof the figures "\$1,000.00".

In sub-division 11, line 15 of the printed bill, strike out the figures "\$23,240.00", and insert in lieu thereof the figures "\$23,440.00".

In sub-division 23, line 18 of the printed bill, strike out the entire line and insert in lieu thereof the following: "Three appointed members, travel expense .....\$2,500.00 each;

Two ex-officio members \$1,000.00 each." Total "Travel Expense \$9,500.00."

Strike out line 20 and in lieu thereof insert "Total \$64,830.00".

In sub-division 30, line 4 of the printed bill the senate recedes from its amendment to the bill and accepts the measure as it came from the house. In line 12 of sub-division 30 of the printed bill strike out the total \$10,440 insert in lieu thereof the figures \$10,800.00."

The House concurs in all other Senate amendments except the above.

For the Senate:  
JOSEPH RENAULD,  
J. P. CAIN,  
P. J. MURPHY.

For the House:  
D. L. PETERS,  
W. J. GILCHRIST,  
L. L. TWICHELL.

Mr. Peters moved that the report of the Conference Committee be adopted.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and House Bill No. 44 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appro-

priations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 99; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Holthusen	Opdahl
Amsberry	Horner	Owings
Anderson	Indergaard	Peters
Bell	Isaak	Place
Bishop	Jardine	Plath, John, Cass
Bittner	Johnson, Nelson	Plath, Wm., Cass
Boe	Johnson, Traill	Pfanning
Bohnsack	Kapfer	Rulon
Brown	Keierleber	Sax
Bubel	Kneeland	Schultz
Burkhart	Kraft	Shurr
Burns	Larson	Smith
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Cox	Lee	Svingen
Craig	Lembcke	Swendseid
Dickerson	Levin	Thatcher
Dilland	Lindgren	Thompson
Dolwig	Lynch	Treffry
Dyer	McColl	Turner
Erickson, Kidder	McDowall	Twete
Erickson, Benson	McGauvran	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Veitch
Freeman	Miller	Wagner
Frojen	Montgomery	Watt
Gibbens	Morgan	Wedel
Gilchrist	Muus	Wentz
Halcrow	Northridge	Westford
Hausmann	Oberg	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Young
Henrickson	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

**Messrs.**  
Hanson

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Anfinson	Hoffman	Mau
Brunsdale	Iverson	Steen

Messrs.	Messrs.	Messrs.
Carter	Johnson, Ward	Worner
Hamilton	Johnston	
Hermes	McCay	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Twichell moved that the vote by which House Bill No. 44 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved that the Speaker appoint a Conference Committee on House Bill No. 30.

Which motion prevailed and the Speaker appointed as such committee Messrs. Jardine, Bishop and Isaak.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 44.

The House has appointed as a Conference Committee on House Bill No. 30, Representatives Jardine, Bishop and Isaak.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Also,

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition

or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

Also,

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Also,

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Also,

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Also,

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Also,

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 42 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 42 have had the same under consideration and recommend that it be amended as follows:

In line 3 of Section 1 of the printed bill strike out the figures 1929, 1930, 1931, 1932, 1933, 1934 and 1935 and insert in lieu thereof 1930, 1931, 1932, 1933, 1934, 1935 and 1936.

In line 4 of Section 1 of the printed bill after the word "year" strike out "one tenth of one mill" and insert in lieu thereof "one twentieth of one mill for 1930, one tenth of one mill for 1931, 1932, 1933, 1934, 1935 and 1936.

And when so amended recommend the same do pass.

For the Senate:  
P. J. MURPHY,  
FRANK H. HYLAND,  
E. H. BRANT.

For the House:  
WM. A. THATCHER,  
J. M. THOMPSON,  
J. A. JARDINE.

Mr. Cox moved that the report of the Conference Committee on House Bill No. 42 be adopted.

Which motion prevailed.

Mr. Cox then moved that the rules be suspended and House Bill No. 42 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

## THIRD READING OF HOUSE BILLS

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Amsberry	Holthusen	Owings
Anderson	Horner	Peters
Anfinson	Indergaard	Place
Bell	Isaak	Plath, John, Cass
Bishop	Iverson	Plath, Wm., Cass
Bittner	Jardine	Pfenning
Boe	Johnson, Nelson	Rulon
Bohnsack	Johnson, Traill	Sax
Brown	Johnson, Ward	Schultz
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Smith
Burns	Kneeland	Steedsman
Butt	Larson	Steen
Carlson	Larvick	Svingen
Cox	Lavik	Swendseid
Craig	Lee	Thatcher
Dilland	Lembcke	Thompson
Dolwig	Levin	Treffry
Dyer	Lindgren	Turner
Erickson, Kidder	Lynch	Twete
Erickson, Benson	McColl	Twichell
Fettig	McCay	Van Berkorn
Flom	McDowall	Veitch
Freeman	McGauvran	Wagner
Frojen	McManus	Watt
Gibbens	Martin	Wedel
Gilchrist	Miller	Wentz
Halcrow	Montgomery	Westford
Hanson	Morgan	Wigen
Hausmann	Muus	Wilson
Helbling	Northridge	Worner
Henderson	Oberg	Young
Henrickson	Olson, Burleigh	Mr. Speaker
Hermes	Olson, Hettinger	

Those voting in the negative were:

Messrs.  
Dickerson

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Olafson
Carter	Kraft	Standley
Hamilton	Mau	

So the bill passed and the title was agreed to.

**REPORT OF SELECT COMMITTEE**

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 58, have had the same under consideration and report that they cannot agree and ask to be discharged.

For the Senate:  
 ALFRED STEEL,  
 L. O. FREDRICKSON,  
 W. H. PORTER.

For the House:  
 M. H. LYNCH,  
 F. E. HENDERSON,  
 H. F. BUTT.

Mr. Lynch moved that the report of the Conference Committee be adopted.

Which motion prevailed.

Mr. Henderson moved that the Speaker appoint a new Conference Committee.

Which motion prevailed and the Speaker announced as a new Committee on Senate Bill No. 58, Messrs. Lynch, Henderson and Butt.

**MESSAGE TO THE SENATE**

House Chamber,  
 Bismarck, North Dakota,  
 March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 42.

The Speaker has appointed as a new Conference Committee on Senate Bill No. 58 Representatives Lynch, Henderson and Butt.

Very respectfully,  
 C. R. VERRY,  
 Chief Clerk.

**REPORT OF SELECT COMMITTEE**

Mr. Speaker: Your Conference Committee of the Senate



and of the House to whom was referred House Bill No. 19, have had the same under consideration and beg leave to make recommendations as follows:

That the Senate recede from all its amendments to House Bill No. 19 as it came from the House, and the bill be further amended as follows:

In line 27 of the engrossed bill, or in line 25, Section 1, of the printed bill, strike out the word "thirty" and insert in lieu thereof the word "twenty", and when so amended recommend the same do pass.

For the Senate:  
WM. WATT,  
WM. RENWICK,  
G. H. HOOPLE.

For the House:  
R. E. HAMILTON,  
JOHN G. PLATH,  
O. C. ANDERSON.

Mr. Hamilton moved that the report of the Conference Committee on House Bill No. 19 be adopted.

Mr. Van Berkomp offered as a substitute motion that the report of the Committee be rejected and that a new Conference Committee be appointed.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. J. G. Plath moved that the rules be suspended and House Bill No. 19 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 96; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Aljets	Horner	Owings
Amsberry	Iverson	Peters
Anderson	Johnson, Traill	Plath, John, Cass
Anfinson	Kapfer	Plath, Wm., Cass
Bell	Keierleber	Pfenning
Bittner	Kneeland	Rulon
Boe	Kraft	Sax
Bohnsack	Larson	Schultz
Brown	Larvick	Shurr
Bubel	Lavik	Smith
Burkhart	Lee	Standley
Burns	Lembcke	Steedsman
Butt	Levin	Steen
Carlson	Lindgren	Svingen
Carter	Lynch	Swendseid
Cox	McCull	Thatcher
Craig	McCay	Thompson
Dolwig	McDowall	Treffry
Dyer	McGauvran	Turner
Erickson, Kidder	McManus	Twichell
Erickson, Benson	Martin	Van Berkom
Fettig	Mau	Veitch
Flom	Miller	Wagner
Freeman	Montgomery	Watt
Gibbens	Morgan	Wedel
Gilchrist	Muus	Wentz
Halcrow	Northridge	Westford
Hamilton	Oberg	Wigen
Hanson	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Henderson	Olson, Hettinger	Young
Henrickson	Opdahl	Mr. Speaker

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Frojen	Holthusen	Place
Helbling	Indergaard	Twete

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bishop	Hermes	Johnson, Nelson
Brunsdale	Hoffman	Johnson, Ward
Dickerson	Isaak	Johnston
Dilland	Jardine	

So the bill passed and the title was agreed to.

Mr. Hamilton moved that the vote by which House Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 68, have had the same under consideration and being unable to reach an agreement, recommend that your committee be discharged.

F. G. KNEELAND,  
GORDON COX.

Mr. Kneeland moved that the report of the committee be adopted. Which motion prevailed.

Mr. Kneeland then moved that further consideration of House Bill No. 68 be indefinitely postponed.

Mr. Swendseid offered as a substitute motion that the vote by which the House refused to concur in the Senate amendments to House Bill No. 68 be reconsidered.

The Speaker ruled that Mr. Kneeland's motion was out of order, which automatically made Mr. Swendseid's substitute motion also out of order.

Mr. Swendseid moved that the vote by which the House refused to concur in the Senate amendments to House Bill No. 68 be reconsidered.

Mr. Cox offered as a substitute motion that further consideration of House Bill No. 68 be laid on the table.

Which motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Swendseid moved that the House concur in the Senate amendments to House Bill No. 68.

Roll call demanded and granted.

## ROLL CALL

The question being on the motion by Mr. Swendseid, the roll was called, and there were ayes, 61; nays, 41; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Indergaard	Oberg
Amsberry	Isaak	Olson, Burleigh
Anderson	Iverson	Olson, Hettinger
Anfinson	Johnson, Nelson	Opdahl
Boe	Johnson, Trail	Owings
Brunsdale	Johnson, Ward	Peters
Bubel	Kapfer	Place
Burkhart	Keierleber	Sax

Messrs.	Messrs.	Messrs.
Carlson	Kraft	Schultz
Craig	Larson	Shurr
Dickerson	Lavik	Steen
Dilland	Lee	Svingen
Dyer	Lembcke	Swendseid
Erickson, Kidder	Levin	Thatcher
Erickson, Benson	Lindgren	Treffry
Frojen	McCull	Twete
Gilchrist	McCay	Wagner
Hamilton	McManus	Wigen
Hanson	Martin	Young
Henrickson	Morgan	
Holthusen	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hausmann	Rulon
Bishop	Helbling	Smith
Bittner	Horner	Standley
Bohnsack	Jardine	Steedsman
Brown	Kneeland	Thompson
Burns	Larvick	Turner
Carter	Mau	Watt
Cox	Miller	Wedel
Dolwig	Montgomery	Wentz
Fettig	Northridge	Westford
Flom	Olafson	Wilson
Freeman	Plath, John, Cass	Worner
Gibbens	Plath, Wm., Cass	Mr. Speaker
Halcrow	Pfenning	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Johnston	Twichell
Henderson	Lynch	Van Berkorn
Hermes	McDowall	Veitch
Hoffman	McGauvran	

So the motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 68 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Mr. Mau demanded a call of the House.

The roll was called and showed Messrs. Butt, Henderson, Hermes, Hoffman, Johnston, Lee, Lynch and Turner to be absent.

Mr. O. E. Erickson moved that further proceedings under the call be dispensed with.

## THIRD READING OF HOUSE BILLS

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Was read the third time.

## ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 66; nays, 43; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henderson	Oberg
Amsberry	Henrickson	Olson, Burleigh
Anderson	Holthusen	Olson, Hettinger
Anfinson	Indergaard	Opdahl
Boe	Isaak	Owings
Bohnsack	Iverson	Place
Brown	Johnson, Nelson	Pfenning
Brunsdale	Johnson, Traill	Sax
Bubel	Kapfer	Schultz
Burkhart	Keierleber	Shurr
Butt	Kraft	Steedsman
Carlson	Larson	Steen
Craig	Lavik	Svingen
Dickerson	Lee	Swendseid
Dillard	Lembcke	Thatcher
Dyer	Levin	Treffry
Erickson, Kidder	Lindgren	Twete
Erickson, Benson	McColl	Van Berkom
Frojen	McCay	Wagner
Gilchrist	McManus	Westford
Hamilton	Martin	Wigen
Hanson	Morgan	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Plath, Wm., Cass
Bishop	Johnson, Ward	Rulon
Bittner	Kneeland	Smith
Burns	Larvick	Standley
Carter	Lynch	Thompson
Cox	McDowall	Turner
Dolwig	McGauvran	Veitch
Fettig	Mau	Watt
Flom	Miller	Wedel
Freeman	Montgomery	Wentz
Gibbens	Muus	Wilson
Halcrow	Northridge	Worner
Hausmann	Olafson	Mr. Speaker
Helbling	Peters	
Horner	Plath, John, Cass	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hermes	Huffman	Johnston

Passed:

Messrs.  
Twichell

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Swendseid moved that the vote by which House Bill No. 68 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Your Conference Committee made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 58, have failed to agree.

That five of your Conference Committee recommend the following amendments: Strike out the figure 75 in line 2 of the third paragraph of Section 189b9 as found on page 14 of the House Journal of March 6th, and in the third line page 15, of the fifth paragraph of same Section, strike out the figure "75" and insert in lieu thereof "85".

For the Senate:

O. H. OLSON,  
C. N. BRUNSDALE,  
W. H. PORTER.

For the House:

M. H. LYNCH,  
F. E. HENDERSON,  
H. F. BUTT.

Mr. Lynch moved that the report of the Conference Committee on Senate Bill No. 58 be accepted and further action on the bill be temporarily delayed.

Which motion prevailed.

### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment respectfully report that:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Were delivered to the Governor for his approval at the hour of 8:00 o'clock, p. m., March 8, 1929.

E. E. VEITCH,  
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the



House has adopted the Conference Committee report on House Bill No. 19.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 68.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 44.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference reports on House Bill No. 212 and House Bill No. 121.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 19.

Very respectfully,  
F. E. TUNELL,  
Secretary.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Concurrent Resolution "M".

Have had the same under consideration and recommend that the same do pass.

JOS. McGAUVRAN,  
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. McGauvran moved that Senate Concurrent Resolution "M" be adopted.

Concurrent Resolution "M".

#### ROLL CALL

The question being on the adoption of the resolution, the roll was called, and there were ayes, 92; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Horner	Olson, Burleigh
Amsberry	Indergaard	Olson, Hettinger
Anderson	Iverson	Opdahl
Anfinson	Jardine	Owings
Bell	Johnson, Nelson	Peters
Bishop	Johnson, Ward	Place
Bittner	Johnson, Traill	Plath, Wm., Cas*
Boe	Kapfer	Pfenning
Bohnsack	Kneeland	Sax
Brown	Kraft	Schultz
Brunsdale	Larson	Smith
Bubel	Larvick	Standley
Burkhart	Lavik	Steedsman
Burns	Lee	Steen
Butt	Lembcke	Svingen
Carlson	Levin	Swendseid
Carter	Lindgren	Thompson
Craig	Lynch	Treffry
Dickerson	McCull	Turner
Dilland	McCay	Twichell
Dolwig	McDowall	Veitch
Erickson, Benson	McGauvran	Wagner
Fettig	McManus	Watt
Freeman	Martin	Wentz
Gibbens	Mau	Westford
Gilchrist	Miller	Wigen

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Halcrow	Montgomery	Wilson
Hamilton	Morgan	Worner
Helbling	Muus	Young
Henrickson	Oberg	Mr. Speaker
Holthusen	Olafson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>
Frojen	Wedel

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Cox	Hermes	Plath, John, Cass
Dyer	Hoffman	Rulon
Erickson, Kidder	Isaak	Shurr
Flom	Johnston	Thatcher
Hanson	Keierleber	Twete
Hausmann	Northridge	Van Berkom
Henderson		

So the resolution was adopted.

Mr. Twichell reported that the Conference Committee on Senate Bill No. 168 could not agree and moved that the committee be discharged.

Which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution "M".

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Concurrent Resolution "D" introduced on March 5 by the Committee on Appropriations was read.

Mr. Rulon moved that the resolution be adopted.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 30 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 30 have had the same under consideration and recommend.

(1) That the House concur in the Senate amendment whereby the following language in sub-section "E" of Sub-division 9 of Section 1 of the engrossed bill was stricken out, viz "land and building rented and used but not owned by such companies shall not be considered to be operative property," and a period placed after the word "herein".

(2) That the Senate recede from its amendment whereby the following language in sub-division B in Section 10 was stricken out, viz, "As compared with the assessment of property generally throughout the State in proportion to its true and full value", and that such language be reinstated.

For the Senate:  
P. O. SATHRE,  
OLE ETESTAD,  
A. W. FOWLER,

For the House:  
E. P. BISHOP,  
GOTTLIEB ISAAK,  
J. A. JARDINE.

Mr. Jardine moved that the report of the Conference Committee on House Bill No. 30 be adopted.

Mr. Swendseid offered as a substitute motion that the report of the Conference Committee on House Bill No. 30 be rejected.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion by Mr. Swendseid, the roll was called, and there were ayes, 49; nays, 60; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Indergaard	Opdahl
Anderson	Isaak	Owings
Anfinson	Iverson	Place
Bubel	Kapfer	Sax
Burkhart	Keierleber	Schultz
Burns	Kraft	Shurr
Butt	Larson	Steen
Carlson	Lavik	Svingen
Craig	Lee	Swendseid
Dickerson	Lembcke	Thatcher
Dilland	Levin	Treffry
Dyer	Lindgren	Van Berkom

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McColl	Wagner
Erickson, Benson	McCay	Young
Gilchrist	Martin	Mr. Speaker
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Olson, Hettinger
Bishop	Horner	Peters
Bittner	Jardine	Plath, John, Cass
Boe	Johnson, Nelson	Plath, Wm., Cass
Bohnsack	Johnson, Traill	Pfenning
Brown	Johnson, Ward	Rulon
Brunsdale	Kneeland	Smith
Carter	Larvick	Standley
Cox	Lynch	Steedsman
Dorwig	McDowall	Thompson
Fettig	McManus	Turner
Flom	McGauvran	Twichell
Freeman	Mau	Veitch
Frojen	Miller	Watt
Gibbens	Montgomery	Wedel
Halcrow	Morgan	Wentz
Hamilton	Muus	Westford
Hausmann	Northridge	Wigen
Helbling	Olafson	Wilson
Henderson	Olson, Burleigh	Worner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hermes	Johnston	Twete
Hoffman		

So the motion was lost.

The question then being upon the original motion the question was put and the motion prevailed.

Mr. Jardine moved that the rules be suspended and House Bill No. 30 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 61; nays, 48; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Peters
Bishop	Horner	Plath, John, Cass
Bittner	Jardine	Plath, Wm., Cass
Boe	Johnson, Nelson	Pfenning
Bohnsack	Johnson, Traill	Rulon
Brown	Johnson, Ward	Smith
Brunsdale	Kneeland	Standley
Burns	Larvick	Steedsman
Carter	Lynch	Thompson
Cox	McDowall	Turner
Dolwig	McGauvran	Twichell
Fettig	Mau	Veitch
Flom	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Morgan	Wentz
Gibbens	Muus	Westford
Halcrow	Northridge	Wigen
Hamilton	Olafson	Wilson
Hausmann	Olson, Burleigh	Worner
Helbling	Olson, Hettinger	Mr. Speaker
Henderson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Martin
Amsberry	Indergaard	Obërg
Anderson	Isaak	Opdahl
Anfinson	Iverson	Owings
Bubel	Kapfer	Place
Burkhart	Keierleber	Sax
Butt	Kraft	Schultz
Carlson	Larson	Shurr
Craig	Lavik	Steen
Dickerson	Lee	Svingen
Dilland	Lembcke	Swendseid
Dyer	Levin	Thatcher
Erickson, Benson	Lindgren	Treffry
Erickson, Kidder	McColl	Van Berkom
Gilchrist	McCay	Wagner
Hanson	McManus	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hermes	Johnston	Twete
Hoffman		

So the bill passed and the title was agreed to.

### SIGNING OF BILLS

The Clerk announced that the Speaker was about to sign:

Concurrent Resolution "G"

Concurrent Resolution "J"

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

And the Speaker signed the same in the presence of the House.

## MESSAGES TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 30.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to transmit herewith the following:

Concurrent Resolution "D".

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

The Speaker called Mr. Peters to the chair.

Mr. Peters requested Messrs. Horner and Hendrickson to escort Mr. Freeman to the rostrum; Mr. Olafson and Mrs. Lindgren to escort Mrs. Amsberry to the rostrum; Messrs. Smith and Brunsdale to escort Mrs. Craig to the rostrum; Messrs. Van Berkom and Bishop to escort Mr. Cox to the rostrum.

Mr. Peters then appointed Messrs Butt and J. G. Plath as a committee to escort Speaker Traynor to the rostrum.

Mr. Peters appointed Messrs. Wigen and McCay as a committee to escort Governor Shafer to the rostrum.

On behalf of the House members and the House employees, and as an expression of their appreciation of the courtesies and consideration of their individual rights and privileges shown by him during the session, and as a reminder of the confidence reposed in him as Speaker, Mr. Freeman presented Speaker Traynor with a watch and chain.

Speaker Traynor thanked the members and employees for their splendid gift and for the cooperation they showed him at all times during his administration as Speaker; and assured them that the token would be among his most cherished possessions because it signified to him their courtesy, kindness and friendship for him during the duration of the session.

Governor Shafer was called upon and gave an interesting talk regarding the legislative session.



Mr. Gordon Cox on behalf of the members presented Mr. Wm. Laist an enrolled copy of the bill, with the roll call, which was passed designating him as Capitol custodian.

MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 168, Senators Fredrickson, Atkins and Tofsrud.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 30, Senators Ettestad, Fowler and Sathre; and on Senate Bill No. 58, Senators O. H. Olson, Porter and Brunsdale.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has indefinitely postponed further consideration of House Bill No. 30.

Also, that Senate Bill No. 58 was lost on final passage.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to return herewith House Concurrent Resolution "D", which the Senate has adopted.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Twichell moved that the Speaker appoint a new Conference Committee on Senate Bill No. 168.

Which motion prevailed.

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The Speaker appointed as a Conference Committee on Senate Bill No. 168 Messrs. Twichell, Veitch and Opdahl.

Mr. Lynch moved that the Conference Committee appointed on Senate Bill No. 58 be discharged.

Which motion prevailed.

MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new Conference Committee on Senate Bill No. 168, Representatives Twichell, Veitch and Opdahl.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference report on House Bill No. 42.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Report on House Bill No. 44 and same has passed the Senate.

Very respectfully,  
F. E. TUNELL,  
Secretary.

The Committee on Employment made the following report:

Mr. Speaker: Your Committee on Employment to whom was referred:

Senate Concurrent Resolution "K".

Have had the same under consideration and recommend that the same do pass.

GORDON COX,  
C. H. OPDAHL,  
C. VERNON FREEMAN,  
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Cox moved that the resolution be adopted by a roll call.

Which motion prevailed.

Senate Concurrent Resolution "K".

### ROLL CALL

The question being on the final passage of the resolution, the roll was called, and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Oberg
Amsberry	Hermes	Olafson
Anderson	Holthusen	Olson, Burleigh
Anfinson	Indergaard	Olson, Hettinger
Bell	Isaak	Opdahl
Bishop	Iverson	Owings
Bittner	Johnson, Nelson	Peters
Boe	Johnson, Traill	Place
Bohnsack	Johnson, Ward	Plath, John, Cass
Brown	Kapfer	Plath, Wm., Cass
Brunsdale	Keierleber	Pfenning
Bubel	Kneeland	Sax
Burkhart	Kraft	Schultz
Burns	Larson	Shurr
Butt	Larvick	Smith
Carlson	Lavik	Standley
Cox	Lee	Steedsman
Dillard	Lembcke	Steen
Dyer	Levin	Svingen
Erickson, Benson	Lindgren	Swendseid
Erickson, Kidder	Lynch	Thatcher
Fettig	McCcoll	Thompson
Flom	McCay	Treffry
Frojen	McGauvran	Turner
Gibbens	McManus	Wagner
Gilchrist	Martin	Watt
Halcrow	Mau	Wedel
Hamilton	Miller	Westford
Hanson	Morgan	Wilson
Hausmann	Muus	Young
Helbling	Northridge	Mr. Speaker
Henderson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Jardine	Twichell
Craig	Johnston	Van Berkomp
Dickerson	McDowall	Veitch
Dolwig	Montgomery	Wentz
Freeman	Rulon	Wigen
Hoffman	Twete	Worner
Horner		

So the resolution was adopted.

### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Concurrent Resolution "K".

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Pursuant to a Concurrent Resolution introduced by Senator Whitman, entitled "A Commission for Bi-centennial of Birth of George Washington," to create and define the powers and duties of a State Commission, to associate with any similar commission created by Act of Congress of the United States and such other commissions as may be created by Act of the Legislatures of the respective States, and with civil bodies, in the commemoration of the most momentuous and significant anniversary event in the history of the American people, namely the bi-centennial of the birthday of George Washington, Father and Founder of his country, passed at the Twentieth Legislative Assembly and approved by the Governor on February 28, 1927, the Speaker appointed a committee of three House members, consisting of Messrs. D. L. Peters, C. Vernon Freeman and C. N. Lee.

The Conference Committee on Senate Bill No. 168 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition

of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Have had the same under consideration and recommend that the bill be amended as reported from the House to allow a commission of one and one-half per centum for the collection of gas tax by dealers, and that such amendment be made in the bill.

For the Senate:

L. O. FREDRICKSON,  
O. T. TOFSRUD,  
S. J. ATKINS.

For the House:

L. L. TWICHELL,  
E. E. VEITCH,  
C. H. OPDAHL.

Mr. Twichell moved that the report of the committee be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 168.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Mr. Twichell moved that the rules be suspended and Senate Bill No. 168 be placed on third reading and final passage.

Which motion prevailed.

Mr. Freeman demanded a call of the House.

The roll was called and showed Messrs. Carter, Dolwig, Hoffman, Johnston, M. J. Olson and Wigen to be absent.

Mr. Freeman moved that further business under the call be dispensed with.

Which motion prevailed.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure en-

titled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 98; nays, 8; absent and not voting, 6; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Hettinger
Amsberry	Hermes	Opdahl
Anderson	Holthusen	Peters
Anfinson	Horner	Place
Bell	Indergaard	Plath, John, Cass
Bishop	Isaak	Plath, Wm., Cass
Bittner	Iverson	Pfenning
Boe	Jardine	Rulon
Bohnsack	Johnson, Nelson	Sax
Brown	Johnson, Traill	Schultz
Brunsdale	Johnson, Ward	Shurr
Bubel	Kapfer	Smith
Burkhart	Keierleber	Standley
Burns	Kneeland	Stedsman
Butt	Kraft	Steen
Carlson	Larvick	Svingen
Cox	Lavik	Swendseid
Dickerson	Lee	Thatcher
Dillard	Lembcke	Thompson
Dyer	Lindgren	Treffry
Erickson, Benson	McColl	Turner
Fettig	McCay	Twichell
Flom	McDowall	Van Berkom
Freeman	McGauvran	Veitch
Frojen	McManus	Wagner
Gibbens	Martin	Watt
Gilchrist	Mau	Wedel
Halcrow	Miller	Westford
Hanson	Montgomery	Wilson
Hamilton	Muus	Worner
Hausmann	Northridge	Young
Helbling	Oberg	Mr. Speaker
Henderson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Levin	Owings
Erickson, Kidder	Lynch	Twete
Larson	Morgan	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carter	Hoffman	Olson, Burleigh
Dolwig	Johnston	Wigen

Passed:

Messrs.  
Wentz

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Jardine moved that the vote by which Senate Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Also,

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Also,

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 and Section 24 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Also,

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Concurrent Resolution "C".

And find the same correctly enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Also,

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Also,

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Also,

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Concurrent Resolution "C".

Concurrent Resolution "M".

And the Speaker signed the same in the presence of the House.

The Speaker called Mr. Olafson to the chair.



## MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Concurrent Resolution "P".

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Standley moved that the resolution be referred to the proper committee.

Which motion was lost.

Mrs. Craig moved that the resolution be adopted.

Which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Concurrent Resolution "P".

Which the House has passed unchanged.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and High-

ways in Connection with Improvements made in Such Districts.

Also,

Concurrent Resolution "C".

Also,

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Also;

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Also,

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Also,

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Also,

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining His Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Also,

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the

Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Also,

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Also,

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Also,

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Also,

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Were delivered to the Governor for his approval at the hour of 11:48 o'clock, p. m., March 8, 1929.

E. E. VEITCH,  
Chairman.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGISSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Distribution System Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Concurrent Resolution "D".

And find the same correctly Enrolled.

E. E. VEITCH,  
Chairman.

Mr. Veitch moved that the report be adopted. Which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erect-

ing a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such piled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Concurrent Resolution "D".

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the

Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Which the Senate has amended.

Very respectfully,  
F. E. TUNELL,  
Secretary.

Mr. Twichell moved that the House do not concur in the Senate amendment to Senate Bill No. 168.

Mr. O. E. Erickson moved that further consideration of Senate Bill No. 168 be laid on the table.

Which motion was lost.

The question being on the original motion the question was put and the motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. President: I have the honor to inform you that the House does not concur to the Senate amendments to Senate Bill No. 168 and returns the bill herewith.

Very respectfully,  
C. R. VERRY,  
Chief Clerk.

Senate Chamber,  
Bismarck, North Dakota,  
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 168.

Very respectfully,  
F. E. TUNELL,  
Secretary.

#### HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License

for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Also,

Concurrent Resolution "D".

Also,

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Also,

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Were delivered to the Governor for his approval at the hour of 11:48 o'clock, March 8, 1929.

E. E. VEITCH,  
Chairman.

**HOUSE COMMITTEE ON ENROLLMENT AND EN-  
GROSSMENT**

**The Committee on Enrollment and Engrossment made the following report:**

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Also,

House Bill No. 168. A Bill for an act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Also,

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Also,

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Also,

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Also,

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream



**Stations and Other Places of Business Purchasing Such Products from the Public.**

Also,

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Also,

House Bill No. 118. A Bill for an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Also,

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Also,

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Also,

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Were delivered to the Governor for his approval at the hour of 11:48 o'clock P. M., March 8, 1929.

E. E. VEITCH,  
Chairman.

### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Concurrent Resolution "P".

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

And the Speaker signed the same in the presence of the House.

A Committee from the Senate reported that the Senate had completed its business and was about to adjourn sine die.

Mr. Thatcher moved that the Speaker appoint a committee to notify the Senate that the House is about to adjourn sine die.

Which motion prevailed and the Speaker appointed as such committee Messrs. Thatcher and Freeman.

Mr. Halcrow moved that the Speaker appoint a committee to notify the Governor that the House is about to adjourn sine die.

Which motion prevailed and the Speaker announced as such committee Mr. Halcrow and Mrs. Craig.

Mr. Thatcher announced that the Senate had been notified that the House had completed its business and was about to adjourn sine die.

Mr. Halcrow announced that the Governor had been notified that the House had completed its labors and was about to adjourn sine die.

Mrs. Craig moved that the House do now adjourn sine die.

Which motion prevailed and the House adjourned sine die.

C. R. VERRY,  
Chief Clerk.

# INDEX

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## RECORD OF BILLS IN THE HOUSE

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### HOUSE BILLS

**House Bill No. 1.—(Introduced by Sviengen and Thatcher)**

House Bill No. 1. A Bill For an Act to Amend and Re-enact Section 5 of Chapter 146 of the Session Laws of the State of North Dakota for 1927.

Introduced, first and second reading, 89.

Reference, 104.

Reported back, 290.

Other Action, 192, 290.

Indefinitely postponed, 290.

**House Bill No. 2.—(Olafson)**

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Introduction, first and second reading, 93.

Reference, 104.

Reported back, 111.

Amended, 111, 564.

Third reading, 148.

Passed, 149.

Forwarded to Senate, 151.

Returned by Senate, 564.

Other Action, 577, 580, 716, 718, 735, 741.

Signed by Speaker, 854.

Forwarded to Governor, 1003.

**House Bill No. 3.—(Horner)**

House Bill No. 3. A Bill For an Act Relating to the Consolidation or merger of Domestic Corporations or the purchase by one such Corporation of the business, property and assets of another corporation.

Introduction, first and second reading, 99.

Reference, 104, 457.

Reported back, 390, 911.

Amended, 390.

Other Action, 201, 439, 450.

Indefinitely postponed, 911.

**House Bill No. 4—(Keierleber and Schultz)**

House Bill No. 4. A Bill For an Act relating to executions, attachments, claim and delivery proceedings and other process and repealing sections 7526, 7550 and 7728 of the compiled laws of North Dakota for the year 1913.

Introduction, first and second reading, 99.

Reference, 104.

Reported back, 391.

Indefinitely postponed, 391.

**House Bill No. 5—(Van Berkomp and Owings)**

House Bill No. 5. A Bill For an Act providing for Storage and Grain Delivery charges in Elevators and the issuance of Warehouse receipts for same. That Section 18 of Chapter 155 of the Session Laws 1927 North Dakota to be Amended and Re-enacted.

Introduction, first and second reading, 107.

Reference, 107.

Reported back, 268, 331.

Amended, 268.

Other Action, 200, 217, 332.

Indefinitely postponed, 332.

**House Bill No. 6—(Committee on Appropriations)**

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 119.

Third reading, 146.

Passed, 147.

Forwarded to Senate, 151.

Returned by Senate, 230.

Other Action, 161, 245.

Signed by Speaker, 261.

Forwarded to Governor, 266.

Approved by Governor, 300.

**House Bill No. 7—(Committee on Appropriations)**

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 455.

Amended, 456.

Third reading, 605.

Passed, 606.

Forwarded to Senate, 649.

Returned by Senate, 1445.

Other action, 502, 519, 531, 1484.

Signed by Speaker, 1497.

Forwarded to Governor, 1500.

**House Bill No. 8—(Committee on Appropriations)**

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 119.

Third reading, 147.

Passed, 148.

Forwarded to Senate, 151.

Returned by Senate, 230.

Other action, 161, 245.

Signed by Speaker, 261.

Forwarded to Governor, 265.

Approved by Governor, 301.

**House Bill No. 9—(Committee on Appropriations)**

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 151.

Third reading, 165.

Passed, 167.

Forwarded to Senate, 173.

Returned by Senate, 230.

Other Action, 162, 246, 656.

Signed by Speaker, 261.

Forwarded to Governor, 265.

Approved by Governor, 301.

**House Bill No. 10—(Committee on Appropriations)**

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 119.

Third reading, 145.

Passed, 146.

Forwarded to Senate, 151.

Returned by Senate, 229.

Other Action, 161, 246.

Signed by Speaker, 261.

Forwarded to Governor, 266.

Approved by Governor, 301.

**House Bill No. 11—(Aljets)**

House Bill No. 11. A Bill For an Act Declaring that any Person Who Obtains Food, Lodging, Care or other Accommodation at any Hotel, Lodging House, Inn, Boarding or Eating House, Hospital or Sanitarium, Either for Himself or for An-

other without Paying for same, be Adjudged Guilty of a Misdemeanor.

Introduction, first and second reading, 115.  
 Reference, 115.  
 Reported back, 271.  
 Other action, 229.  
 Indefinitely postponed, 271.

**House Bill No. 12—(Committee on Appropriations)**

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Introduction, first and second reading, 115.  
 Reference, 115.  
 Reported back, 126.  
 Third reading, 153.  
 Passed, 154.  
 Forwarded to Senate, 165.  
 Returned by Senate, 229.  
 Other action, 162, 246.  
 Signed by Speaker, 261.  
 Forwarded to Governor, 266.  
 Approved by Governor, 301.

**House Bill No. 13—(Committee on Appropriations)**

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 115.  
 Reference, 115.  
 Reported back, 159.  
 Third reading, 175.  
 Passed, 176.  
 Forwarded to Senate, 185.  
 Returned by Senate, 561.  
 Other Action, 600.  
 Signed by Speaker, 632.  
 Forwarded to Governor, 650.  
 Approved by Governor, 694.

**House Bill No. 14—(Committee on Appropriations)**

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Introduction, first and second reading, 116.  
 Reference, 116.  
 Reported back, 160.  
 Third reading, 176.  
 Passed, 177.  
 Forwarded to Senate, 186.

Returned by Senate, 562.  
Other Action, 600.  
Signed by Speaker, 632.  
Forwarded to Governor, 650.  
Approved by Governor, 694.

**House Bill No. 15—(Committee on Appropriations)**

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 116.  
Reference, 116.  
Reported back, 126.  
Third reading, 154.  
Passed, 155.  
Forwarded to Senate, 165.  
Returned by Senate, 229.  
Other action, 162, 246.  
Signed by Speaker, 261.  
Forwarded to Governor, 266.  
Approved by Governor, 301.

**House Bill No. 16—(Committee on Appropriations)**

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Introduction, first and second reading, 116.  
Reference, 116.  
Reported back, 126.  
Third reading, 155.  
Passed, 156.  
Forwarded to Senate, 165.  
Returned by Senate, 229.  
Other action, 162, 246.  
Signed by Speaker, 261.  
Forwarded to Governor, 266.  
Approved by Governor, 301.

**House Bill No. 17—(Committee on Appropriations)**

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Introduction, first and second reading, 116.  
Reference, 116.  
Reported back, 125.  
Third reading, 152.  
Passed, 153.  
Forwarded to Senate, 164.  
Returned by Senate, 230.

Other Action, 162, 246.  
Signed by Speaker, 261.  
Forwarded to Governor, 266.  
Approved by Governor, 301.

**House Bill No. 18—(Turner)**

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Introduction, first and second reading, 116.  
Reference, 116.  
Reported back, 209.  
Amended, 342.  
Third reading, 235, 349.  
Passed, 236, 350.  
Forwarded to Senate, 252.  
Returned by Senate, 342.  
Other Action, 217, 235, 236, 347, 350, 360, 363.  
Signed by Speaker, 371.  
Forwarded to Governor, 382.  
Vetoed by Governor, 438.

**House Bill No. 19—(Northridge and Hamilton)**

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Introduction, first and second reading, 117.  
Reference, 117.  
Reported back, 332.  
Amended, 332, 412, 445, 1433, 1508.  
Third reading, 489, 1508.  
Explanation of vote, 491.  
Passed, 490, 1509.  
Forwarded to Senate, 522.  
Returned by Senate, 1433.  
Other action, 200, 412, 417, 432, 445, 463, 476, 490, 1437, 1440, 1444, 1470, 1471, 1478, 1493, 1508, 1509, 1516, 1530.  
Signed by Speaker, 1531.  
Forwarded to Governor, 1533.  
Conference Committee, 1438, 1471, 1473.

**House Bill No. 20—(McCay and Larson)**

House Bill No. 20. A Bill For an Act to appropriate the sum of \$100,000.00 for the Purpose of Aiding in the Construction of a Bridge and Approaches across the Missouri River, at a point near the town of Fort Yates, between Sioux County, North Dakota and Emmons County, North Dakota, under the Provisions of Chapter 73, of the Laws of North Dakota for the year 1919, and that said Appropriation be made from the State Highway Fund.

Introduction, first and second reading, 117.



Reference, 117.  
Withdrawn, 229.

**House Bill No. 21—(Iverson)**

House Bill No. 21. A Bill For an Act to Amend and Re-enact Section 54, Chapter 162, Session Laws 1927 Regulating the Operation of Vehicles on Highways and Testing of Automobile Lamps.

Introduction, first and second reading, 121.  
Reference, 121.  
Reported back, 455.  
Other Action, 371. \*  
Indefinitely postponed, 455.

**House Bill No. 22—(Mau and Carter)**

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Introduction, first and second reading, 121.  
Reference, 121.  
Reported back, 323.  
Amended, 324, 1434.  
Third reading, 364, 1441.  
Explanation of vote, 366.  
Passed, 366, 1442.  
Forwarded to Senate, 398.  
Returned by Senate, 1434.  
Other Action, 229, 351, 360, 366, 1441, 1445, 1503.  
Signed by Speaker, 1499.  
Forwarded to Governor, 1539.

**House Bill No. 23—(Committee on Appropriations)**

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Introduction, first and second reading, 121.  
Reference, 121.  
Reported back, 170.  
Third reading, 187.  
Passed, 188.  
Forwarded to Senate, 203.  
Returned by Senate, 562.  
Other action, 600.  
Signed by Speaker, 632.  
Forwarded to Governor, 650.  
Approved by Governor, 694.

**House Bill No. 24—(Committee on Appropriations)**

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee

**Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.**

Introduction, first and second reading, 121.

Reference, 121, 179.

Reported back, 160, 199.

Amended, 160, 199, 241.

Third reading, 254.

Passed, 255.

Forwarded to Senate, 274.

Returned by Senate, 562.

Other action, 220, 224, 237, 324, 600.

Signed by Speaker, 632.

Forwarded to Governor, 650.

Approved by Governor, 694.

**House Bill No. 25—(Committee on Appropriations)**

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Introduction, first and second reading, 121.

Reference, 121.

Reported back, 160.

Amended, 161, 179.

Third reading, 189.

Passed, 190.

Forwarded to Senate, 203.

Returned by Senate, 562.

Other Action, 182, 601.

Signed by Speaker, 632.

Forwarded to Governor, 650.

Approved by Governor, 694.

**House Bill No. 26—(Committee on Appropriations)**

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Introduction, first and second reading, 122.

Reference, 122.

Reported back, 247, 1231, 1291, 1313.

Amended, 875, 1291, 1313.

Third reading, 275, 1314.

Passed, 277, 1315.

Forwarded to Senate, 294.

Returned by Senate, 875.

Other Action, 975, 1005, 1014, 1231, 1238, 1267, 1314, 1351.

Signed by Speaker, 1381.

Forwarded to Governor, 1386.

Approved by Governor, 1492.

Conference Committee, 975, 1231.

**House Bill No. 27—(Committee on Appropriations)**

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Introduction, first and second reading, 122.

Reference, 122.  
 Reported back, 170.  
 Third reading, 186.  
 Passed, 187.  
 Forwarded to Senate, 202.  
 Returned by Senate, 562.  
 Other action, 601.  
 Signed by Speaker, 632.  
 Forwarded to Governor, 651.  
 Approved by Governor, 695.

**House Bill No. 28.—(Committee on Appropriations)**

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 122.  
 Reference, 122, 186.  
 Reported back, 169, 226.  
 Amended, 226.  
 Third reading, 282.  
 Passed, 283.  
 Forwarded to Senate, 294.  
 Returned by Senate, 562.  
 Other action, 262, 267, 601.  
 Signed by Speaker, 632.  
 Forwarded to Governor, 651.  
 Approved by Governor, 695.

**House Bill No. 29.—(Committee on Appropriations)**

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 122.  
 Reference, 122.  
 Reported back, 169.  
 Third reading, 188.  
 Passed, 189.  
 Forwarded to Senate, 203.  
 Returned by Senate, 562.  
 Other Action, 601.  
 Signed by Speaker, 633.  
 Forwarded to Governor, 651.  
 Approved by Governor, 695.

**House Bill No. 30.—(Swendseid)**

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping

**Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.**

Introduction, first and second reading, 142.

Reference, 143.

Reported back, 913.

Amended, 913, 942, 1424, 1456, 1519.

Third reading, 1007, 1520, 1531.

Passed, 1008, 1522.

Forwarded to Senate, 1042, 1449, 1497.

Returned by Senate, 1424, 1456.

Other Action, 938, 943, 984, 1008, 1430, 1449, 1466, 1496, 1503, 1518, 1519, 1520, 1523, 1524.

Conference Committee, 1503.

Indefinitely postponed, 1524.

#### **House Bill No. 31—(Dyer)**

House Bill No. 31. A Bill for an Act to Amend and Re-enact Sections 2 and 4 of Chapter 197 of the Session Laws of North Dakota for 1927, Relating to the Purchase, Erection, Operation, Maintenance, Enlargement, Improvement and Extension, or Leasing of any Electric Light and Power Plant by any City, Town or Village, the Method of Payment Therefor, and the Selling or Leasing of any such Plant to Others.

Introduction, first and second reading, 143.

Reference, 143.

Withdrawn, 192.

#### **House Bill No. 32—(Twete)**

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Introduction, first and second reading, 143.

Reference, 143.

Reported back, 200.

Amended, 812, 1142, 1267.

Third reading, 215, 1268.

Explanation of vote, 1269, 1270.

Passed, 216, 1269.

Forwarded to Senate, 233.

Returned by Senate, 812.

Other action, 215, 216, 841, 853, 1143, 1148, 1160, 1168, 1267, 1268, 1290.

Signed by Speaker, 1273.

Forwarded to Governor, 1366.

Approved by Governor, 1417.

Conference Committee Report, 1142, 1267.

Conference Committee, 837, 1143.

**House Bill No. 33—(Committee on Appropriations)**

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

- Introduction, first and second reading, 143.
- Reference, 143.
- Reported back, 198.
- Third reading, 211.
- Passed, 212.
- Forwarded to Senate, 233.
- Returned by Senate, 562.
- Other Action, 601.
- Signed by Speaker, 633.
- Forwarded to Governor, 652.
- Approved by Governor, 695.

**House Bill No. 34—(Committee on Appropriations)**

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

- Introduction, first and second reading, 143.
- Reference, 143.
- Reported back, 288.
- Amendment, 288, 875.
- Third reading, 345, 975.
- Passed, 346, 976.
- Forwarded to Senate, 362.
- Returned by Senate, 875.
- Other Action, 331, 975, 976, 984, 1005.
- Signed by Speaker, 1003.
- Forwarded to Governor, 1007.
- Approved by Governor, 1042.

**House Bill No. 35—(Committee on Appropriations)**

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 208, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

- Introduction, first and second reading, 143.
- Reference, 144.
- Reported back, 199.
- Third reading, 214.
- Passed, 215.
- Forwarded to Senate, 233.
- Returned by Senate, 562.
- Other action, 601.
- Signed by Speaker, 632.
- Forwarded to Governor, 651.
- Approved by Governor, 695.

**House Bill No. 36—(Committee on Appropriations)**

House Bill No. 36. A Bill for An Act Making an Appro-

**priation for Use by the Board of Administration in Administering Child Welfare Laws.**

Introduction, first and second reading, 144.  
 Reference, 144.  
 Reported back, 181.  
 Amended, 181.  
 Third reading, 217.  
 Passed, 218.  
 Forwarded to Senate, 233.  
 Returned by Senate, 1435.  
 Other action, 206, 1451.  
 Signed by Speaker, 1458.  
 Forwarded to Governor, 1515.

**House Bill No. 37—(Committee on Appropriations)**

**House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.**

Introduction, first and second reading, 144.  
 Reference, 144.  
 Reported back, 227.  
 Amended, 227.  
 Third reading, 283.  
 Passed, 284.  
 Forwarded to Senate, 295.  
 Returned by Senate, 1239.  
 Other Action, 262, 267, 1290.  
 Signed by Speaker, 1273.  
 Forwarded to Governor, 1366.  
 Approved by Governor, 1418.

**House Bill No. 38—(Committee on Appropriations)**

**House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.**

Introduction, first and second reading, 144.  
 Reference, 144.  
 Reported back, 198.  
 Third reading, 213.  
 Passed, 214.  
 Forwarded to Senate, 233.  
 Returned by Senate, 563.  
 Other Action, 601.  
 Signed by Speaker, 632.  
 Forwarded to Governor, 651.  
 Approved by Governor, 695.

**House Bill No. 39.—(Committee on Appropriations)**

**House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.**

Introduction, first and second reading, 144.  
 Reference, 144.  
 Reported back, 209.

Amended, 621.  
 Third reading, 236, 622.  
 Passed, 237, 623.  
 Forwarded to Senate, 252.  
 Returned by Senate, 621.  
 Other action, 622, 638, 647.  
 Signed by Speaker, 667.  
 Forwarded to Governor, 766.  
 Approved by Governor, 811.

**House Bill No. 40—(Johnson of Traill and Brunsdale)**

House Bill No. 40. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election Terms and Compensation of Judges of the Supreme Court.

Introduction, first and second reading, 144.  
 Reference, 144.  
 Withdrawn, 152.

**House Bill No. 41—(Johnson of Traill and Brunsdale)**

House Bill No. 41. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, relating to the Election and Terms of Judges of the District Court.

Introduction, first and second reading, 144.  
 Reference, 145.  
 Withdrawn, 152.

**House Bill No. 42—(Committee on Appropriations)**

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Introduction, first and second reading, 152.  
 Reference, 152.  
 Reported back, 375.  
 Amended, 376, 1267, 1505.  
 Third reading, 433, 1506.  
 Passed, 434, 1507.  
 Forwarded to Senate, 460.  
 Returned by Senate, 1267.  
 Other Action, 412, 417, 1285, 1319, 1448, 1449, 1469, 1505, 1507, 1525, 1535.  
 Signed by Speaker, 1535.  
 Forwarded to Governor, 1538.  
 Conference Committee, 1274, 1449.

**House Bill No. 43—(Committee on Appropriations)**

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Introduction, first and second reading, 152.  
 Reference, 152.  
 Reported back, 247.

Third reading, 277.  
 Passed, 278.  
 Forwarded to Senate, 294.  
 Returned by Senate, 620.  
 Other action, 638.  
 Signed by Speaker, 667.  
 Forwarded to Governor, 766.  
 Approved by Governor, 811.

**House Bill No. 44—(Committee on Appropriations)**

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Introduction, first and second reading, 152.  
 Reference, 152.  
 Reported back, 419.  
 Amended, 419, 472, 1360, 1501.  
 Third reading, 495, 1501.  
 Passed, 496, 1503.  
 Forwarded to Senate, 522.  
 Returned by Senate, 1360.  
 Other action, 476, 1367, 1424, 1500, 1503, 1516, 1525, 1535.  
 Signed by Speaker, 1536.  
 Forwarded to Governor, 1538.  
 Conference Committee, 1363.

**House Bill No. 45—(Thatcher)**

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Introduction, first and second reading, 163.  
 Reference, 163.  
 Reported back, 209.  
 Amended, 400.  
 Third reading, 234, 426.  
 Passed, 235, 427.  
 Forwarded to Senate, 251.  
 Returned by Senate, 400.  
 Other Action, 406, 417, 425, 449.  
 Signed by Speaker, 458.  
 Forwarded to Governor, 489.  
 Approved by Governor, 546.

**House Bill No. 46—(Wilson)**

House Bill No. 46. A Bill For an Act to Amend and Re-enact Section 1189 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to School Terms, How Arranged, and When Discontinued.

Introduction, first and second reading, 163.  
 Reference, 163.  
 Reported back, 199.



Third reading, 215.  
Other Action, 215.  
Indefinitely postponed, 215.

**House Bill No. 47—(Steedsman, by request)**

House Bill No. 47. A Bill For an Act to Amend and Re-enact Section 1369 of the Compiled Laws of North Dakota for the Year 1913 Relative to High School Diplomas and the Normal School Work for Granting Elementary Certificates and Repealing all Acts and Parts of Acts in Conflict Therewith.

Introduction, first and second reading, 163.  
Reference, 163.  
Reported back, 291.  
Indefinitely postponed, 291.

**House Bill No. 48—(Owings and R. A. Johnson)**

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Introduction, first and second reading, 163.  
Reference, 164, 381.  
Reported back, 359, 454.  
Amended, 454.  
Third reading, 530.  
Passed, 531.  
Forwarded to Senate, 561.  
Returned by Senate, 1436.  
Other action, 502, 519, 1504.  
Signed by Speaker, 1498.  
Forwarded to Governor, 1540.

**House Bill No. 49—(Lynch by request)**

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Introduction, first and second reading, 164.  
Reference, 164, 170, 210.  
Reported back, 197, 225.  
Amended, 197, 225.  
Third reading, 317.  
Passed, 318.  
Forwarded to Senate, 340.  
Returned by Senate, 484.  
Other Action, 210, 261, 302, 308, 520.  
Signed by Speaker, 547.  
Forwarded to Governor, 575.  
Approved by Governor, 598.

**House Bill No. 50—(Lynch, by request)**

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

- Introduction, first and second reading, 164.
- Reference, 164, 170, 210.
- Reported back, 197, 224.
- Amended, 197, 224.
- Third reading, 318.
- Passed, 319.
- Forwarded to Senate, 340.
- Returned by Senate, 484.
- Other Action, 210, 261, 303, 308, 520.
- Signed by Speaker, 547.
- Forwarded to Governor, 576.
- Approved by Governor, 598.

**House Bill No. 51—(Lynch, by request)**

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

- Introduction, first and second reading, 164.
- Reference, 164, 210.
- Reported back, 198, 225.
- Amended, 198, 225.
- Third reading, 280.
- Passed, 282.
- Forwarded to Senate, 294.
- Returned by Senate, 484.
- Other action, 210, 262, 267, 520.
- Signed by Speaker, 547.
- Forwarded to Governor, 576.
- Approved by Governor, 598.

**House Bill No. 52—(Westford)**

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

- Introduction, first and second reading, 171.
- Reference, 171.
- Reported back, 270.
- Amend, 296, 564.

Third reading, 296, 577.  
 Passed, 297, 578.  
 Forwarded to Senate, 311.  
 Returned by Senate, 564.  
 Other action, 296, 577, 580, 602.  
 Signed by Speaker, 632.  
 Forwarded to Governor, 651.  
 Approved by Governor, 695.

**House Bill No. 53—(Sax and Young)**

House Bill No. 53. A Bill For an Act Providing for the Application for Permit to Operate a Pool Hall, Billiard Room, Ball Alley or Pin Alley, and Regulating the Issuance thereof and repealing all Acts and Parts of Acts in Conflict Therewith.

Introduction, first and second reading, 171.  
 Reference, 171.  
 Reported back, 269.  
 Indefinitely postponed, 270.

**House Bill No. 54—(Boe)**

House Bill No. 54. A Bill For an Act to Amend and Re-enact Section 1456 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Introduction, first and second reading, 171.  
 Reference, 171.  
 Withdrawn, 260.

**House Bill No. 55—(Pfenning)**

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Introduction, first and second reading, 171.  
 Reference, 171.  
 Reported back, 248.  
 Third reading, 279.  
 Passed, 280.  
 Forwarded to Senate, 294.  
 Returned by Senate, 484.  
 Other action, 520.  
 Signed by Speaker, 547.  
 Forwarded to Governor, 576.  
 Approved by Governor, 598.

**House Bill No. 56—(Pfenning)**

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Introduction, first and second reading, 171.  
 Reference, 172.  
 Reported back, 290.  
 Third reading, 314.  
 Passed, 315.  
 Forwarded to Senate, 340.

Returned by Senate, 484.  
Other action, 520.  
Signed by Speaker, 547.  
Forwarded to Governor, 576.  
Approved by Governor, 598.

**House Bill No. 57—(Pfenning)**

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Introduction, first and second reading, 172.

Reference, 172.

Reported back, 226.

Amended, 564.

Third reading, 253, 579.

Passed, 254, 580.

Forwarded to Senate, 274.

Returned by Senate, 564.

Other Action, 578, 579, 580, 602.

Signed by Speaker, 633.

Forwarded to Governor, 651.

Approved by Governor, 695.

**House Bill No. 58—(Kneeland)**

House Bill No. 58. A Bill For an Act to Repeal Section 3591a of the Supplement to the Compiled Laws of North Dakota for 1913, being Section 1 of Chapter 35 of the Session Laws of North Dakota for 1921, Relating to the Publication of City Council Proceedings.

Introduction, first and second reading, 172.

Reference, 172.

Reported back, 249.

Third reading, 297.

Indefinitely postponed, 298.

Other Action, 285, 298.

**House Bill No. 59—(Hamilton and Northridge)**

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Introduction, first and second reading, 172.

Reported back, 450.

Amended, 450.

Third reading, 528.

Explanation of vote, 1085.

Passed, 529.

Forwarded to Senate, 560.

Returned by Senate, 1301.

Other action, 371, 501, 519.

Indefinitely postponed, 1301.

**House Bill No. 60—(Jardine)**

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the

**Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.**

Introduction, first and second reading, 172.  
 Reference, 172.  
 Reported back, 395.  
 Third reading, 431.  
 Passed, 432.  
 Forwarded to Senate, 460.  
 Returned by Senate, 1354.  
 Other action, 371, 1368.  
 Signed by Speaker, 1379.  
 Forwarded to Governor, 1394.  
 Approved by Governor, 1490.

**House Bill No. 61—(Oberg)**

House Bill No. 61. A Bill For an Act to appropriate the Sum of One Hundred Thirty-Five Thousand Dollars (\$135,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between McLean County and Oliver County, North Dakota, on Site Which has been Sounded by the Highway Commission, Under Provisions of Chapter 73 of the Laws of North Dakota for the year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 172.  
 Reference, 173.  
 Reported back, 772.  
 Other Action, 371, 772, 852.  
 Indefinitely postponed, 772.

**House Bill No. 62—(Cox)**

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 4861 and 4862, Relating to Investment of Funds of Domestic Insurance Companies; and for the Repeal of Section 4843, Relating to the Same Subject.

Introduction, first and second reading, 173.  
 Reference, 173.  
 Withdrawn, 229.

**House Bill No. 63—(R. A. Johnson)**

House Bill No. 63. A Bill for an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Introduction, first and second reading, 173.  
 Reference, 173.  
 Reported back, 770.  
 Amended, 770, 815.

Third reading, 880.  
 Passed, 881.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1436.  
 Other action, 371, 814, 864, 1505.  
 Signed by Speaker, 1498.  
 Forwarded to Governor, 1540.

**House Bill No. 64—(Mau)**

House Bill No. 64. A Bill For an Act to Amend and Re-enact Section 3162a4 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Regulation of Public Dances and Dance Places.

Introduction, first and second reading, 185.  
 Reference, 185.  
 Reported back, 270.  
 Indefinitely postponed, 270.

**House Bill No. 65—(Lynch)**

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Introduction, first and second reading, 185.  
 Reference, 185.  
 Reported back, 289.  
 Amended, 313.  
 Third reading, 313.  
 Passed, 314.  
 Forwarded to Senate, 340.  
 Returned by Senate, 620.  
 Other Action, 313, 331, 638.  
 Signed by Speaker, 667.  
 Forwarded to Governor, 766.  
 Approved by Governor, 811.

**House Bill No. 66—(Thompson, by request)**

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Introduction, first and second reading, 190.  
 Reference, 191.  
 Reported back, 288.  
 Amended, 1456.  
 Third reading, 312, 343, 1468.  
 Explanation of vote, 345.  
 Passed, 344, 1469.  
 Forwarded to Senate, 362.  
 Returned by Senate, 1456.  
 Other Action, 312, 345, 1353, 1468, 1471, 1504.  
 Signed by Speaker, 1498.  
 Forwarded to Governor, 1540.

**House Bill No. 67—(Steen)**

House Bill No. 67. A Bill For an Act to Amend and Re-enact Sections 2191, 2197 and 2203 of the 1925 Supplement to

the Compiled Laws of 1913, Providing for the Sale of Real Estate for Delinquent Taxes, the Rate of Interest, Tax Sale Certificates, Redemption of such Real Estate.

Introduction, first and second reading, 191.

Reference, 191.

Reported back, 376.

Other Action, 371.

Indefinitely postponed, 376.

#### House Bill No. 68—(Dyer and Cox)

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Introduction, first and second reading, 191.

Reference, 191.

Reported back, 267.

Amended, 304, 316, 1456.

Third reading, 316, 1512.

Passed, 317, 1513.

Forwarded to Senate, 340.

Returned by Senate, 1456.

Other action, 292, 304, 309, 316, 1466, 1471, 1486, 1489, 1493, 1510, 1511, 1513, 1516, 1535.

Signed by Speaker, 1536.

Forwarded to Governor, 1538.

Conference Committee, 1466.

#### House Bill No. 69—(Westford)

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Introduction, first and second reading, 201.

Reference, 201.

Reported back, 369.

Amended, 369, 385.  
 Third reading, 403.  
 Passed, 404.  
 Forwarded to Senate, 425.  
 Returned by Senate, 656.  
 Other Action, 397, 669.  
 Signed by Speaker, 697.  
 Forwarded to Governor, 766.  
 Approved by Governor, 811.

**House Bill No. 70—(Wilson and Dyer)**

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 201.  
 Reference, 201.  
 Reported back, 248.  
 Third reading, 278.  
 Passed, 279.  
 Forwarded to Senate, 294.  
 Returned by Senate, 485.  
 Other Action, 521.  
 Signed by Speaker, 547.  
 Forwarded to Governor, 575.  
 Approved by Governor, 599.

**House Bill No. 71—(Iverson)**

House Bill No. 71. A Bill For an Act to Amend and Re-enact Sections 1, 3, 5, 7, 9, 10, 11, 12, 13, 15, 24, 25, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the Year 1925.

Introduction, first and second reading, 201.  
 Reference, 201.  
 Reported back, 639.  
 Other action, 371, 640, 641.  
 Indefinitely postponed, 639.

**House Bill No. 72—(Lynch, Worner, Holthusen and Morgan)**

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to



Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chaper 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 201.

Reference, 202.

Reported back, 289.

Amended, 289.

Third reading, 346.

Passed, 347.

Forwarded to Senate, 362.

Returned by Senate, 484.

Other action, 325, 331, 521.

Signed by Speaker, 547.

Forwarded to Governor, 576.

Approved by Governor, 599.

**House Bill No. 73—(O. E. Erickson and Freeman)**

House Bill No. 73. A Bill For an Act Providing Additional Requirement for the Office of County Coroner.

Introduction, first and second reading, 202.

Reference, 202.

Reported back, 269.

Amended, 269.

Other Action, 303.

Indefinitely postponed, 303.

**House Bill No. 74—(Veitch, Treffry and Martin)**

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Introduction, first and second reading, 202.

Reference, 202.

Reported back, 946.

Amended, 947, 983, 1433.

Third reading, 1046, 1438.

Passed, 1048, 1439.

Forwarded to Senate, 1071.

Returned to Senate, 1433.

Other Action, 362, 949, 950, 1027, 1048, 1438, 1445, 1504.

Signed by Speaker, 1498.

Forwarded to Governor, 1537.

**House Bill No. 75—(Rulon)**

House Bill No. 75. A Bill For an Act Making an Appro-

priation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Introduction, first and second reading, 202.

Reference, 202.

Reported back, 376.

Third reading 401.

Passed, 402.

Forwarded to Senate, 405.

Returned by Senate, 620.

Other action, 638.

Signed by Speaker, 667.

Forwarded to Governor, 766.

Approved by Governor, 811.

#### House Bill No. 76—(Amsberry)

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Introduction, first and second reading, 210.

Reference, 210.

Reported back, 450.

Amended, 451, 1198.

Third reading, 529, 1207.

Passed, 530, 1208.

Forwarded to Senate, 560.

Returned by Senate, 1198.

Other action, 501, 519, 1207, 1219, 1223.

Signed by Speaker, 1270.

Forwarded to Governor, 1342.

Approved by Governor, 1344.

#### House Bill No. 77—(Lee)

House Bill No. 77. A Bill For an Act to Appropriate the Sum of Forty-Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River between McKenzie County and Dunn County, North Dakota, on Federal Highway No. 22 Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement, Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct such Bridge and Do all Necessary Preliminary Acts.

Introduction, first and second reading, 210.

Reference, 210.

Reported back, 375.

Indefinitely postponed, 375.

#### House Bill No. 78—(W. L. Plath, Burkhart and Smith)

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Introduction, first and second reading, 219.

Reference, 219.  
 Reported back, 375.  
 Amended, 375, 1433.  
 Third reading, 432, 1440.  
 Passed, 433, 1441.  
 Forwarded to Senate, 460.  
 Returned by Senate, 1433.  
 Other Action,, 417, 1440, 1445, 1484.  
 Signed by Speaker, 1496.  
 Forwarded to Governor, 1499.

**House Bill No. 79—(Judiciary Committee)**

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Introduction, first and second reading, 231.  
 Reference, 231.  
 Reported back, 308.  
 Amended, 308, 812.  
 Third reading, 363, 838.  
 Explanation of vote, 1087.  
 Passed, 364, 839.  
 Forwarded to Senate, 398.  
 Returned by Senate, 812.  
 Other action, 351, 837, 841, 866.  
 Signed by Speaker, 921.  
 Forwarded to Governor, 994.  
 Approved by Governor, 1003.

**House Bill No. 80—(Henrickson, by request)**

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Introduction, first and second reading, 231.  
 Reference, 231.  
 Reported back, 510.  
 Third reading, 567.  
 Passed, 568.  
 Forwarded to Senate, 592.  
 Returned by Senate, 995.  
 Other action, 1028.  
 Signed by Speaker, 1092.  
 Forwarded to Governor, 1106.  
 Approved by Governor, 1205.

**House Bill No. 81—(Thompson, by request)**

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Introduction, first and second reading, 232.  
 Reference, 232, 381.  
 Reported back, 359, 674.  
 Amended, 359, 674.  
 Third reading, 810.  
 Passed, 811.  
 Forwarded to Senate, 828.  
 Returned by Senate, 1198.  
 Other Action, 705, 708, 742.  
 Indefinitely postponed, 1198.

**House Bill No. 82—(Olson of Burleigh)**

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Introduction, first and second reading, 232.  
 Reference, 232, 430.  
 Reported back, 391, 673.  
 Amended, 673.  
 Third reading, 755.  
 Passed, 756.  
 Forwarded to Senate, 782.  
 Returned to Senate, 1197.  
 Other Action, 704, 740, 1223.  
 Signed by Speaker, 1270.  
 Forwarded to Governor, 1342.  
 Approved by Governor, 1344.

**House Bill No. 83—(Cox, by request)**

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Introduction, first and second reading, 232.  
 Reference, 232.  
 Reported back, 674.  
 Amended, 674.  
 Third reading, 756.  
 Passed, 757.  
 Forwarded to Senate, 782.  
 Returned by Senate, 1197.  
 Other action, 594, 705, 740, 1223.  
 Signed by Speaker, 1270.  
 Forwarded to Governor, 1364.  
 Approved by Governor, 1418.

**House Bill No. 84—(Schultz and Keierleber, by request)**

House Bill No. 84. A Bill For an Act Defining Authority of Insurance Agents and Adjusters and Providing for Waiver of Provisions in Policies and Exercise of Options There-

under, and Declaring Void Provisions in Policies Contrary to Provisions of This Act.

Introduction, first and second reading, 233.

Reference, 233.

Reported back, 421.

Indefinitely postponed, 421.

**House Bill No. 85—(Schultz and Keierleber, by request)**

House Bill No. 85. A Bill For an Act to Preserve Legal Remedies of Parties for a Breach of Contract, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of This Act.

Introduction, first and second reading, 233.

Reference, 233.

Reported back, 391.

Indefinitely postponed, 391.

**House Bill No. 86—(Schultz, McKay and Keierleber)**

House Bill No. 86. A Bill For an Act Amending and Re-enacting Section 189b9 of the Supplement to the 1913 Compiled Laws of North Dakota Annotated and Enacted in 1925. Relating to the Duty of Assessors Relative to Listing Land for Hail Insurance.

Introduction, first and second reading, 233.

Reference, 233.

Reported back, 509.

Indefinitely postponed, 509.

**House Bill No. 87—(Thatcher)**

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

Introduction, first and second reading, 249.

Reference, 249.

Reported back, 908.

Amended, 908.

Third reading, 971.

Passed, 972.

Forwarded to Senate, 1004.

Returned by Senate, 1435.

Other action, 936, 969, 984, 1451.

Signed by Speaker, 1458.

Forwarded to Governor, 1514.

**House Bill No. 88—(Henderson, by request)**

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Introduction, first and second reading, 249.

Reference, 249.

Reported back, 390.

Third reading, 430.  
 Passed, 431.  
 Forwarded to Senate, 460.  
 Returned by Senate, 1149.  
 Other action, 1195.  
 Signed by Speaker, 1381.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1464.

**House Bill No. 89—(Burkhart)**

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Introduction, first and second reading, 250.  
 Reference, 250.  
 Reported back, 369, 825.  
 Amended, 369, 656, 825.  
 Third reading, 404, 826.  
 Passed, 405, 827.  
 Forwarded to Senate, 425.  
 Returned by Senate, 656.  
 Other Action, 385, 397, 657, 683, 826, 829, 840, 866.  
 Signed by Speaker, 921.  
 Forwarded to Governor, 994.  
 Approved by Governor, 1004.

**House Bill No. 90—(Lindgren and Thatcher)**

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropractic, to Create a State Board of Chiropractic, to Provide for the Examination and Licensing of Chiropractors and Providing Penalties for the Violation Thereof.

Introduction, first and second reading, 250.  
 Reference, 250, 381.  
 Reported back, 361, 394.  
 Amended, 395, 1205.  
 Third reading, 462, 1209.  
 Passed, 463, 1210.  
 Forwarded to Senate, 486.  
 Returned by Senate, 1205.  
 Other Action, 439, 450, 1209, 1219, 1223.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1364.  
 Approved by Governor, 1418.

**House Bill No. 91—(Worner, Lynch, Holthusen and Morgan)**

House Bill No. 91. A Bill For an Act Making an Appropriation for the Purpose of Assisting in Rebuilding and Repairing Buildings in the Fort Abercrombie State Park Damaged and Destroyed in the Cyclone of the Summer of 1928.

Introduction, first and second reading, 250.  
 Reference, 250.  
 Reported back, 554.  
 Indefinitely postponed, 554.

**House Bill No. 92—(Muus and Burns)**

House Bill No. 92. A Bill For an Act Declaring Certain

**Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.**

Introduction, first and second reading, 250.  
 Reference, 250.  
 Reported back, 496.  
 Amended, 496, 541, 1356.  
 Third reading, 574, 1357.  
 Passed, 575, 1359.  
 Forwarded to Senate, 593.  
 Returned by Senate, 1356.  
 Other action, 539, 552, 1357, 1367, 1390.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1472.

**House Bill No. 93—(Committee on Appropriations)**

House Bill No. 93. A Bill For an Act Entitled An Act Making an Appropriation for the Purpose of Paying Salaries of Engineers, Clerk Hire, Supplies and Furniture, Paper, Printing, Postage, etc., and Traveling Expenses, in Carrying out the Provisions of Chapter 192, Session Laws of 1919, Relative to State-wide Valuation of Public Utility Properties by the Board of Railroad Commissioners.

Introduction, first and second reading, 250.  
 Reference, 250, 462, 630, 871.  
 Reported back, 419, 477, 713, 992.  
 Amended, 477.  
 Other Action, 629, 851, 993, 994.  
 Indefinitely postponed, 992.

**House Bill No. 94—(Kapfer, by request)**

House Bill No. 94. A Bill For an Act to Amend and Re-enact Section 6768a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 251.  
 Reference, 251.  
 Reported back, 360.  
 Indefinitely postponed, 360.

**House Bill No. 95—(Lynch)**

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 251.  
 Reference, 251.  
 Reported back, 481.  
 Third reading, 604.  
 Passed, 605.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1434.  
 Other action, 481, 523.  
 Indefinitely postponed, 1434.

**House Bill No. 96—(Turner)**

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 251.  
 Reference, 251.  
 Reported back, 508.  
 Amended, 508.  
 Third reading, 618.  
 Passed, 619.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1435.  
 Other action, 585, 599, 1451.  
 Signed by Speaker, 1458.  
 Forwarded to Governor, 1534.

**House Bill No. 97—(McManus and Jardine)**

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Introduction, first and second reading, 251.  
 Reference, 251.  
 Reported back, 795.  
 Amended, 795, 845.  
 Third reading, 893.  
 Passed, 894.  
 Forwarded to Senate, 923.  
 Returned by Senate, 1437.  
 Other Action, 843, 891, 1515.  
 Signed by Speaker, 1522.  
 Forwarded to Governor, 1533.

**House Bill No. 98—(Boe and Mrs. Craig)**

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Introduction, first and second reading, 272.  
 Reference, 272.  
 Reported back, 671.  
 Amended, 671, 704, 1267.  
 Third reading, 754, 1274.  
 Passed, 755, 1275.  
 Forwarded to Senate, 782.  
 Returned by Senate, 1267.



Other Action, 703, 740, 1274, 1285, 1352.  
Signed by Speaker, 1381.  
Forwarded to Governor, 1386.  
Approved by Governor, 1492.

**House Bill No. 99—(Northridge, by request)**

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Introduction, first and second reading, 272.  
Reference, 273.  
Reported back, 672.  
Third reading, 719.  
Passed, 720.  
Forwarded to Senate, 753.  
Returned by Senate, 1196.  
Other Action, 1223.  
Signed by Speaker, 1271.  
Forwarded to Governor, 1364.  
Approved by Governor, 1419.

**House Bill No. 100—(Northridge, by request)**

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 273.  
Reference, 273.  
Reported back, 778.  
Amended, 778.  
Third reading, 890.  
Passed, 891.  
Forwarded to Senate, 923.  
Returned by Senate, 1239.  
Other Action, 482, 842, 864, 1291.  
Signed by Speaker, 1273.  
Forwarded to Governor, 1366.  
Approved by Governor, 1418.

**House Bill No. 101—(Lynch)**

House Bill No. 101. A Bill For an Act to Amend and Re-enact Section 3725 of the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 273.  
Reference, 273.  
Reported back, 773.  
Indefinitely postponed, 773.

**House Bill No. 102—(Lynch)**

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Introduction, first and second reading, 273.  
Reference, 273.

Reported back, 773.  
 Amended, 773.  
 Third reading, 881.  
 Passed, 882.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1196.  
 Other Action, 815, 864, 1223.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1364.  
 Approved by Governor, 1418.

**House Bill No. 103—(Lynch)**

House Bill No. 103. A Bill For an Act to Amend and Re-enact Section 3712 of the Compiled Laws of North Dakota for the year 1913, Providing for Reassessment in Certain Cases.

Introduction, first and second reading, 273.  
 Reference, 273.  
 Reported back, 774.  
 Indefinitely postponed, 774.

**House Bill No. 104—(Turner and Butt)**

House Bill No. 104. A Bill For an Act to appropriate the Sum of One Hundred Thousand Dollars (\$100,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River between McLean County and Dunn County, North Dakota, at or near Elbowoods in McLean County, on State Highway Route No. 8, Under the Provisions of Section 1, Chapter 73 of the Session Laws of North Dakota for 1919 as Amended and Re-enacted by Chapter 161, Session Laws of 1927, and Authorizing and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 273.  
 Reference, 274.  
 Reported back, 768.  
 Indefinitely postponed, 768.

**House Bill No. 105—(Lynch)**

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Introduction, first and second reading, 292.  
 Reference, 292, 403.  
 Reported back, 368.  
 Amended, 368.  
 Third reading, 876.  
 Passed, 877.  
 Forwarded to Senate, 1006.  
 Returned by Senate, 1355.

Other Action, 384, 397, 871.  
Indefinitely postponed, 1355.

**House Bill No. 106—(Halcrow and Burkhart)**

House Bill No. 106. A Bill For an Act to Regulate the Sale of Malt Sugar, Malt Extract, and Malt Syrup and to Prevent the Use of the Same in the Manufacture of Intoxicating Liquor and to Prescribe Regulations Therefor.

Introduction, first and second reading, 292.  
Reference, 292.  
Reported back, 742.  
Third reading, 792.  
Explanation of vote, 793.  
Indefinitely postponed, 793.  
Other Action, 549, 793.

**House Bill No. 107—(Henderson and Indergaard)**

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Introduction, first and second reading, 292.  
Reference, 292.  
Reported back, 713.  
Amended, 713, 737, 1154.  
Third reading, 788, 1156.  
Passed, 789, 1157.  
Forwarded to Senate, 827.  
Returned by Senate, 1154.  
Other Action, 737, 765, 1156, 1160, 1196.  
Signed by Speaker, 1380.  
Forwarded to Governor, 1384.  
Approved by Governor, 1463.

**House Bill No. 108—(Jardine)**

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Introduction, first and second reading, 293.  
Reference, 293.  
Reported back, 361.  
Amended, 361.  
Third reading, 402.  
Passed, 403.  
Forwarded to Senate, 406.  
Returned by Senate, 656.  
Other Action, 384, 397, 670.  
Signed by Speaker, 697.  
Forwarded to Governor, 765.  
Approved by Governor, 811.

**House Bill No. 109.—(Northridge and Freeman)**

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

- Introduction, first and second reading, 293.
- Reference, 293.
- Reported back, 389.
- Third reading, 428.
- Explanation of vote, 429.
- Passed, 429.
- Forwarded to Senate, 460.
- Returned by Senate, 1301.
- Other Action, 429.
- Indefinitely postponed, 390, 1301.

**House Bill No. 110—(Cox)**

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

- Introduction, first and second reading, 293.
- Reference, 293.
- Amended, 509.
- Third reading, 616.
- Passed, 617.
- Forwarded to Senate, 649.
- Returned by Senate, 1435.
- Other Action, 585, 599, 1450.
- Signed by Speaker, 1458.
- Forwarded to Governor, 1534.

**House Bill No. 111—(Bubel)**

House Bill No. 111. A Bill For an Act to Appropriate the Sum of One Hundred Thousand (\$100,000.00) Dollars From any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Mercer County and McLean County, North Dakota, Under the Provisions of Chapter 73 of the Session Laws of the State of North Dakota for the year 1919, as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the year 1927, Out of Any Moneys in State Highway Fund under Paragraph 2a of Section 11 of Chapter 44 of the Laws of the Special Session of the 16th Legislative Assembly of the State of North Dakota for the Year 1919, and Acts Amendatory Thereto, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 293.  
Reference, 294.  
Reported back, 770.  
Indefinitely postponed, 770.

**House Bill No. 112—(Wigen and Turner)**

House Bill No. 112. A Bill for an Act Providing for an Increase in the Salary of County Officials in Certain Counties Having a Population not Exceeding 7,000; Providing the Salary to be Paid the States Attorney in all Counties; and increasing the Maximum Salary to be Paid in Counties not Having a Population in Excess of 4,000, to the Register of Deeds, Clerk of the District Court, and the County Judge in a County not Having a County Court with Increased Jurisdiction.

Introduction, first and second reading, 310.  
Reference, 310.  
Reported back, 945.  
Amended, 945.  
Third reading, 1014.  
Passed, 1015.  
Forwarded to Senate, 1043.  
Returned by Senate, 1436.  
Other Action, 980, 1012, 1484.  
Signed by Speaker, 1497.  
Forwarded to Governor, 1500.

**House Bill No. 113—(McManus)**

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Introduction, first and second reading, 310.  
Reference, 310.  
Reported back, 451.  
Amended, 492.  
Third reading, 492.  
Passed, 493.  
Forwarded to Senate, 522.  
Returned by Senate, 976.  
Other Action, 492, 984.  
Signed by Speaker, 1003.  
Forwarded to Governor, 1007.  
Approved by Governor, 1018.

**House Bill No. 114—Burkhart, Freeman, Helbling and Jardine)**

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Introduction, first and second reading, 310.  
Reference, 310.  
Reported back, 510.  
Third reading, 606.  
Passed, 607.  
Forwarded to Senate, 649.

Returned by Senate, 1203.  
 Other Action, 564, 1223.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1365.  
 Approved by Governor, 1418.

**House Bill No. 115—(Twichell)**

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Introduction, first and second reading, 335.  
 Reference, 335.  
 Reported back, 481.  
 Third reading, 526.  
 Passed, 528.  
 Forwarded to Senate, 560.  
 Returned by Senate, 1203.  
 Other Action, 1223.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1364.  
 Approved by Governor, 1418.

**House Bill No. 116—(Committee on Game and Fish)**

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Introduction, first and second reading, 336.  
 Reference, 336.  
 Reported back, 508.  
 Amended, 508.  
 Third reading, 619.  
 Passed, 620.  
 Forwarded to Senate, 650.  
 Returned by Senate, 1436.  
 Other Action, 585, 600, 1485.  
 Signed by Speaker, 1497.  
 Forwarded to Governor, 1500.

**House Bill No. 117—(Committee on Game and Fish)**

House Bill No. 117. A Bill For an Act to Amend and Re-enact Sections 3 and 5 of Chapter 146 of the 1927 Session Laws Relating to Fur-Bearing Animals and Regulating the Taking Thereof.

Introduction, first and second reading, 336.  
 Reference, 336.  
 Reported back, 602.  
 Indefinitely postponed, 602.

**House Bill No. 118—(Committee on Game and Fish)**

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Com-

piled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Introduction, first and second reading, 336.

Reference, 336.

Reported back, 711.

Amended, 712, 1456.

Third reading, 786, 1465.

Passed, 787, 1466.

Forwarded to Senate, 827.

Returned by Senate, 1456.

Other Action, 736, 765, 1465, 1471, 1504.

Signed by Speaker, 1498.

Forwarded to Governor, 1540.

**House Bill No. 119—(Committee on Game and Fish)**

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Introduction, first and second reading, 336.

Reference, 336.

Reported back, 508.

Third reading, 566.

Passed, 567.

Forwarded to Senate, 592.

Returned by Senate, 1436.

Other Action, 1452.

Signed by Speaker, 1457.

Forwarded to Governor, 1500.

**House Bill No. 120—(Committee on Game and Fish)**

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Introduction, first and second reading, 336.

Reference, 336.

Reported back, 507.

Amended, 565.

Third reading, 564.

Passed, 566.

Forwarded to Senate, 592.

Returned by Senate, 1436.

Other Action, 599, 1452.

Signed by Speaker, 1457.

Forwarded to Governor, 1500.

**House Bill No. 121—(Committee on Game and Fish)**

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Introduction, first and second reading, 337.

Reference, 337, 763.  
 Amended, 711, 986, 1018, 1433.  
 Third reading, 1048.  
 Passed, 1049.  
 Forwarded to Senate, 1071.  
 Returned by Senate, 1433.  
 Other Action, 760, 1018, 1027, 1444, 1470, 1484, 1485, 1516,  
 1531.  
 Signed by Speaker, 1531.  
 Forwarded to Governor, 1533.  
 Conference Committee, 1438.

**House Bill No. 122—(Place and Dyer)**

House Bill No. 122. A Bill For an Act to Appropriate the Sum of Twenty Thousand Dollars (\$20,000.00) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River at a Point in the Vicinity of Section 9, Township 136, Range 104 in the County of Slope, North Dakota as may be more Particularly Determined by a Survey, Under the Provisions of Chapter 73 of the Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and Do all Necessary Preliminary Acts.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 769.  
 Indefinitely postponed, 769.

**House Bill No. 123—(Bishop)**

House Bill No. 123. A Bill For an Act to Limit the Rate in Mills Which May be Levied by School Districts, Providing a Method of Increasing Such Levy and Continuance or Discontinuance Thereof.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 795.  
 Indefinitely postponed, 795.

**House Bill No. 124—(Committee on Appropriations)**

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 419.  
 Third reading, 461.  
 Passed, 462.  
 Forwarded to Senate, 486.  
 Returned by Senate, 1204.  
 Other Action, 1224.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1364.  
 Approved by Governor, 1418.



**House Bill No. 125—(Horner)**

House Bill No. 125. A Bill For an Act Creating a Bureau of Criminal Apprehension and Identification; Providing for the Appointment of a Superintendent and Assistant Superintendents of such Bureau; Defining their Powers and Duties; Defining the Duties of Sheriffs, Constables, Marshals and Other Peace Officers in Their Respective Jurisdictions in Relation to said Bureau; Defining the Duties of Judges of the District Court and State's Attorneys in Relation to Said Bureau; Making an Appropriation for the Salaries and Expenses of Such Bureau and Declaring an Emergency.

Introduction, first and second reading, 337.

Reference, 338.

Reported back, 498.

Amended, 498, 544.

Third reading, 733.

Other Action, 541, 552, 564, 604, 646, 732, 734.

Indefinitely postponed, 734.

**House Bill No. 126—(R. A. Johnson and Kneeland)**

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Introduction, first and second reading, 338.

Reference, 338, 851.

Reported back, 778, 1013.

Amended, 778, 1013, 1020.

Third reading, 1049.

Passed, 1050.

Forwarded to Senate, 1071.

Returned by Senate, 1318.

Other Action, 1019, 1029, 1351.

Signed by Speaker, 1381.

Forwarded to Governor, 1386.

Approved by Governor, 1491.

**House Bill No. 127—(Jardine and Carl E. Johnson)**

House Bill No. 127. A Bill For an Act to Amend and Re-enact Section 4 and Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenues Derived Therefrom; Providing for the Licensing and Bonding of Dealers and Refunding a Tax Upon Motor Fuel Used for Other Purposes Than Motor Vehicles Operated Upon State Highways; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election held June 30th, 1926.

Introduction, first and second reading, 338.

Reference, 338.

Reported back, 892.

Amended, 892, 926, 967.

Third reading, 967.

Other Action, 925, 951, 967.

Indefinitely postponed, 968.

**House Bill No. 128—(Twichell)**

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Introduction, first and second reading, 338.  
 Reference, 338.  
 Reported back, 479.  
 Third reading, 525.  
 Passed, 526.  
 Forwarded to Senate, 560.  
 Returned by Senate, 1148.  
 Other Action, 1195.  
 Signed by Speaker, 1380.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1463.

**House Bill No. 129—(Turner)**

House Bill No. 129. A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association, for the Purpose of Promoting and Encouraging the Dairying Interests in the State.

Introduction, first and second reading, 338.  
 Reference, 338.  
 Reported back, 456.  
 Indefinitely postponed, 456.

**House Bill No. 130—(Twichell)**

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Introduction, first and second reading, 339.  
 Reference, 339.  
 Reported back, 480.  
 Amended, 480, 666.  
 Third reading, 693.  
 Explanation of vote, 694.  
 Passed, 694.  
 Forwarded to Senate, 718.  
 Returned by Senate, 1360.  
 Other Action, 539, 552, 564, 612, 670.  
 Indefinitely postponed, 1360.

**House Bill No. 131—(Thompson, by request)**

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Introduction, first and second reading, 339.  
Reference, 339, 482.  
Reported back, 479, 641.  
Amended, 479, 727.  
Third reading, 727.  
Passed, 728.  
Forwarded to Senate, 753.  
Returned by Senate, 1354.  
Other Action, 699, 710, 740, 1368.  
Signed by Speaker, 1379.  
Forwarded to Governor, 1394.  
Approved by Governor, 1491.

**House Bill No. 132—(O. E. Erickson)**

House Bill No. 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Introduction, first and second reading, 339.  
Reference, 339.  
Reported back, 821.  
Amended, 821.  
Third reading, 955.  
Passed, 956.  
Forwarded to Senate, 1005.  
Returned by Senate, 1354.  
Other Action, 859, 907, 1368.  
Signed by Speaker, 1379.  
Forwarded to Governor, 1394.  
Approved by Governor, 1491.

**House Bill No. 133—(Freeman)**

House Bill No. 133. A Bill for an Act Relative to the Payment of Tuition for Attendance at the Model High School Operated and Maintained in Connection with the State University, and Repealing all Acts and Parts of Acts in Conflict Therewith.

Introduction, first and second reading, 339.  
Reference, 340.  
Reported back, 769.  
Indefinitely postponed, 769.

**House Bill No. 134—(Turner)**

House Bill No. 134. A Bill For an Act to Appropriate the Sum of \$33,078.70 out of the Hail Indemnity Tax Fund for the Purpose of Reimbursing the Various Permanent School and Institutional Funds of the State for Moneys Expended by the Board of University and School Lands for Hail Indemnity Taxes Paid on Lands Acquired by the State through Foreclosure Proceedings and Providing the Procedure to be Followed Therewith.

Introduction, first and second reading, 353.  
Reference, 353.  
Reported back, 769.  
Indefinitely postponed, 769.

**House Bill No. 135—(Committee on Appropriations)**

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

- Introduction, first and second reading, 353.
- Reference, 353.
- Reported back, 478.
- Amended, 478.
- Third reading, 652.
- Passed, 653.
- Forwarded to Senate, 685.
- Returned by Senate, 1204.
- Other action, 630, 638, 1224.
- Signed by Speaker, 1271.
- Forwarded to Governor, 1365.

**House Bill No. 136—(Peters)**

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

- Introduction, first and second reading, 354.
- Reference, 354.
- Reported back, 477, 986.
- Third reading, 515.
- Passed, 516.
- Forwarded to Senate, 560.
- Returned by Senate, 1204.
- Other Action, 1224.
- Signed by Speaker, 1271.
- Forwarded to Governor, 1365.
- Approved by Governor, 1462.

**House Bill No. 137—(Cox)**

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Introduction, first and second reading, 354.  
 Reference, 354.  
 Reported back, 451.  
 Third reading, 494.  
 Passed, 495.  
 Forwarded to Senate, 522.  
 Returned by Senate, 1148.  
 Other Action, 1195.  
 Signed by Speaker, 1381.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1464.

**House Bill No. 138—(Bishop)**

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Introduction, first and second reading, 362.  
 Reference, 362.  
 Reported back, 748.  
 Amended, 748, 761.  
 Third reading, 834.  
 Passed, 835.  
 Forwarded to Senate, 873.  
 Returned by Senate, 1197.  
 Other Action, 761, 762, 763, 819, 834, 835, 1224.  
 Signed by Speaker, 1271.  
 Forwarded to Governor, 1365.  
 Approved by Governor, 1419.

**House Bill No. 139—(J. M. Thompson, by request)**

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Introduction, first and second reading, 362.  
 Reference 362.  
 Reported back, 675.  
 Third reading, 783.  
 Passed, 784.  
 Forwarded to Senate, 827.  
 Returned by Senate, 1198.  
 Other Action, 708, 784.  
 Indefinitely postponed, 1198.

**House Bill No. 140—J. M. Thompson, by request)**

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

Introduction, first and second reading, 362.  
 Reference, 362.  
 Reported back, 675.  
 Third reading, 784.  
 Passed, 785.  
 Forwarded to Senate, 827.  
 Returned by Senate, 1198.  
 Other Action, 708, 785.  
 Indefinitely postponed, 1198.

**House Bill No. 141—(Hamilton)**

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Introduction, first and second reading, 399.  
 Reference, 399.  
 Reported back, 643.  
 Third reading, 689.  
 Passed, 690.  
 Forwarded to Senate, 718.  
 Returned by Senate, 1359.  
 Other Action, 1390.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1472.

**House Bill No. 142—(Committee on Judiciary)**

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Introduction, first and second reading, 399.  
 Reference, 399.  
 Reported back, 450.  
 Amended, 1198.  
 Third reading, 491, 1208.  
 Passed, 492, 1209.  
 Forwarded to Senate, 522.  
 Returned by Senate, 1198.  
 Other Action, 1208, 1219, 1224.  
 Signed by Speaker, 1272.  
 Forwarded to Governor, 1365.

**House Bill No. 143—(Committee on Judiciary)**

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Introduction, first and second reading, 399.  
 Reference, 399.  
 Reported back, 478.  
 Amended, 478.  
 Third reading, 573.  
 Passed, 574.  
 Forwarded to Senate, 593.  
 Returned by Senate, 1149.  
 Other Action, 539, 552, 1196.  
 Signed by Speaker, 1380.  
 Forwarded to Governor, 1384.  
 Approved by Governor, 1463.

**House Bill No. 144—(Fettig)**

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Con-

**struction Work and Providing a Penalty for Failure to Comply with Law.**

- Introduction, first and second reading, 399.
- Reference, 399, 731.
- Reported back, 143, 750.
- Amended, 143, 750.
- Third reading, 835.
- Passed, 836.
- Forwarded to Senate, 873.
- Returned by Senate, 1437.
- Other action, 700, 710, 762, 819, 1452.
- Signed by Speaker, 1457.
- Forwarded to Governor, 1539.

**House Bill No. 145—(Burkhart and Rulon)**

**House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.**

- Introduction, first and second reading, 399.
- Reference, 400.
- Reported back, 477.
- Third reading, 514.
- Passed, 515.
- Forwarded to Senate, 560.
- Returned by Senate, 1437.
- Other Action, 1451.
- Signed by Speaker, 1458.
- Forwarded to Governor, 1534.

**House Bill No. 146—(Brunsdale)**

**House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.**

- Introduction, first and second reading, 423.
- Reference, 424.
- Reported back, 511.
- Third reading, 607.
- Explanation of vote, 609.
- Passed, 608.
- Forwarded to Senate, 649.
- Returned by Senate, 1355.
- Other Action, 564.
- Indefinitely postponed, 1355.

**House Bill No. 147—(Isaak, by request)**

**House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.**

- Introduction, first and second reading, 424.
- Reference, 424.
- Reported back, 777.
- Amended, 777, 889.

Third reading, 889.  
 Passed, 890.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1302.  
 Other Action, 842, 864, 889, 907, 1351.  
 Signed by Speaker, 1381.  
 Forwarded to Governor, 1386.  
 Approved by Governor, 1492.

**House Bill No. 148—(Swendseid)**

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Introduction, first and second reading, 424.  
 Reference, 424.  
 Reported back, 641.  
 Third reading, 686.  
 Passed, 687.  
 Forwarded to Senate, 717.  
 Returned by Senate, 1148.  
 Other Action, 1195.  
 Signed by Speaker, 1381.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1463.

**House Bill No. 149—(Swendseid, by request)**

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Introduction, first and second reading, 424.  
 Reference, 424.  
 Reported back, 512.  
 Third reading, 568.  
 Passed, 569.  
 Forwarded to Senate, 592.  
 Returned by Senate, 1354.  
 Other Action, 1368.  
 Signed by Speaker, 1379.  
 Forwarded to Governor, 1394.  
 Approved by Governor, 1490.

**House Bill No. 150—(Swendseid, by request)**

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Introduction, first and second reading, 424.  
 Reference, 424.  
 Reported back, 512.  
 Third reading, 569.  
 Passed, 570.  
 Forwarded to Senate, 592.  
 Returned by Senate, 1353.  
 Other Action, 1368.



Signed by Speaker, 1379.  
 Forwarded to Governor, 1394.  
 Approved by Governor, 1490.

**House Bill No. 151—(Smith, by request)**

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Introduction, first and second reading, 424.  
 Reference, 424.  
 Reported back, 821.  
 Third reading, 885.  
 Passed, 886.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1197.  
 Other Action, 1224.  
 Signed by Speaker, 1272.  
 Forwarded to Governor, 1365.  
 Approved by Governor, 1462.

**House Bill No. 152—(Olson of Burleigh)**

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Introduction, first and second reading, 424.  
 Reference, 425.  
 Reported back, 512.  
 Third reading, 570.  
 Passed, 571.  
 Forwarded to Senate, 592.  
 Returned by Senate, 1359.  
 Other Action, 1390.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1472.

**House Bill No. 153—(Burkhart and Cox)**

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

Introduction, first and second reading, 425.  
 Reference, 425.  
 Reported back, 513.  
 Third reading, 572.  
 Passed, 573.  
 Forwarded to Senate, 593.  
 Returned by Senate, 1354.  
 Other Action, 1368.  
 Signed by Speaker, 1379.  
 Forwarded to Governor, 1394.  
 Approved by Governor, 1491.

**House Bill No. 154—(Freeman)**

House Bill No. 154. A Bill For an Act to Amend and Re-

**enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.**

- Introduction, first and second reading, 443.
- Reference, 443.
- Reported back, 639.
- Third reading, 685.
- Passed, 686.
- Forwarded to Senate, 717.
- Returned by Senate, 1204.
- Other Action, 1225.
- Signed by Speaker, 1272.
- Forwarded to Governor, 1366.
- Approved by Governor, 1462.

**House Bill No. 155—(Freeman)**

**House Bill No. 155. A Bill for an Act Requiring a Surplus of \$100,000 as a Condition to Admission of Foreign Mutual Insurance Companies.**

- Introduction, first and second reading, 443.
- Reference, 443.
- Reported back, 556, 675.
- Other Action, 616.
- Indefinitely postponed, 675.

**House Bill No. 156—(Lynch)**

**House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.**

- Introduction, first and second reading, 443.
- Reference, 443.
- Reported back, 774.
- Amended, 774.
- Third reading, 882.
- Passed, 883.
- Forwarded to Senate, 922.
- Returned by Senate, 1197.
- Other Action, 816, 864, 1225.
- Signed by Speaker, 1272.
- Forwarded to Governor, 1366.
- Approved by Governor, 1462.

**House Bill No. 157—(Swendseid)**

**House Bill No. 157. A Bill for an Act to Amend and Re-enact Sections 3 and 13 of Chapter 173, Session Laws of 1927, Relating to Insurance on Public Buildings, and Providing for Amount of Insurance, Rate to be Charged, and Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund.**

- Introduction, first and second reading, 444.
- Reference, 444, 919.
- Reported back, 918, 985.
- Amended, 985, 1031.
- Third reading, 1056.
- Other Action, 918, 1054, 1057.
- Indefinitely postponed, 1057.

**House Bill No. 158—(Thompson of Burleigh, by request)**

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Introduction, first and second reading, 444.

Reference, 444.

Reported back, 554.

Amended, 1360.

Third reading, 612, 1362.

Passed, 613, 1363.

Forwarded to Senate, 649.

Returned by Senate, 1360.

Other Action, 1362, 1367, 1452.

Signed by Speaker, 1457.

Forwarded to Governor, 1539.

**House Bill No. 159—(Freeman)**

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 189b1, 189b5, 189b9 and 189b11 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to State Hail Insurance, Stating What Crops May be Insured, Defining the Duties of Assessors and County Auditors, and Providing for Method of Making Crop Affidavits, and Forms Thereof, and Defining "Excepted Counties."

Introduction, first and second reading, 444.

Reference, 444.

Reported back, 919.

Indefinitely postponed, 919.

**House Bill No. 160—(Burkhart and Horner)**

House Bill No. 160. A Bill for an Act Permitting Sacred Concerts, Pageants, Song Festivals and Band Concerts Upon the First Day of the Week at State, County, Municipal Fair Grounds, Charging Entrance Fees Therefor.

Introduction, first and second reading, 444.

Reference, 444.

Reported back, 554.

Third reading, 613.

Other Action, 614.

Indefinitely postponed, 614.

**House Bill No. 161—(Burkhart and Horner)**

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Introduction, first and second reading, 444.

Reference, 445.

Reported back, 555.

Amended, 1303.  
 Third reading, 615, 1310.  
 Passed, 616, 1311.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1303.  
 Other Action, 1310, 1351.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1386.  
 Approved by Governor, 1492.

**House Bill No. 162—(Jardine)**

House Bill No. 162. A Concurrent Resolution For an Amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Introduction, first and second reading, 446.  
 Reference, 446.  
 Reported back, 919.  
 Indefinitely postponed, 919.

**House Bill No. 163—(Olafson and Turner)**

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Introduction, first and second reading, 446.  
 Reference, 447, 630.  
 Reported back, 555, 823.  
 Amended, 823.  
 Third reading, 956.  
 Passed, 957.  
 Returned by Senate, 1395.  
 Other Action, 860, 907, 957.  
 Indefinitely postponed, 1395.

**House Bill No. 164—(Thatcher and Kraft)**

House Bill No. 164. A Bill For an Act to Provide Additional Compensation to Reimburse Members of the Twenty-first Legislative Assembly for Legitimate Expenses Incurred in the Discharge of Their Duties in Connection with Committee work.

Introduction, first and second reading, 447.  
 Reference, 447.  
 Reported back, 680.  
 Other Action, 680, 681, 701.  
 Indefinitely postponed, 708.  
 Opinion of Attorney General, 729.

**House Bill No. 165—(Johnson of Traill and Brunsdale)**

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Introduction, first and second reading, 447.  
 Reference, 447.  
 Reported back, 513.

Third reading, 609.  
 Passed, 610.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1303.  
 Other Action, 564, 1352.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1386.  
 Approved by Governor, 1492.

**House Bill No. 166—(Standley)**

House Bill No. 166. A Bill for an Act to Amend and Re-enact Subdivision (a) of Section 17 of Chapter 179 of the 1927 Session Laws of the State of North Dakota Relating to Registration by Manufacturers and Dealers of Vehicles Owned and Operated by Them and Providing for the Use of Dealers' License Plates on Secondhand Vehicles Prior to September 1st.

Introduction, first and second reading, 459.  
 Reference, 459.  
 Reported back, 555.  
 Indefinitely postponed, 555.

**House Bill No. 167—(Johnson of Traill and Brunsdale)**

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Introduction, first and second reading, 459.  
 Reference, 459.  
 Reported back, 513.  
 Third reading, 611.  
 Passed, 612.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1302.  
 Other Action, 564, 1352.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1386.  
 Approved by Governor, 1491.

**House Bill No. 168—(Wilson and Sax)**

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Introduction, first and second reading, 459.  
 Reference, 459.  
 Reported back, 556.  
 Third reading, 614.  
 Passed, 615.  
 Forwarded to Senate, 649.  
 Returned by Senate, 1436.  
 Other Action, 1453.  
 Signed by Speaker, 1457.  
 Forwarded to Governor, 1539.

**House Bill No. 169—(Anderson)**

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Introduction, first and second reading, 482.

Reference, 482.

Reported back, 1026.

Amended, 1026.

Third reading, 1061.

Passed, 1062.

Forwarded to Senate, 1072.

Returned by Senate, 1318.

Other Action, 1036, 1054, 1351.

Signed by Speaker, 1382.

Forwarded to Governor, 1387.

Approved by Governor, 1491.

**House Bill No. 170—(Gibbens)**

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 314 of the Session Laws of North Dakota for 1923.

Introduction, first and second reading, 482.

Reference, 482.

Reported back, 675.

Amended, 721, 1434.

Third reading, 720, 1443.

Passed, 722, 1444.

Forwarded to Senate, 753.

Returned by Senate, 1434.

Other Action, 721, 722, 1442, 1443, 1485.

Signed by Speaker, 1496.

Forwarded to Governor, 1499.

**House Bill No. 171—(Carter)**

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Introduction, first and second reading, 483.

Reference, 483.

Reported back, 642.

Amended, 642, 700, 1154.

Third reading, 728, 1158.

Passed, 729, 1159.

Forwarded to Senate, 753.

Returned by Senate, 1154.

Other Action, 699, 711, 1157, 1160, 1196.

Signed by Speaker, 1380.  
 Forwarded to Governor, 1384.  
 Approved by Governor, 1463.

**House Bill No. 172—(Swendseid)**

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Introduction, first and second reading, 483.  
 Reference, 483.  
 Reported back, 741.  
 Amended, 1198.  
 Third reading, 789, 1428.  
 Passed, 790, 1429.  
 Forwarded to Senate, 827.  
 Returned by Senate, 1198.  
 Other action, 790, 1240, 1266, 1424, 1427, 1428, 1431, 1450.  
 Signed by Speaker, 1458.  
 Forwarded to Governor, 1514.  
 Conference Committee, 1241.

**House Bill No. 173—(Swendseid)**

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Introduction, first and second reading, 483.  
 Reference, 483.  
 Reported back, 742.  
 Third reading, 790.  
 Passed, 791.  
 Forwarded to Senate, 828.  
 Returned by Senate, 1148.  
 Other Action, 1195.  
 Signed by Speaker, 1380.  
 Approved by Governor, 1463.  
 Forwarded to Governor, 1384.

**House Bill No. 174—(Steedsman and Aljets)**

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 483.  
 Reference, 483.  
 Reported back, 642.  
 Amended, 688, 1199, 1425.  
 Third reading, 688, 1426.  
 Passed, 689, 1427.  
 Forwarded to Senate, 717.  
 Returned by Senate, 1199.  
 Other Action, 1206, 1211, 1218, 1266, 1426, 1431, 1469, 1504.  
 Signed by Speaker, 1498.  
 Forwarded to Governor, 1540.

**House Bill No. 175—(Thompson, Olson of Burleigh and Cox)**

House Bill No. 175. A Bill For an Act to Prohibit the

**Local Sales of Dairy and Vegetable Products by the State Penitentiary and the State Training School and Providing a Penalty Therefor.**

- Introduction, first and second reading, 483.
- Reference, 483.
- Reported back, 766.
- Indefinitely postponed, 766.

**House Bill No. 176—(Thatcher)**

**House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.**

- Introduction, first and second reading, 483.
- Reference, 484.
- Reported back, 676.
- Amended, 676, 757.
- Third reading, 757.
- Passed, 758.
- Forwarded to Senate, 783.
- Returned by Senate, 1197.
- Other Action, 706, 740, 757, 1225.
- Signed by Speaker, 1272.
- Forwarded to Governor, 1366.
- Approved by Governor, 1462.

**House Bill No. 177—(Burkhart and Freeman)**

**House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.**

- Introduction, first and second reading, 506.
- Reference, 506.
- Reported back, 676.
- Amended, 677, 706, 1356, 1446.
- Third reading, 806, 1447.
- Passed, 807, 1448.
- Forwarded to Senate, 828.
- Returned by Senate, 1356.
- Other Action, 706, 740, 1357, 1367, 1424, 1446, 1447, 1448, 1455, 1469, 1504.
- Signed by Speaker, 1498.
- Forwarded to Governor, 1540.

**House Bill No. 178—(Hoffman)**

**House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.**

- Introduction, first and second reading, 506.
- Reference, 506.
- Reported back, 712.



Amended, 712, 737.  
 Third reading, 737.  
 Passed, 788.  
 Forwarded to Senate, 827.  
 Returned by Senate, 1435.  
 Other Action, 737, 765, 1451.  
 Signed by Speaker, 1458.  
 Forwarded to Governor, 1534.

**House Bill No. 179—(Opdahl and Hermes)**

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Introduction, first and second reading, 506.  
 Reference, 507.  
 Reported back, 643.  
 Amended, 1203.  
 Third reading, 690.  
 Passed, 691.  
 Forwarded to Senate, 718.  
 Returned by Senate, 1203.  
 Other Action, 691, 1206, 1294.  
 Laid on table, 1294.

**House Bill No. 180—(Thatcher and Svingen)**

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Introduction, first and second reading, 507.  
 Reference, 507.  
 Reported back, 677.  
 Amended, 1356.  
 Third reading, 722.  
 Passed, 723.  
 Forwarded to Senate, 753.  
 Returned by Senate, 1356.  
 Other Action, 1369.  
 Signed by Speaker, 1379.  
 Forwarded to Governor, 1394.  
 Approved by Governor, 1490.

**House Bill No. 181—(M. J. Olson, Jr.)**

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Introduction, first and second reading, 507.

Reference, 507.  
 Reported back, 677.  
 Amended, 677, 1154.  
 Third reading, 807, 1155.  
 Passed, 808, 1156.  
 Forwarded to Senate, 828.  
 Returned by Senate, 1154.  
 Other Action, 707, 740, 1155, 1160, 1196, 1370.  
 Signed by Speaker, 1380.  
 Forwarded to Governor, 1384.  
 Approved by Governor, 1463.

**House Bill No. 182—(Jardine)**

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2 and Section 3 of the Initiated Measure Entitled "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act," and Approved at a State-wide Election Held June 30th, 1926.

Introduction, first and second reading, 523.  
 Reference, 523.  
 Reported back, 823.  
 Indefinitely postponed, 824.

**House Bill No. 183—(Cox)**

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Introduction, first and second reading, 523.  
 Reference, 523.  
 Reported back, 644.  
 Third reading, 691.  
 Passed, 692.  
 Forwarded to Senate, 718.  
 Returned by Senate, 1355.  
 Other action, 692.  
 Indefinitely postponed, 1355.

**House Bill No. 184—(Thatcher)**

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Introduction, first and second reading, 556.  
 Reference, 556.  
 Reported back, 824.  
 Amended, 824, 862.  
 Third reading, 957.  
 Passed, 958.  
 Forwarded to Senate, 1005.  
 Returned by Senate, 1359.

Other Actions, 861, 907, 1390.  
Signed by Speaker, 1459.  
Forwarded to Governor, 1472.

**House Bill No. 185—(Swendseid, by request)**

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Introduction, first and second reading, 556.  
Reference, 557.  
Reported back, 775.  
Third reading, 831.  
Passed, 832.  
Forwarded to Senate, 872.  
Returned by Senate, 1149.  
Indefinitely postponed, 1149.

**House Bill No. 186—(McCay)**

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as Amended by Chapter 102 of the Laws of North Dakota for 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats.

Introduction, first and second reading, 557.  
Reference, 557, 678, 953.  
Reported back, 678, 866, 1022.  
Amended, 1022.  
Other Action, 867, 952, 1023, 1035, 1038, 1039, 1054, 1057.  
Indefinitely postponed, 867, 1057.

**House Bill No. 187—(Henrickson)**

House Bill No. 187. A Bill For an Act to Amend and Re-enact Section 11110a2 of the Supplement to the Compiled Laws of North Dakota, Relating to Persons Convicted and Under Sentence of Murder in the First Degree When Subject to Pardon.

Introduction, first and second reading, 557.  
Reference, 557.  
Reported back, 911.  
Indefinitely postponed, 911.

**House Bill No. 188—(Iverson)**

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

Introduction, first and second reading, 557.  
Reference, 557, 748, 763.  
Reported back, 644, 946.

Amended, 644, 731, 946, 979.  
 Third reading, 731, 1015.  
 Passed, 1016.  
 Forwarded to Senate, 1043, 1446.  
 Returned by Senate, 1355, 1470.  
 Other action, 711, 731, 732, 747, 761, 1012, 1445, 1504.  
 Signed by Speaker, 1498.  
 Forwarded to Governor, 1539.  
 Indefinitely postponed, 732, 1355.

**House Bill No. 189—(Horner)**

House Bill No. 189. A Bill For an Act Amending and Re-enacting Section 9441 of the Compiled Laws of North Dakota for 1913, and Defining the Crime of Conspiracy to Commit a Felony and Providing Punishment Therefor.

Introduction, first and second reading, 557.  
 Reference, 557.  
 Reported back, 776.  
 Indefinitely postponed, 776.

**House Bill No. 190—(Horner)**

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Introduction, first and second reading, 557.  
 Reference, 558.  
 Reported back, 987.  
 Amended, 987.  
 Third reading, 1065.  
 Passed, 1066.  
 Forwarded to Senate, 1072.  
 Returned by Senate, 1355.  
 Other Action, 1031, 1036, 1038, 1065, 1066.  
 Indefinitely postponed, 1355.

**House Bill No. 191—(Indergaard)**

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Introduction, first and second reading, 558.  
 Reference, 558.  
 Reported back, 776.  
 Amended, 776, 886.  
 Third reading, 886.  
 Passed, 887.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1395.

Other Action, 841, 865, 1450.  
Signed by Speaker, 1459.  
Forwarded to Governor, 1515.

**House Bill No. 192—(Westford)**

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Introduction, first and second reading, 558.  
Reference, 558.  
Reported back, 678.  
Amended, 678, 707.  
Third reading, 808.  
Passed, 809.  
Forwarded to Senate, 828.  
Returned by Senate, 1436.  
Other Action, 707, 740, 1451.  
Signed by Speaker, 1458.  
Forwarded to Governor, 1534.

**House Bill No. 193—(Bell)**

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Introduction, first and second reading, 558.  
Reference, 558.  
Reported back, 679.  
Third reading, 724.  
Passed, 725.  
Forwarded to Senate, 753.  
Returned by Senate, 1318.  
Other Action, 1353.  
Signed by Speaker, 1381.  
Forwarded to Governor, 1385.  
Approved by Governor, 1493.

**House Bill No. 194—(Muus, R. A. Johnson, Lindgren and Burns)**

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Introduction, first and second reading, 558.  
Reference, 558.  
Reported back, 797.  
Amended, 797, 848, 903, 1486.  
Third reading, 903, 1488.

Passed, 904, 1488.  
 Forwarded to Senate, 955, 1471.  
 Returned by Senate, 1424, 1486.  
 Other Action, 845, 891, 898, 1469, 1488, 1489, 1530.  
 Signed by Speaker, 1531.  
 Forwarded to Governor, 1532.  
 Indefinitely postponed, 1424.

**House Bill No. 195—(Indergaard)**

House Bill No. 195. A Bill For an Act Relating to the Duties of the State Board of Equalization in Equalizing Property Valuations.

Introduction, first and second reading, 559.  
 Reference, 559.  
 Reported back, 867.  
 Other Action, 869.  
 Indefinitely postponed, 868.

**House Bill No. 196—(Indergaard)**

House Bill No. 196. A Bill For an Act to Provide Annexation of Land so that Common School Districts May be Co-extensive with Civil Townships, and Providing for Equalization of Assets and Liabilities, and Declaring an Emergency.

Introduction, first and second reading, 559.  
 Reference, 559.  
 Reported back, 822.  
 Explanation of vote, 1244.  
 Indefinitely postponed, 822.

**House Bill No. 197—(Standley)**

House Bill No. 197. A Bill For an Act Entitled: "An Act for the Licensing of Drivers of Motor Vehicles; Persons Exempted; When the License is Suspended or Revoked; Persons Ineligible for Licensure; Possession of License Card; Recording of Licenses Issued, Suspended or Revoked; Expense Records; Providing for Collection and Distribution of Fees; Prescribing Penalties."

Introduction, first and second reading, 559.  
 Reference, 559.  
 Reported back, 742.  
 Indefinitely postponed, 742.

**House Bill No. 198—(Owings and Twete)**

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Introduction, first and second reading, 586.  
 Reference, 586, 748.  
 Reported back, 679, 767.  
 Amended, 767, 877.  
 Third reading, 725, 877.  
 Passed, 726, 878.  
 Forwarded to Senate, 921.  
 Returned by Senate, 1301.  
 Other Action, 813, 877, 878.  
 Indefinitely postponed, 1301.

**House Bill No. 199.—(Cox, by request)**

**House Bill No. 199.** A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Introduction, first and second reading, 587.  
 Reference, 587.  
 Reported back, 911.  
 Third reading, 960.  
 Passed, 961.  
 Forwarded to Senate, 1005.  
 Returned by Senate, 1302.  
 Indefinitely postponed, 1302.

**House Bill No. 200.—(Standley)**

**House Bill No. 200.** A Bill For an Act to Amend and Re-enact Subdivision (b) of Section 17, Chapter 162, Session Laws of 1927, Relating to "Operating Vehicles—Rules." and Particularly to "Signals on Starting, Stopping, and Turning."

Introduction, first and second reading, 587.  
 Reference, 587.  
 Reported back, 820.  
 Amended, 820, 859.  
 Third reading, 904.  
 Other Action, 906, 907.  
 Indefinitely postponed, 905.

**House Bill No. 201.—(Horner)**

**House Bill No. 201.** A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

Introduction, first and second reading, 587.  
 Reference, 587.  
 Reported back, 776.  
 Amended, 776, 842.  
 Third reading, 887.  
 Passed, 888.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1395.  
 Other Action, 841, 865, 1450.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1514.

**House Bill No. 202.—(Horner)**

**House Bill No. 202.** A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Introduction, first and second reading, 588.  
 Reference, 588.  
 Reported back, 777.  
 Third reading, 832.  
 Passed, 833.  
 Forwarded to Senate, 872.  
 Returned by Senate, 1303.  
 Other Action, 1352.

Signed by Speaker, 1381.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1493.

**House Bill No. 203—(Van Berkom)**

House Bill No. 203. A Bill For an Act Providing that the Question of Operating and Conducting Moving Picture Shows in any County in the State of North Dakota on the First Day of the Week, Shall Upon Petition of a Certain Percentage of the Electors Therein, be Submitted to the Electors Thereof, For Decision; Providing the Form of Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting upon the Question, it Shall Hereafter be Lawful to Operate and Conduct Moving Picture Shows on Said Day.

Introduction, first and second reading, 588.  
 Reference, 588.  
 Reported back, 767.  
 Indefinitely postponed, 767.

**House Bill No. 204—(Johnston)**

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Introduction, first and second reading, 588.  
 Reference, 588.  
 Reported back, 822.  
 Third reading, 884.  
 Passed, 885.  
 Forwarded to Senate, 922.  
 Returned by Senate, 1435.  
 Other Action, 1451.  
 Signed by Speaker, 1458.  
 Forwarded to Governor, 1534.

**House Bill No. 205—(Svingen and Lavik)**

House Bill No. 205. A Bill For an Act Prohibiting the Employment of a Married Woman in Any Public Office in the State of North Dakota, Whose Husband is Able-bodied and Able to Earn a Living Wage, and Providing a Penalty Therefor.

Introduction, first and second reading, 588.  
 Reference, 588.  
 Reported back, 743.  
 Other Action, 743.  
 Indefinitely postponed, 743.

**House Bill No. 206—(Pfenning)**

House Bill No. 206. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 114 of the Session Laws of 1927, Relating to the Salaries of County Auditor, County Treasurer, Sheriff, and County Superintendent of Schools.

Introduction, first and second reading, 588.



Reference, 588.  
 Reported back, 823.  
 Indefinitely postponed, 823.

**House Bill No. 207**—(Olson of Burleigh, and Thompson, by request)

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Introduction, first and second reading, 589.  
 Reference, 589.  
 Reported back, 743.  
 Third reading, 805.  
 Passed, 806.  
 Forwarded to Senate, 828.  
 Returned by Senate, 1359.  
 Other Action, 1390.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1472.

**House Bill No. 208**—(Olson of Burleigh and Thompson, by request)

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Introduction, first and second reading, 589.  
 Reference, 589.  
 Reported back, 749.  
 Amended, 749, 762.  
 Third reading, 897.  
 Passed, 898.  
 Forwarded to Senate, 923.  
 Returned by Senate, 1359.  
 Other Action, 761, 819, 837, 897, 1390.  
 Signed by Speaker, 1460.  
 Forwarded to Governor, 1472.

**House Bill No. 209**—(Indergaard)

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Introduction, first and second reading, 589.  
 Reference, 589.  
 Reported back, 743.  
 Third reading, 793.  
 Passed, 794.  
 Forwarded to Senate, 828.  
 Returned by Senate, 1445.  
 Other Action, 1485.  
 Signed by Speaker, 1497.  
 Forwarded to Governor, 1500.

**House Bill No. 210**—(Dolwig)

Other Action, 644.

**House Bill No. 211—(Game and Fish Commission)**

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 10322a57 of the Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to the Breeding of Fur-bearing Animals Upon Proper Application Made to the Game and Fish Board; Permits Issued.

Introduction, first and second reading, 646.

Reference, 647.

Reported back, 870.

Indefinitely postponed, 870.

**House Bill No. 212—(Game and Fish Committee)**

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Introduction, first and second reading, 647.

Reference, 647.

Reported back, 908.

Amended, 908, 936, 1433, 1482.

Third reading, 970, 1483.

Passed, 971, 1484.

Forwarded to Senate, 1006.

Returned by Senate, 1433.

Other Action, 935, 969, 985, 1444, 1470, 1482, 1483, 1485, 1516, 1530.

Signed by Speaker, 1531.

Forwarded to Governor, 1533.

Conference Committee, 1438.

**House Bill No. 213—(Committee on Delayed Bills)**

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Introduction, first and second reading, 647.

Reference, 647.

Reported back, 767, 1291.

Amended, 1199.

Third reading, 829, 1292.

Passed, 830, 1293.

Forwarded to Senate, 872.

Returned by Senate, 1199.

Other Action, 1206, 1211, 1218, 1266, 1292, 1318, 1351.

Signed by Speaker, 1382.

Forwarded to Governor, 1387.

Approved by Governor, 1491.

**House Bill No. 214—(Bell)**

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Introduction, first and second reading, 647.  
Reference, 647.  
Reported back, 910.  
Third reading, 958.  
Passed, 960.  
Forwarded to Senate, 1005.  
Returned by Senate, 1435.  
Other Action, 1451.  
Signed by Speaker, 1458.  
Forwarded to Governor, 1533.

**House Bill No. 215—(Plath and Sax)**

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Introduction, first and second reading, 661.  
Reference, 661.  
Reported back, 802.  
Amended, 802.  
Third reading, 896.  
Passed, 897.  
Forwarded to Senate, 923.  
Returned by Senate, 1354.  
Other Action, 849, 865, 1369.  
Signed by Speaker, 1380.  
Forwarded to Governor, 1393.  
Approved by Governor, 1490.

**House Bill No. 216—(Plath and Sax)**

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Introduction, first and second reading, 661.  
Reference, 661.  
Reported back, 800.  
Amended, 801, 1360.  
Third reading, 895, 1361.  
Passed, 895, 1362.  
Forwarded to Senate, 923.  
Returned by Senate, 1360.  
Other Action, 848, 865, 1361, 1367, 1485.  
Signed by Speaker, 1496.  
Forwarded to Governor, 1499.

**House Bill No. 217—(Committee on Delayed Bills)**

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act

of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Introduction, first and second reading, 682.  
 Reference, 682.  
 Reported back, 920.  
 Third reading, 965.  
 Passed, 967.  
 Forwarded to Senate, 1006.  
 Returned by Senate, 1434.  
 Other Action, 1452.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1514.

**House Bill No. 218—(Committee on Delayed Bills)**

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

Introduction, first and second reading, 716.  
 Reference, 716.  
 Reported back, 920.  
 Third reading, 964.  
 Passed, 965.  
 Forwarded to Senate, 1006.  
 Returned to Senate, 1435.  
 Other Action, 1452.  
 Signed by Speaker, 1459.  
 Forwarded to Governor, 1514.

**House Bill No. 219—(Committee on Education)**

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Introduction, first and second reading, 716.  
 Reference, 716.  
 Reported back, 820.  
 Amended, 943.  
 Third reading, 974.  
 Passed, 975.  
 Forwarded to Senate, 1004.  
 Returned by Senate, 1197.  
 Other action, 871, 925, 973, 985, 1225.  
 Signed by Speaker, 1272.  
 Forwarded to Governor, 1366.

**House Bill No. 220—(Committee on State Affairs)**

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer,

of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

Introduction, first and second reading, 716.

Reference, 716.

Reported back, 768.

Amended, 768, 879.

Third reading, 878.

Explanation of Vote, 880.

Passed, 880.

Forwarded to Senate, 922.

Returned by Senate, 1239.

Other Action, 813, 865, 879, 880.

Indefinitely postponed, 1239.

**House Bill No. 221—(Committee on State Affairs)**

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Introduction, first and second reading, 717.

Reference, 717.

Reported back, 912.

Third reading, 961.

Passed, 962.

Forwarded to Senate, 1005.

Returned by Senate, 1239.

Indefinitely postponed, 1239.

**House Bill No. 222—(Gibbens)**

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

Introduction, first and second reading, 717.

Reference, 717.

Reported back, 912.

Third reading, 962.

Passed, 963.

Forwarded to Senate, 1006.

Returned by Senate, 1301.

Indefinitely postponed, 1301.

**House Bill No. 223—(Committee on Delayed Bills)**

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Introduction, first and second reading, 717.

Reference, 717.

Reported back, 802.

Third reading, 833.  
 Passed, 834.  
 Forwarded to Senate, 872.  
 Returned by Senate, 1353.  
 Other Action, 1369.  
 Signed by Speaker, 1380.  
 Forwarded to Governor, 1393.  
 Approved by Governor, 1490.

**House Bill No. 224—(Committee on Delayed Bills)**

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Introduction, first and second reading, 750.  
 Reference, 750.  
 Reported back, 1024.  
 Amended, 1024.  
 Third reading, 1057.  
 Passed, 1058.  
 Forwarded to Senate, 1072.  
 Returned by Senate, 1302.  
 Other Action, 1036, 1054, 1058.  
 Indefinitely postponed, 1302.

**House Bill No. 225—(Kneeland)**

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 750.  
 Reference, 750.  
 Reported back, 912, 991.  
 Amended, 991.  
 Third reading, 963.  
 Passed, 964.  
 Forwarded to Senate, 1006.  
 Returned by Senate, 1302.  
 Other Action, 1352.  
 Signed by Speaker, 1381.  
 Forwarded to Governor, 1385.  
 Approved by Governor, 1492.

**House Bill No. 226—(Committee on Delayed Bills)**

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and Maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Introduction, first and second reading, 751.

Reference, 751.  
 Reported back, 910.  
 Amended, 910, 972.  
 Third reading, 972.  
 Passed, 973.  
 Forwarded to Senate, 1004.  
 Returned by Senate, 1303.  
 Other Action, 937, 969, 972, 985, 1352.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1387.  
 Approved by Governor, 1492.

**House Bill No. 227—(R. A. Johnson)**

House Bill No. 227. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 9 and 18 of Chapter 101, of the Laws of North Dakota for 1927, Relating to the Barbers Examining Board of the State of North Dakota; and to Provide for Said Board Adopting Rules and Regulations Relating to Sanitary Conditions in Barber Shops, Prohibiting the Operation of Barbering Upon Certain People and Regulating the Power of Said Board in Supervision of Barber Shops.

Introduction, first and second reading, 781.  
 Reference, 782.  
 Reported back, 867.  
 Indefinitely postponed, 867.

**House Bill No. 228—(Committee on Delayed Bills)**

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Introduction, first and second reading, 782.  
 Reference, 782, 924.  
 Reported back, 913, 1024, 1050.  
 Amended, 1024.  
 Third reading, 1052.  
 Passed, 1053.  
 Forwarded to Senate, 1071, 1315.  
 Returned by Senate, 1319.  
 Other Action, 1053, 1217, 1218, 1312.

**House Bill No. 229—(Thatcher)**

House Bill No. 229. A Bill for an Act Providing for the Hiring of Bus Drivers and Defining Their Duties and Obligations.

Introduction, first and second reading, 829.  
 Reference, 829.  
 Reported back, 920.  
 Indefinitely postponed, 921.

**House Bill No. 230—(Twichell)**

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities",

and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Introduction, first and second reading, 855.  
 Reference, 855.  
 Reported back, 944.  
 Amended, 944, 980, 1396.  
 Third reading, 1016, 1429.  
 Passed, 1017, 1430.  
 Forwarded to Senate, 1043, 1430.  
 Returned by Senate, 1396.  
 Other Action, 1012, 1429, 1453.  
 Signed by Speaker, 1457.  
 Forwarded to Governor, 1539.

**House Bill No. 231—(Freeman)**

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Introduction, first and second reading, 924.  
 Reference, 924.  
 Reported back, 1024.  
 Amended, 1024.  
 Third reading, 1059.  
 Passed, 1060.  
 Forwarded to Senate, 1072.  
 Returned by Senate, 1302.  
 Other Action, 1036, 1054, 1351.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1387.  
 Approved by Governor, 1491.

**House Bill No. 232—(Hausmann and Henderson)**

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Introduction, first and second reading, 924.  
 Reference, 924.  
 Reported back, 1025.  
 Amended, 1025, 1036.  
 Third reading, 1060.  
 Passed, 1061.  
 Forwarded to Senate, 1072.  
 Returned by Senate, 1302.  
 Other Action, 1054, 1351.  
 Signed by Speaker, 1382.  
 Forwarded to Governor, 1387.  
 Approved by Governor, 1492.

**House Bill No. 233—(Committee on Delayed Bills)**

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for



the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Introduction, first and second reading, 924.  
 Reference, 924.  
 Reported back, 992.  
 Third reading, 1011.  
 Passed, 1012.  
 Forwarded to Senate, 1042.  
 Returned by Senate, 1239.  
 Other Action, 1291.  
 Signed by Speaker, 1273.  
 Forwarded to Governor, 1366.  
 Approved by Governor, 1462.

**House Bill No. 234—(Committee on Delayed Bills)**

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Introduction, first and second reading, 953.  
 Reference, 953.  
 Reported back, 1025.  
 Third reading, 1055.  
 Passed, 1056.  
 Forwarded to Senate, 1071.  
 Returned by Senate, 1197.  
 Other Action, 1225.  
 Signed by Speaker, 1272.  
 Forwarded to Governor, 1342.  
 Approved by Governor, 1344.

**House Bill No. 235—(Turner, Horner, Miller, Gilchrist, Aljets, Erickson of Benson)**

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office.

Introduction, first and second reading, 954.  
 Reference, 954.  
 Reported back, 1018.  
 Amended, 1019, 1456.  
 Third reading, 1062, 1466.  
 Passed, 1063, 1467.  
 Forwarded to Senate, 1072.  
 Returned by Senate, 1456.  
 Other Action, 1018, 1027, 1030, 1035, 1054, 1063, 1466, 1467, 1471, 1515.  
 Signed by Speaker, 1522.  
 Forwarded to Governor, 1533.

**House Bill No. 236—(Jardine)**

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws

of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

Introduction, first and second reading, 954.  
Reference, 954.  
Reported back, 986.  
Third reading, 1008.  
Passed, 1009.  
Forwarded to Senate, 1042.  
Returned by Senate, 1355.  
Indefinitely postponed, 1355.

**House Bill No. 237—(Freeman)**

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Introduction, first and second reading, 954.  
Reference, 954.  
Reported back, 991.  
Third reading, 1009.  
Passed, 1010.  
Forwarded to Senate, 1042.  
Returned by Senate, 1266.  
Indefinitely postponed, 1266.

**House Bill No. 238—(Olafson, O. E. Erickson and Wigen)**

House Bill No. 238. A Bill for an Act Requiring Scandinavian Languages to be Taught at the Agricultural College.

Introduction, first and second reading, 954.  
Reference, 954.  
Reported back, 1026.  
Indefinitely postponed, 1026.

**House Bill No. 239—(O. E. Erickson)**

House Bill No. 239. A Bill for an Act to Prohibit the Display Along Public Highways or Public Places any Advertisement Containing the Likeness of any Female Person for the Purpose of Advertising the Use of or Sale of Tobacco, Cigarettes or Cigars. Penalty.

Introduction, first and second reading, 954.  
Reference, 954.  
Reported back, 991.  
Other Action, 992.  
Indefinitely postponed, 992.

**House Bill No. 240—(Rulon)**

House Bill No. 240. A Bill for an Act Requiring Power Companies to Rebate to Users or Consumers for Failure to Furnish Continuous Service, and Defining a Power Company.

Introduction, first and second reading, 1003.  
Reference, 1003.  
Reported back, 1079.  
Indefinitely postponed, 1079.

**House Bill No. 241—(State Affairs Committee)**

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Introduction, first and second reading, 1030.

Reference, 1030.

Reported back, 1040.

Third reading, 1063.

Passed, 1064.

Forwarded to Senate, 1072.

Returned by Senate, 1197.

Other Action, 1225.

Signed by Speaker, 1271.

Forwarded to Governor, 1343.

Approved by Governor, 1344.

# SENATE BILLS

## Senate Bill No. 1—(Bond)

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Received from Senate, 165.  
First and Second reading, 167.  
Reference, 167.  
Reported back, 182.  
Third reading, 204.  
Passed, 205.  
Returned to Senate, 211.  
Signed by Speaker, 231.

## Senate Bill No. 3—(Patterson)

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Received from Senate, 1051.  
First and Second reading, 1066.  
Reference, 1066.  
Reported back, 1177.  
Returned to Senate, 1237.  
Indefinitely postponed, 1177.

## Senate Bill No. 4—(Fredrickson)

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Received from Senate, 524.  
First and Second reading, 531.  
Reference, 531.  
Reported back, 744.  
Returned to Senate, 873.  
Other action, 744, 850.  
Indefinitely postponed, 851.

## Senate Bill No. 5—(Hamilton and Fowler)

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restriction.

tions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Received from Senate, 295.  
First and Second reading, 298.  
Reference, 299.  
Reported back, 377.  
Third reading, 408.  
Passed, 409.  
Returned to Senate, 426.  
Other action, 354, 377, 409.  
Signed by Speaker, 548.

**Senate Bill No. 6—(Whitman)**

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Received from Senate, 174.  
First and Second reading, 177.  
Reference, 177.  
Reported back, 1028.  
Third reading, 1101.  
Passed, 1102.  
Returned to Senate, 1135.  
Signed by Speaker, 1170.

**Senate Bill No. 7—(Thorson)**

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Received from Senate, 253.  
First and Second reading, 256.  
Reference, 256.  
Reported back, 370, 544.  
Amended, 370, 544.  
Third reading, 409, 546.  
Passed, 410, 546.  
Returned to Senate, 426.  
Other action, 385, 467, 468, 545.  
Signed by Speaker, 696.

**Senate Bill No. 8—(Martin)**

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Received from Senate, 211.  
First and Second reading, 219.  
Reference, 219.  
Reported back, 271.  
Third reading, 322.  
Explanation of vote, 323.

Passed, 323.  
 Returned to Senate, 341.  
 Other action, 303, 342.  
 Signed by Speaker, 371.  
 Amended, 271.

**Senate Bill No. 9—(Sathre)**

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Received from Senate, 211.  
 First and Second reading, 219.  
 Reference, 219.  
 Reported back, 452, 781.  
 Third reading, 537.  
 Passed, 538.  
 Returned to Senate, 559.  
 Other action, 502, 655, 783.  
 Signed by Speaker, 854.  
 Amended, 452, 537.

**Senate Bill No. 11—(Committee on Appropriations)**

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Received from Senate, 203.  
 First and Second reading, 204.  
 Reference, 204.  
 Reported back, 272.  
 Third reading, 299.  
 Passed, 300.  
 Returned to Senate, 310.  
 Signed by Speaker, 370.

**Senate Bill No. 12—(Committee on Appropriations)**

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from Senate, 563.  
 First and Second reading, 580.  
 Reference, 581.  
 Reported back, 744.  
 Third reading, 1096.  
 Passed, 1097.  
 Returned to Senate, 1135.  
 Signed by Speaker, 1170.

**Senate Bill No. 13—(Committee on Appropriations)**

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Fire-

men's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Received from Senate, 174.  
First and Second reading, 178.  
Reference, 178.  
Reported back, 208.  
Third reading, 240.  
Passed, 241.  
Returned to Senate, 252.  
Signed by Speaker, 302.

**Senate Bill No. 14—(Committee on Appropriations)**

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Received from Senate, 203.  
First and Second reading, 204.  
Reference, 204.  
Reported back, 227.  
Third reading, 256.  
Passed, 257.  
Returned to Senate, 274.  
Signed by Speaker, 302.

**Senate Bill No. 15—(Committee on Appropriations)**

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Received from Senate, 174.  
First and Second reading, 178.  
Reference, 178.  
Reported back, 208.  
Third reading, 238.  
Passed, 240.  
Returned to Senate, 252.  
Signed by Speaker, 302.

**Senate Bill No. 16—(Committee on Appropriations)**

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Received from Senate, 203.  
First and Second reading, 204.  
Reference, 204.  
Reported back, 376.  
Third reading, 406.  
Passed, 407.  
Returned to Senate, 426.  
Signed by Speaker, 482.

**Senate Bill No. 17—(Murphy)**

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Received from Senate, 174.  
 First and Second reading, 177.  
 Reference, 178.  
 Reported back, 358.  
 Third reading, 382.  
 Passed, 384.  
 Returned to Senate, 398.  
 Signed by Speaker, 458.

**Senate Bill No. 18—(Conrath, by request)**

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Received from Senate, 275.  
 First and Second reading, 284.  
 Reference, 284.  
 Reported back, 453.  
 Returned to Senate, 486.  
 Other action, 453.  
 Indefinitely postponed, 453.

**Senate Bill No. 19—(Kretschmar)**

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Received from Senate, 211.  
 First and Second reading, 219.  
 Reference, 219.  
 Reported back, 779.  
 Third reading, 1083.  
 Passed, 1084.



Returned to Senate, 1137.  
 Other action, 356, 862, 975, 1149.  
 Signed by Speaker, 1170.  
 Amended, 779.

**Senate Bill No. 20—(Olson of Eddy and Sperry)**

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Received from Senate, 275.  
 First and Second reading, 284.  
 Reference, 284.  
 Reported back, 378.  
 Returned to Senate, 398.  
 Other action, 379, 380.  
 Indefinitely postponed, 380.

**Senate Bill No. 24—(Brant)**

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Received from Senate, 211.  
 First and Second reading, 219.  
 Reference, 219.  
 Reported back, 291.  
 Third reading, 321.  
 Passed, 322.  
 Returned to Senate, 341.  
 Signed by Speaker, 370.

**Senate Bill No. 25—(Forbes)**

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Received from Senate, 875.  
 First and Second reading, 900.  
 Reference, 900.  
 Reported back, 1107.  
 Third reading, 1130.  
 Passed, 1131.  
 Returned to Senate, 1139.  
 Signed by Speaker, 1171.

**Senate Bill No. 26—(Forbes)**

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Received from Senate, 374.  
First and Second reading, 382.  
Reference, 382.  
Reported back, 1278.  
Third reading, 1401.  
Passed, 1402.  
Returned to Senate, 1420.  
Other action, 1331.  
Signed by Speaker, 1495.  
Amended, 1278.

**Senate Bill No. 28—(Committee on Appropriations)**

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Received from Senate, 203.  
First and Second reading, 204.  
Reference, 204.  
Reported back, 228.  
Third reading, 257.  
Passed, 258.  
Returned to Senate, 274.  
Signed by Speaker, 302.

**Senate Bill No. 29—(Committee on Appropriations)**

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Received from Senate, 174.  
First and Second reading, 178.  
Reference, 178.  
Reported back, 228.  
Third reading, 258.  
Passed, 259.  
Returned to Senate, 274.  
Signed by Speaker, 302.

**Senate Bill No. 30—(Committee on Appropriations)**

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Received from Senate, 203.  
First and Second reading, 204.  
Reference, 204.  
Reported back, 228.  
Third reading, 259.  
Passed, 260.  
Returned to Senate, 274.  
Signed by Speaker, 302.

**Senate Bill No. 31—(Committee on Appropriations)**

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Received from Senate, 253.  
First and second reading, 255.

Reference, 255.  
Reported back, 552.  
Third reading, 624.  
Passed, 624.  
Returned to Senate, 648.  
Signed by Speaker, 696.

**Senate Bill No. 32—(Committee on Appropriations)**

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Received from Senate, 230.  
First and Second reading, 238.  
Reference, 238.  
Reported back, 456.  
Third reading, 533.  
Passed, 534.  
Returned to Senate, 561.  
Signed by Speaker, 631.

**Senate Bill No. 33—(Committee on Appropriations)**

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Received from Senate, 366.  
First and Second reading, 367.  
Reference, 367.  
Reported back, 553.  
Third reading, 625.  
Passed, 625.  
Returned to Senate, 648.  
Signed by Speaker, 696.

**Senate Bill No. 34—(Committee on Appropriations)**

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Received from Senate, 230.  
First and Second reading, 238.  
Reference, 238.  
Reported back, 511.  
Third reading, 562.  
Passed, 583.  
Returned to Senate, 593.  
Signed by Speaker, 631.

**Senate Bill No. 35—(Committee on Appropriations)**

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Received from Senate, 366.

First and Second reading, 367.  
Reference, 367.  
Reported back, 672.  
Third reading, 1098.  
Passed, 1099.  
Returned to Senate, 1137.  
Other action, 708, 1149.  
Signed by Speaker, 1171.  
Amended, 672.

**Senate Bill No. 36—(Committee on Appropriations)**

Senate Bill No. 36. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Received from Senate, 366.  
First and Second reading, 367.  
Reference, 367.  
Reported back, 511.  
Third reading, 581.  
Passed, 582.  
Returned to Senate, 593.  
Signed by Speaker, 631.

**Senate Bill No. 37—(Committee on Appropriations)**

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Received from Senate, 621.  
First and Second reading, 623.  
Reference, 623.  
Reported back, 780.  
Third reading, 1091.  
Passed, 1092.  
Returned to Senate, 1135.  
Signed by Speaker, 1171.

**Senate Bill No. 38—(Committee on Appropriations)**

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Received from Senate, 366.  
First and Second reading, 367.  
Reference, 367.  
Reported back, 591.  
Third reading, 663.  
Passed, 664.  
Returned to Senate, 685.  
Other action, 635, 701.  
Signed by Speaker, 855.  
Amended, 591.

**Senate Bill No. 39—(Ployhar and Patterson)**

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Received from Senate, 191.  
First and Second reading, 192.  
Reference, 192, 292.  
Reported back, 271, 480.  
Returned to Senate, 521.  
Indefinitely postponed, 480.

**Senate Bill No. 41—(Tofsrud)**

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Received from Senate, 400.  
First and Second reading, 406.  
Reference, 406.  
Reported back, 1174.  
Third reading, 1240.  
Passed, 1241.  
Returned to Senate, 1264.  
Signed by Speaker, 1321.

**Senate Bill No. 42—(Tofsrud)**

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Received from Senate, 231.  
First and Second reading, 238.  
Reference, 238.  
Reported back, 679.  
Third reading, 1095.  
Passed, 1096.  
Returned to Senate, 1135.  
Signed by Speaker, 1171.

**Senate Bill No. 43—(Whitman)**

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Received from Senate, 374.  
First and Second reading, 382.  
Reference, 382.  
Reported back, 452.

Third reading, 532.  
Passed, 533.  
Returned to Senate, 561.  
Signed by Speaker, 631.

**Senate Bill No. 45—(Committee on Appropriations)**

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Received from Senate, 563.  
First and Second reading, 581.  
Reference, 581.  
Reported back, 779.  
Third reading, 1090.  
Passed, 1091.  
Returned to Senate, 1135.  
Signed by Speaker, 1171.

**Senate Bill No. 46—(Committee on Appropriations)**

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Received from Senate, 253.  
First and Second reading, 256.  
Reference, 256.  
Reported back, 744.  
Third reading, 1097.  
Passed, 1098.  
Returned to Senate, 1135.  
Signed by Speaker, 1171.

**Senate Bill No. 47—(Committee on Appropriations)**

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Received from Senate, 874.  
First and Second reading, 900.  
Reference, 900.  
Reported back, 1080.  
Third reading, 1127.  
Passed, 1128.  
Returned to Senate, 1138.  
Other action, 1105, 1149.  
Signed by Speaker, 1171.  
Amended, 1080.

**Senate Bill No. 48—(Committee on Appropriations)**

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Received from Senate, 311.  
First and Second reading, 319.

Reference, 319.  
Reported back, 553.  
Third reading, 626.  
Passed, 627.  
Returned to Senate, 648.  
Other action, 654.  
Signed by Speaker, 855.  
Amended, 626.

**Senate Bill No. 49—(Committee on Appropriations)**

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Received from Senate, 366.  
First and Second reading, 368.  
Reference, 368.  
Reported back, 602.  
Third reading, 661.  
Passed, 662.  
Returned to Senate, 684.  
Other action, 634, 701.  
Signed by Speaker, 855.  
Amended, 602.

**Senate Bill No. 50—(Committee on Appropriations)**

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Received from Senate, 311.  
First and Second reading, 320.  
Reference, 320.  
Reported back, 603.  
Third reading, 662.  
Passed, 663.  
Returned to Senate, 684.  
Other action, 635, 701.  
Signed by Speaker, 855.  
Amended, 603.

**Senate Bill No. 51—(Committee on Appropriations)**

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Received from Senate, 312.  
First and Second reading, 320.  
Reference, 320.  
Reported back, 603.  
Third reading, 658.  
Passed, 659.  
Returned to Senate, 684.  
Other action, 701.  
Signed by Speaker, 854.  
Amended, 658.

**Senate Bill No. 52—(Committee on Appropriations)**

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Received from Senate, 312.  
First and Second reading, 320.  
Reference, 320.  
Reported back, 591.  
Third reading, 664.  
Passed, 665.  
Returned to Senate, 685.  
Other action, 635, 701.  
Signed by Speaker, 854.  
Amended, 592.

**Senate Bill No. 53—(Committee on Appropriations)**

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Received from Senate, 1044.  
First and Second reading, 1066.  
Reference, 1067.  
Reported back, 1289.  
Third reading, 1414.  
Passed, 1415.  
Returned to Senate, 1422.  
Signed by Speaker, 1495.

**Senate Bill No. 54—(Committee on Appropriations)**

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Received from Senate, 1044.  
First and Second reading, 1067.  
Reference, 1067.  
Reported back, 1288.  
Third reading, 1412.  
Passed, 1414.  
Returned to Senate, 1422.  
Signed by Speaker, 1495.

**Senate Bill No. 55—(Committee on Appropriations)**

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Received from Senate, 1044.  
First and Second reading, 1067.  
Reference, 1067.  
Reported back, 1287.  
Third reading, 1406.



Passed, 1407.  
 Returned to Senate, 1421.  
 Other action, 1336, 1431.  
 Signed by Speaker, 1495.  
 Amended, 1288.

**Senate Bill No. 56—(Committee on Appropriations)**

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College Fargo, North Dakota.

Received from Senate, 1045.  
 First and Second reading, 1067.  
 Reference, 1067.  
 Reported back, 1289.  
 Third reading, 1407, 1481.  
 Passed, 1408, 1482.  
 Returned to Senate, 1421.  
 Other Action, 1336, 1338, 1341, 1431, 1449, 1473, 1474, 1479, 1480, 1481, 1482, 1485.  
 Signed by Speaker, 1522.  
 Amended, 1289, 1337, 1473, 1479.  
 Conference Committee, 1449.

**Senate Bill No. 57—(Committee on Appropriations)**

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Received from Senate, 312.  
 First and Second reading, 320.  
 Reference, 320.  
 Reported back, 510.  
 Third reading, 627.  
 Passed, 628.  
 Returned to Senate, 648.  
 Other action, 581.  
 Signed by Speaker, 696.

**Senate Bill No. 58—(O. H. Olson and Magnuson)**

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Received from Senate, 374.  
 First and Second reading, 382.  
 Reference, 382.  
 Reported back, 1281.  
 Third reading, 1405.  
 Passed, 1406.  
 Returned to Senate, 1421.  
 Other action, 1284, 1285, 1332, 1406, 1431, 1449, 1450, 1474, 1478, 1486, 1507, 1513, 1514, 1524, 1525.  
 Amended, 1281, 1335, 1513.  
 Conference Committee, 1449, 1475, 1507.  
 Lost in Senate, 1524.

**Senate Bill No. 59—(Committee on Warehouse and Grain Grading)**

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Received from Senate, 719.  
 First and Second reading, 857.  
 Reference, 857.  
 Reported back, 999.  
 Third reading, 1084.  
 Passed, 1085.  
 Returned to Senate, 1137.  
 Other action, 1084, 1104, 1149.  
 Signed by Speaker, 1299.  
 Amended, 1084.

**Senate Bill No. 60—(Ployhar)**

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Received from Senate, 295.  
 First and Second reading, 299.  
 Reference, 299, 457, 636, 667.  
 Reported back, 393, 518, 1177.  
 Third reading, 1300.  
 Passed, 1301.  
 Returned to Senate, 1317.  
 Other action, 441, 564, 1219, 1353.  
 Signed by Speaker, 1460.  
 Amended, 394, 441, 518, 1177, 1221.

**Senate Bill No. 61—(Kretschmar and Sathre)**

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Received from Senate, 467.  
 First and Second reading, 487.  
 Reference, 487.  
 Reported back, 1150.  
 Third reading, 1261, 1297.  
 Passed, 1298.  
 Returned to Senate, 1316.  
 Other action, 1200, 1262, 1295, 1298, 1353, 1367, 1391, 1396.

Amended, 1150, 1201.  
Indefinitely postponed, 1262.  
Conference Committee, 1357.

**Senate Bill No. 62—(Committee on Appropriations)**

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Received from Senate, 230.  
First and Second reading, 238.  
Reported back, 714.  
Third reading, 1099.  
Passed, 1100.  
Returned to Senate, 1135.  
Signed by Speaker, 1171.

**Senate Bill No. 63—(Committee on Appropriations)**

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Received from Senate, 230.  
First and Second reading, 238.  
Reference, 238.  
Reported back, 418, 745.  
Third reading, 504, 746.  
Passed, 505, 746.  
Returned to Senate, 523.  
Other action, 446, 654, 656, 657, 752, 782.  
Signed by Speaker, 854.  
Amended, 418, 745.  
Conference Committee, 656.

**Senate Bill No. 64—(Whitman)**

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Received from Senate, 468.  
First and Second reading, 488.  
Reference, 488.  
Returned to Senate, 1199.  
Other action, 1163.

**Senate Bill No. 65—(Matthaei)**

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropria-

tion for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Received from Senate, 275.  
 First and Second reading, 284.  
 Reference, 285.  
 Reported back, 393, 837.  
 Third reading, 463.  
 Passed, 464.  
 Returned to Senate, 486.  
 Other action, 440, 524, 525, 532.  
 Signed by Speaker, 977.  
 Amended, 393, 440.

**Senate Bill No. 67—(Patterson)**

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Received from Senate, 898.  
 First and Second reading, 900.  
 Reference, 900.  
 Reported back, 1280.  
 Returned to Senate, 1316.  
 Indefinitely postponed, 1280.

**Senate Bill No. 68—(Tofsrud)**

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Received from Senate, 343.  
 First and Second reading, 350.  
 Reference, 350.  
 Reported back, 1194.  
 Returned to Senate, 1237.  
 Indefinitely postponed, 1195.

**Senate Bill No. 69—(Ettestad)**

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Received from Senate, 231.  
 First and Second reading, 237.  
 Reference, 321.  
 Reported back, 291, 480.  
 Third reading, 583.  
 Passed, 584.  
 Returned to Senate, 593.  
 Other action, 544, 620.  
 Signed by Speaker, 696.  
 Amended, 480.

**Senate Bill No. 70—(Murphy)**

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Received from Senate, 312, 1250.  
 First and Second reading, 320.  
 Reference, 320.  
 Reported back, 1029.  
 Third reading, 1123, 1253.  
 Passed, 1124, 1254.  
 Returned to Senate, 1138, 1265.  
 Other action, 1073, 1078, 1079, 1124, 1149, 1241, 1253, 1256,  
 1303.  
 Signed by Speaker, 1171, 1321.  
 Amended, 1029, 1253.

**Senate Bill No. 71—(Murphy)**

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Received from Senate, 231.  
 First and Second reading, 238.  
 Reference, 238.  
 Reported back, 394.  
 Third reading, 464.  
 Passed, 465.  
 Returned to Senate, 487.  
 Other action, 441, 524.  
 Signed by Speaker, 631.  
 Amended, 394.

**Senate Bill No. 72—(Whitman)**

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Received from Senate, 467.  
 First and Second reading, 487.  
 Reference, 487.  
 Reported back, 1288.  
 Third reading, 1377.  
 Passed, 1378.  
 Returned to Senate, 1384.  
 Other action, 1378.  
 Signed by Speaker, 1495.

**Senate Bill No. 73—(Hamilton and Sperry)**

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Received from Senate, 367.  
 First and Second reading, 368.  
 Reference, 368.  
 Reported back, 417.  
 Third reading, 503.  
 Passed, 504.  
 Returned to Senate, 523.

Other action, 445.  
Signed by Speaker, 631.  
Amended, 418.

**Senate Bill No. 74—(Sathre)**

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Received from Senate, 968.  
First and Second reading, 1020.  
Reference, 1020.  
Reported back, 1225.  
Third reading, 1374.  
Passed, 1375.  
Returned to Senate, 1420.  
Other action, 1324, 1375, 1425.  
Signed by Speaker, 1494.  
Amended, 1225.

**Senate Bill No. 76—(Fowler)**

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Received from Senate, 1045.  
First and Second reading, 1067.  
Reference, 1067.  
Reported back, 1287.  
Third reading, 1376.  
Explanation of vote, 1377.  
Passed, 1377.  
Returned to Senate, 1420.  
Other action, 1335, 1377, 1425.  
Signed by Speaker, 1495.  
Amended, 1287.

**Senate Bill No. 77—(Fowler)**

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Received from Senate, 312.  
First and Second reading, 320.  
Reference, 320.

Reported back, 396, 548.  
 Third reading, 466.  
 Passed, 467.  
 Returned to Senate, 487.  
 Other action, 441, 524, 525, 532.  
 Signed by Speaker, 631.  
 Amended, 396.

**Senate Bill No. 78—(Brostuen)**

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Received from Senate, 295.  
 First and Second reading, 299.  
 Reference, 299.  
 Reported back, 422, 803.  
 Third reading, 534, 804.  
 Passed, 536, 805.  
 Returned to Senate, 559.  
 Other Action, 535, 577, 580, 681, 683, 685, 701, 804, 829.  
 Signed by Speaker, 977.  
 Amended, 422, 470, 535, 681, 803.

**Senate Bill No. 79—(Sperry)**

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Received from Senate, 467.  
 First and Second reading, 487.  
 Reference, 487.  
 Reported back, 999.  
 Third reading, 1086.  
 Passed, 1087.  
 Returned to Senate, 1134.  
 Other action, 1087.  
 Signed by Speaker, 1320.

**Senate Bill No. 80—(Poupore, by request)**

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Received from Senate, 621.  
 First and Second reading, 623.  
 Reference, 623.  
 Reported back, 780.  
 Returned to Senate, 829.  
 Indefinitely postponed, 780.

**Senate Bill No. 82—(Van Arnam)**

Senate Bill No. 82. A Bill for an Act to Amend and Re-

enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Received from Senate, 312.  
 First and Second reading, 320.  
 Reference, 321.  
 Reported back, 392.  
 Third reading, 434.  
 Passed, 435.  
 Returned to Senate, 459.  
 Signed by Speaker, 548.

**Senate Bill No. 83—(Van Arnam)**

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Received from Senate, 374.  
 First and Second reading, 382.  
 Reference, 382.  
 Reported back, 392.  
 Third reading, 435.  
 Passed, 436.  
 Returned to Senate, 459.  
 Signed by Speaker, 548.

**Senate Bill No. 85—(Forbes)**

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Received from Senate, 400.  
 First and Second reading, 406.  
 Reference, 406.  
 Reported back, 1279.  
 Third reading, 1463.  
 Passed, 1404.  
 Returned to Senate, 1481.  
 Other action, 1331, 1425.  
 Signed by Speaker, 1494.  
 Amended, 1279.

**Senate Bill No. 89—(Cain)**

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Received from Senate, 1044.  
 First and Second reading, 1067.  
 Reference, 1067.  
 Reported back, 1183.  
 Returned to Senate, 1237.  
 Other action, 1184.  
 Indefinitely postponed, 1184.



**Senate Bill No. 90—(Whitman)**

Senate Bill No. 90. A Bill for an Act to appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Received from Senate, 304.  
 First and Second reading, 305.  
 Reference, 305.  
 Reported back, 395.  
 Third reading, 436.  
 Passed, 437.  
 Returned to Senate, 459.  
 Signed by Speaker, 548.

**Senate Bill No. 91—(Hamilton)**

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Received from Senate, 468.  
 First and Second reading, 487.  
 Reference, 488.  
 Reported back, 1000.  
 Third reading, 1116.  
 Passed, 1117.  
 Returned to Senate, 1138.  
 Other action, 1075, 1115, 1149.  
 Signed by Speaker, 1171.  
 Amended, 1000, 1115.

**Senate Bill No. 92—(Committee on Appropriations)**

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Received from Senate, 468.  
 First and Second reading, 488.  
 Reference, 488.  
 Reported back, 604.  
 Third reading, 659.  
 Passed, 660.  
 Returned to Senate, 684.  
 Signed by Speaker, 854.

**Senate Bill No. 93—(Sathre)**

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Received from Senate, 840.  
First and Second reading, 857.  
Reported back, 1289.  
Third reading, 1408.  
Passed, 1409.  
Returned to Senate, 1421.  
Other action, 1410, 1431.  
Signed by Speaker, 1495.  
Amended, 1289.

**Senate Bill No. 95—(Hamilton)**

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Received from Senate, 485.  
First and Second reading, 488.  
Reference, 489.  
Reported back, 1185.  
Third reading, 1244.  
Passed, 1245.  
Returned to Senate, 1264.  
Signed by Speaker, 1321.

**Senate Bill No. 96—(Peck)**

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Received from Senate, 655.  
First and Second reading, 657.  
Reference, 657.  
Reported back, 1140.  
Third reading, 1260.  
Passed, 1261.  
Returned to Senate, 1266.  
Other action, 1200, 1303, 1317, 1337, 1390, 1391, 1424.  
Signed by Speaker, 1495.  
Amended, 1141.

**Senate Bill No. 98—(Magnuson)**

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Received from Senate, 367.  
First and Second reading, 368.  
Reference, 368.

Reported back, 392, 869.  
 Third reading, 1114.  
 Passed, 1115.  
 Returned to Senate, 1138.  
 Other action, 1073, 1154, 1199, 1205.  
 Signed by Speaker, 1320.  
 Amended, 392, 870.

**Senate Bill No. 99—(Ployhar)**

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Received from Senate, 655.  
 First and Second reading, 657.  
 Reference, 657.  
 Reported back, 951.  
 Third reading, 1113.  
 Passed, 1114.  
 Returned to Senate, 1138.  
 Other action, 1074, 1149.  
 Signed by Speaker, 1172.  
 Amended, 951.

**Senate Bill No. 100—(Van Arnam and Hamilton)**

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Received from Senate, 343.  
 First and Second reading, 350.  
 Reference, 350.  
 Reported back, 455.  
 Returned to Senate, 486.  
 Indefinitely postponed, 455.

**Senate Bill No. 104—(Lynch, Sathre, Bond and Fredrickson)**

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from Senate, 839.  
 First and Second reading, 856.  
 Reference, 856.  
 Reported back, 1188.  
 Third reading, 1255.  
 Explanation of vote, 1257.  
 Passed, 1256.  
 Returned to Senate, 1265.  
 Other action, 1257.  
 Signed by Speaker, 1321.

**Senate Bill No. 105—(Bond, Fredrickson, Lynch and Sathre)**

Senate Bill No. 105. A Bill for an Act Providing for the

**Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.**

Received from Senate, 839.  
 First and Second reading, 856.  
 Reference, 856.  
 Reported back, 1190.  
 Returned to Senate, 1237.  
 Other action, 1190, 1254.  
 Indefinitely postponed, 1190.

**Senate Bill No. 106—(Bonzer)**

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Received from Senate, 874.  
 First and Second reading, 900.  
 Reference, 901.  
 Reported back, 1345, 1346.  
 Explanation of vote, 1349.  
 Returned to Senate, 1383.  
 Other action, 1346, 1349.  
 Indefinitely postponed, 1346.

**Senate Bill No. 109—(Renauld and Bond)**

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Received from Senate, 682.  
 First and Second reading, 698.  
 Reference, 698, 748.  
 Reported back, 871.  
 Third reading, 1089.  
 Passed, 1090.  
 Returned to Senate, 1135.  
 Signed by Speaker, 1172.

**Senate Bill No. 110—(Hamilton and Sperry)**

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Received from Senate, 374.  
 First and Second reading, 382.  
 Reference, 382.  
 Reported back, 673.  
 Third reading, 1094.  
 Passed, 1095.  
 Returned to Senate, 1138.  
 Signed by Speaker, 1172.

**Senate Bill No. 115—(Magnuson, by request)**

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in

Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Received from Senate, 468.  
First and Second reading, 488.  
Reference, 488.  
Reported back, 998.  
Returned to Senate, 1136.  
Other action, 1074, 1078.  
Amended, 998.  
Indefinitely postponed, 1074.

**Senate Bill No. 116—(Crocker)**

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Received from Senate, 468, 1319.  
First and Second reading, 488.  
Reference, 488.  
Reported back, 714.  
Returned to Senate, 752, 1316.  
Other action, 1293, 1301, 1311.  
Indefinitely postponed, 715.

**Senate Bill No. 117—(Ployhar)**

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Received from Senate, 525.  
First and Second reading, 532.  
Reference, 532.  
Reported back, 1000.  
Third reading, 1117.  
Passed, 1118.  
Returned to Senate, 1138.  
Other action, 1076, 1149.  
Signed by Speaker, 1172.  
Amended, 1000.

**Senate Bill No. 118—(Van Arnam)**

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Received from Senate, 840.  
First and Second reading, 855.  
Reference, 855.  
Reported back, 1190.  
Third reading, 1257.  
Passed, 1258.  
Returned to Senate, 1265.  
Signed by Speaker, 1321.

**Senate, Bill No. 119—(Martin)**

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Received from Senate, 682.  
First and Second reading, 698.  
Reference, 698.  
Reported back, 1279.  
Returned to Senate, 1316.  
Indefinitely postponed, 1279.

**Senate Bill No. 120—(Brostuen)**

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Received from Senate, 563.  
First and Second reading, 581.  
Reference, 581.  
Reported back, 1001.  
Returned to Senate, 1043.  
Indefinitely postponed, 1001.

**Senate Bill No. 122—(Cain)**

Senate Bill No. 122. A Bill for an Act to appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Received from Senate, 1044.  
First and Second reading, 1067.  
Reference, 1068.  
Reported back, 1173.  
Third reading, 1233.  
Passed, 1234.  
Returned to Senate, 1264.  
Other action, 1234.  
Signed by Speaker, 1321.

**Senate Bill No. 124—(Committee on Public Health)**

Senate Bill No. 124. A Bill for an Act to Amend and Re-

enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Received from Senate, 563.  
 First and Second reading, 581.  
 Reference, 581.  
 Reported back, 1108.  
 Third reading, 1131.  
 Passed, 1132.  
 Returned to Senate, 1139.  
 Signed by Speaker, 1172.

**Senate Bill No. 125—(Committee on Public Health)**

Senate Bill No. 125—A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Received from Senate, 563.  
 First and second reading, 581.  
 Reference, 581.  
 Reported back, 1108.  
 Returned to Senate, 1159.  
 Indefinitely postponed, 1108.

**Senate Bill No. 128—(Unruh)**

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Received from Senate, 525.  
 First and Second reading, 532.  
 Reference, 532.  
 Reported back, 1142.  
 Third reading, 1214.  
 Passed, 1215.  
 Returned to Senate, 1238.  
 Other action, 1162, 1215.  
 Signed by Speaker, 1322.

**Senate Bill No. 129—(Atkins)**

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Received from Senate, 1051.  
 First and Second reading, 1068.  
 Reference, 1068.  
 Reported back, 1175.  
 Returned to Senate, 1237.  
 Other action, 1175, 1177.  
 Indefinitely postponed, 1175.

**Senate Bill No. 131—(Fleckten)**

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Ob-

tain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Received from Senate, 751.  
 First and Second reading, 858.  
 Reference, 858.  
 Reported back, 1108.  
 Third reading, 1163.  
 Passed, 1164.  
 Returned to Senate, 1168.  
 Other action, 1144, 1148, 1199.  
 Signed by Speaker, 1320.  
 Amended, 1109.

**Senate Bill No. 136—(Brunsdale)**

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Received from Senate, 874.  
 First and Second reading, 901.  
 Reference, 901.  
 Reported back, 1080.  
 Third reading, 1125.  
 Passed, 1126.  
 Returned to Senate, 1138.  
 Signed by Speaker, 1172.

**Senate Bill No. 137—(Martin)**

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Received from Senate, 874.  
 First and Second reading, 901.  
 Reference, 901.  
 Reported back, 1345.  
 Third reading, 1411.  
 Passed, 1412.  
 Returned to Senate, 1422.  
 Other action, 1412.  
 Signed by Speaker, 1495.



**Senate Bill No. 138—(Brant)**

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Received from Senate, 752.  
First and Second reading, 858.  
Reference, 858.  
Reported back, 1185.  
Third reading, 1245.  
Passed, 1246.  
Returned to Senate, 1264.  
Signed by Speaker, 1322.

**Senate Bill No. 140—(Kretschmar and Patterson)**

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Received from Senate, 1045.  
First and Second reading, 1068.  
Reference, 1068.  
Reported back, 1191.  
Returned to Senate, 1237.  
Other action, 1191, 1192.  
Indefinitely postponed, 1191.

**Senate Bill No. 141—(Committee on Cities and Municipal Corporations)**

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Received from Senate, 1045.  
First and Second reading, 1068.  
Reference, 1068.  
Reported back, 1151.  
Returned to Senate, 1159.  
Indefinitely postponed, 1151.

**Senate Bill No. 142—(Ployhar)**

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Received from Senate, 719.  
First and Second reading, 857.  
Reference, 857, 1123.  
Reported back, 1110, 1178.  
Returned to Senate, 1237.  
Other action, 1179.  
Indefinitely postponed, 1110, 1178.

**Senate Bill No. 143—(Ployhar)**

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Received from Senate, 752.  
 First and Second reading, 858.  
 Reference, 858.  
 Reported back, 1185.  
 Third reading, 1246.  
 Passed, 1247.  
 Returned to Senate, 1264.  
 Signed by Speaker, 1322.

**Senate Bill No. 144—(Lynch)**

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Received from Senate, 751.  
 First and Second reading, 857.  
 Reference, 857.  
 Reported back, 1279.  
 Third reading, 1404.  
 Passed, 1405.  
 Other action, 1331, 1425.  
 Returned to Senate, 1421.  
 Signed by Speaker, 1494.  
 Amended, 1279.

**Senate Bill No. 145—(Cain)**

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Received from Senate, 682.  
 First and Second reading, 698.  
 Reference, 698.  
 Reported back, 1151.  
 Third reading, 1167.  
 Passed, 1168.  
 Returned to Senate, 1200.  
 Signed by Speaker, 1321.

**Senate Bill No. 146—(Committee on Appropriations)**

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Received from Senate, 485.  
 First and Second reading, 489.

Reference, 489.  
 Reported back, 591.  
 Third reading, 628.  
 Passed, 629.  
 Returned to Senate, 648.  
 Signed by Speaker, 696.

**Senate Bill No. 147—(Committee on Appropriations)**

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Received from Senate, 621.  
 First and Second reading, 623.  
 Reference, 623.  
 Reported back, 780.  
 Third reading, 1093.  
 Passed, 1094.  
 Returned to Senate, 1135.  
 Signed by Speaker, 1172.

**Senate Bill No. 148—(Fine and O. H. Olson)**

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Received from Senate, 655.  
 First and Second reading, 658.  
 Reference, 658, 825.  
 Reported back, 825, 1270.  
 Returned to Senate, 1285.  
 Indefinitely postponed, 1270.

**Senate Bill No. 149—(Hyland)**

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Received from Senate, 683.  
 First and Second reading, 698.  
 Reference, 698.  
 Reported back, 1151.  
 Third reading, 1262.  
 Passed, 1263.  
 Returned to Senate, 1266.  
 Other action, 1201, 1303.  
 Signed by Speaker, 1322.  
 Amended, 1151.

**Senate Bill No. 150—(Magnuson)**

Senate Bill No. 150. A Bill for an Act to Amend and Re-

enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Received from Senate, 655.  
 First and Second reading, 658.  
 Reference, 658.  
 Reported back, 1174.  
 Third reading, 1307.  
 Passed, 1308.  
 Returned to Senate, 1317.  
 Other action, 1219, 1353.  
 Signed by Speaker, 1460.  
 Amended, 1174.

**Senate Bill No. 151—(Brostuen and Cain)**

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase or Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Received from Senate, 874.  
 First and Second reading, 901.  
 Reference, 901.  
 Reported back, 1342.  
 Third reading, 1416.  
 Passed, 1417.  
 Returned to Senate, 1423.  
 Other action, 1388, 1417, 1494.  
 Signed by Speaker, 1522.  
 Amended, 1342, 1388.

**Senate Bill No. 152—(Porter, by request)**

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Received from Senate, 840.  
 First and Second reading, 856.  
 Reference, 856.  
 Reported back, 1234.  
 Returned to Senate, 1285.  
 Other action, 1235.  
 Indefinitely postponed, 1235.

**Senate Bill No. 154—(Patterson)**

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Ammendatory Thereto.

Received from Senate, 874.  
 First and Second reading, 901.  
 Reference, 901.  
 Reported back, 1186.  
 Third reading, 1247.

Passed, 1249.  
Returned to Senate, 1265.  
Other action, 1248, 1303.  
Signed by Speaker, 1322.  
Amended, 1248.

**Senate Bill No. 155—(Cain)**

Senate Bill No. 155. A Bill for an Act to appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Received from Senate, 874.  
First and Second reading, 901.  
Reference, 901.  
Reported back, 1081.  
Returned to Senate, 1136.  
Indefinitely postponed, 1081.

**Senate Bill No. 159—(Eastgate)**

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Received from Senate, 655.  
First and Second reading, 658.  
Reference, 658.  
Reported back, 1141.  
Third reading, 1211.  
Passed, 1212.  
Returned to Senate, 1238.  
Other action, 1162.  
Signed by Speaker, 1322.

**Senate Bill No. 160—(Eastgate)**

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Received from Senate, 969.  
First and Second reading, 1021.  
Reference, 1021, 1102.  
Reported back, 1141.

Third reading, 1212.  
 Passed, 1213.  
 Returned to Senate, 1238.  
 Other action, 1162.  
 Signed by Speaker, 1322.

**Senate Bill No. 163—(O. H. Olson and Lynch)**

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Received from Senate, 898.  
 First and Second reading, 902.  
 Reference, 902.  
 Reported back, 1186.  
 Third reading, 1399.  
 Passed, 1400.  
 Returned to Senate, 1420.  
 Other action, 1221, 1330, 1400, 1425, 1431, 1448, 1455, 1469.  
 Signed by Speaker, 1522.  
 Amended, 1186.  
 Conference Committee, 1429.

**Senate Bill No. 164—(O. H. Olson and Lynch)**

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Received from Senate, 898.  
 First and Second reading, 902.  
 Reference, 903.  
 Reported back, 1186.  
 Third reading, 1400.  
 Passed, 1401.  
 Returned to Senate, 1419.  
 Other action, 1310, 1374, 1401.  
 Signed by Speaker, 1495.

**Senate Bill No. 165—(Renauld, by request)**

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Received from Senate, 682.  
 First and Second reading, 698.  
 Reference, 698.  
 Reported back, 1192.

Third reading, 1398.  
Passed, 1399.  
Returned to Senate, 1420.  
Other action, 1221, 1329, 1338, 1340, 1425.  
Signed by Speaker, 1494.  
Amended, 1192, 1330.

**Senate Bill No. 166—(Renauld, by request)**

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Received from Senate, 683.  
First and Second reading, 698.  
Reference, 698.  
Reported back, 1194.  
Third reading, 1298.  
Passed, 1299.  
Returned to Senate, 1316.  
Other action, 1222.  
Signed by Speaker, 1460.  
Amended, 1194.

**Senate Bill No. 167—(Brostuen)**

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Received from Senate, 875.  
First and Second reading, 902.  
Reference, 902.  
Reported back, 1142.  
Third reading, 1213.  
Passed, 1214.  
Returned to Senate, 1238.  
Other action, 1162.  
Signed by Speaker, 1322.

**Senate Bill No. 168—(Watt)**

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Received from Senate, 1052, 1536.  
First and Second reading, 1068.  
Reference, 1068.  
Reported back, 1227.  
Third reading, 1396, 1528.  
Passed, 1397, 1530.

Returned to Senate, 1420, 1537.  
 Other action, 1326, 1396, 1425, 1444, 1518, 1524, 1525, 1527,  
 1528, 1530, 1537.  
 Signed by Speaker, 1541.  
 Amended, 1227, 1396, 1528, 1537.  
 Conference Committee, 1444, 1525.

**Senate Bill No. 169—(Brostuen and Cain)**

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Received from Senate, 1046.  
 First and Second reading, 1068.  
 Reference, 1068.  
 Reported back, 1180.  
 Third reading, 1241.  
 Passed, 1242.  
 Returned to Senate, 1264.  
 Signed by Speaker, 1323.

**Senate Bill No. 170—(Cain)**

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Received from Senate, 1044.  
 First and Second reading, 1068.  
 Reference, 1069.  
 Reported back, 1173.  
 Third reading, 1232.  
 Passed, 1233.  
 Returned to Senate, 1264.  
 Signed by Speaker, 1323.

**Senate Bill No. 171—(Fine)**

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Received from Senate, 969.  
 First and Second reading, 1020.  
 Reference, 1021.  
 Reported back, 1280.  
 Third reading, 1371.  
 Passed, 1372.  
 Returned to Senate, 1383.  
 Signed by Speaker, 1496.



**Senate Bill No. 174—(Cain)**

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Received from Senate, 751.  
First and Second reading, 858.  
Reference, 858.  
Reported back, 1280.  
Third reading, 1373.  
Explanation of vote, 1374.  
Passed, 1374.  
Returned to Senate, 1383.  
Other action 1373.  
Signed by Speaker, 1496.

**Senate Bill No. 175—(Renauld)**

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Received from Senate, 840.  
First and Second reading, 856.  
Reference, 856.  
Reported back, 1107.  
Third reading, 1162.  
Passed, 1163.  
Returned to Senate, 1168.  
Other action, 1143, 1148, 1199.  
Signed by Speaker, 1321.  
Amended, 1107, 1144.

**Senate Bill No. 176—(Committee on Highways and Bridges)**

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Received from Senate, 1046.  
First and Second reading, 1069.  
Reference, 1069.  
Reported back, 1181.  
Returned to Senate, 1237.  
Other action, 1181, 1234.  
Indefinitely postponed, 1181.

**Senate Bill No. 177—(Hoople, by request)**

Senate Bill No. 177. A Bill for an Act to Amend and Re-

enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Received from Senate, 839.  
 First and Second reading, 856.  
 Reference, 856.  
 Reported back, 1187.  
 Third reading, 1249.  
 Passed, 1250.  
 Returned to Senate, 1265.  
 Signed by Speaker, 1323.

**Senate Bill No. 178—(Fowler)**

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Received from Senate, 875.  
 First and Second reading, 902.  
 Reference, 902.  
 Reported back, 1029.  
 Third reading, 1103.  
 Passed, 1104.  
 Referred to Senate, 1137.  
 Other action, 1103.  
 Signed by Speaker, 1172.  
 Amended, 1102.

**Senate Bill No. 179—(Brostuen)**

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Received from Senate, 719.  
 First and Second reading, 857.  
 Reference, 857.  
 Reported back, 1001.  
 Third reading, 1118.  
 Passed, 1119.  
 Other action, 1076, 1149.  
 Signed by Speaker, 1172.  
 Amended, 1002.

**Senate Bill No. 181—(Hoople and Renwick)**

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Received from Senate, 874, 1411.  
 First and Second reading, 902.  
 Reference, 902.  
 Reported back, 1081.  
 Third reading, 1126.

Returned to Senate, 1160, 1422.  
Other action, 1127, 1153, 1370, 1383, 1411.  
Indefinitely postponed, 1127.

**Senate Bill No. 182—(Patten)**

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Received from Senate, 1045.  
First and Second reading, 1069.  
Reference, 1069.  
Reported back, 1194.  
Third reading, 1258.  
Passed, 1259.  
Returned to Senate, 1265.  
Other action, 1260.  
Signed by Speaker, 1323.

**Senate Bill No. 183—(Van Arnam and Magnuson)**

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Received from Senate, 873.  
First and Second reading, 902.  
Reference, 902.  
Reported back, 1372.  
Third reading, 1415.  
Passed, 1416.  
Returned to Senate, 1423.  
Signed by Speaker, 1494.

**Senate Bill No. 185—(Atkins)**

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Received from Senate, 1050.  
First and Second reading, 1069.  
Reference, 1069.  
Reported back, 1179.

Third reading, 1308.  
 Passed, 1309.  
 Returned to Senate, 1317.  
 Other action, 1221, 1310, 1353.  
 Signed by Speaker, 1460.  
 Amended, 1179.

**Senate Bill No. 187—(Van Arnam, by request)**

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Received from Senate, 995.  
 First and Second reading, 1021.  
 Reference, 1021.  
 Reported back, 1079.  
 Returned to Senate, 1136.  
 Indefinitely postponed, 1080.

**Senate Bill No. 190—(Ployhar)**

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, or Corporation Named in Such Deed or Instrument.

Received from Senate, 751.  
 First and Second reading, 858.  
 Reference, 858.  
 Reported back, 1187.  
 Third reading, 1410.  
 Passed, 1411.  
 Returned to Senate, 1422.  
 Other action, 1250, 1310, 1431.  
 Signed by Speaker, 1494.  
 Amended, 1338.

**Senate Bill No. 191—(Van Arnam)**

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Received from Senate, 923.  
 First and Second reading, 1020.  
 Reference, 1020.  
 Reported back, 1372.  
 Returned to Senate, 1419.  
 Other action, 1388.  
 Amended, 1372.  
 Indefinitely postponed, 1388.

**Senate Bill No. 192—(Van Arnam, Hamilton, Forbes and Patterson)**

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Contents Thereof in Order that Such

Wheat May Be Sold and Marketed on the Basis of Such Protein Content, Providing the Manner and Means by Which Such Protein Contents May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Received from Senate, 840.  
First and Second reading, 856.  
Reference, 856.  
Reported back, 1121.  
Returned to Senate, 1159.  
Other action, 1123.  
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Received from Senate, 995.  
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Reported back, 1106.  
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**Senate Bill No. 194—(Sperry)**

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Received from Senate, 875.  
First and Second reading, 903.  
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Reported back, 1110.  
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Signed by Speaker, 1496.  
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Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Received from Senate, 875.  
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Received from Senate, 1046.  
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**Senate Bill No. 201—(Atkins)**

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Received from Senate, 839.  
 First and Second reading, 857.  
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**Senate Bill No. 202—(Brostuen)**

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Received from Senate, 1045.  
 First and Second reading, 1069.  
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 Reported back, 1140.  
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**Senate Bill No. 203—(Brostuen)**

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

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 First and Second reading, 855.  
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Received from Senate, 1045.  
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 Reported back, 1152.  
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**Senate Bill No. 208—(Van Arnam, Matthaei, Forbes and Atkins)**

Senate Bill No. 208. A Bill for an Act to Amend and Re-

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Received from Senate, 1051.  
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