

STATE OF NORTH DAKOTA

JOURNAL OF THE HOUSE

of the

TWENTY-THIRD SESSION

of the

LEGISLATIVE ASSEMBLY

Begun and Held in the Bismarck City Auditorium
January 3rd to March 3rd, Inclusive

MINNIE D. CRAIG, Speaker

JAMES P. CURRAN, Chief Clerk



OFFICERS AND EMPLOYEES

of the
HOUSE OF REPRESENTATIVES OF NORTH DAKOTA
for the
TWENTY-THIRD LEGISLATIVE ASSEMBLY
1933

OFFICERS AND EMPLOYEES

Position	Name	Home Address
Chief Clerk	James P. Curran	Watford City
First Ass't Chief Clerk	Howard Thomas	Driscoll
Second Ass't Chief Clerk	Walter S. Martin	Fessenden
Desk Reporter	Margaret O. Sheehan	Bismarck
Sergeant-at-Arms	John Clark	Rolette County
Chief Stenographer	{ Clara B. Mikkelson	Bismarck
	{ Helen Ulrud	Bismarck
Stenographer	Clara Kane	Fargo
Stenographer	Myrtle Hight	Bismarck
Stenographer	Florence A. Lee	Grand Forks
Stenographer	Ellen King	Westhope
Stenographer	Lois Lynch	Crosby
Chief Engrossing and En-rolling Clerk	Ross Tisdale	St. Thomas
Ass't Engrossing and En-grossing Clerk	Benjamin Stoelting	Hazen
Bill Clerk	Mrs. Bertha E. Cleveland	Tuttle
Clerk, Committee on State Affairs	J. I. Williams	Patterson Annex
Clerk, Committee on Appropriations	Herman Butt	
Clerk, Committee on Judiciary	Elizabeth Huttner	Lignite
Clerk, Committee on Tax and Tax Laws	Verna Grimstvedt	Williston
Chief Mailing Clerk	P. H. Miller	Washburn
First Ass't Mailing Clerk	Thomas Devaney	Langdon
Second Ass't Mailing Clerk	Fred Mongeon	Rolette
Voucher Clerk and Ass't Mailing Clerk	J. M. Leppert	Berlin
Postmistress	Emma C. Nagle	Jamestown
Bill Room Clerk	Stanley Frank	Dickinson
Bill Messenger and Clerk	M. D. Leininger	Binford
Committee Room Attendant and Messenger	J. H. McCay	Selfridge
Assistant Sergeant-at-Arms and Doorkeeper	Ed Cooper	Buxton
Doorkeeper and Messenger	A. M. McLarty	Starkweather
Gallery Doorkeeper	H. P. Halvorson	New Rockford
Cloak Room Attendant	Peter Hjelmstad	Walsh County
Telephone Messenger	Arthur Johnston	Grand Forks
Page and Messenger	Fred Fleck	Selz
Page and Messenger	E. D. Cantwell	Mandan
Page and Messenger	J. E. Pfeiffer	Amidon
Page and Messenger	Alva Wambheim	Hatton
Proof Reader	R. T. Wood	
Ass't Proof Reader	O. A. Ronning	Milnor
Chaplains	Ministers of Bismarck and Mandan, including Rev. Van Horn of McKenzie	
Special Messenger to Governor	David Vogel	
Janitor	H. A. Rauk	Esmond
Janitor	C. O. Carlson	Glenburn
Night Watchman	A. E. Walley	Velva

HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Stone Hillman	Akra
		Mary A. Rathbun	Crystal
		Earl D. Symington	Neche
2.	Pt. Ward	J. E. Stoa	Carpio
		P. J. Flaten	Hoople
3.	Pt. Walsh	M. T. Lillehaugen	Brocket
		Andrew Johnston	Forest River
4.	Pt. Walsh	David Steedsman	Kempton
5.	Pt. Grand Forks	A. E. Sandlie	Grand Forks
6.	Pt. Grand Forks	D. C. Cunningham	Reynolds
8.	Traill	Karl H. Brunsdale	Portland
		H. W. McInnes	Kelso
		L. C. Odegard	Buxton
9.	Pt. Cass	K. A. Fitch	Fargo
		J. A. Jardine	Fargo
		Arthur C. Johnson	Fargo
		Nichol McKellar	Fargo
		L. L. Twichell	Fargo
10.	Pt. Cass	L. E. Correll	Casselton
		M. H. Holte	Gardner
11.	Pt. Cass	Carl H. Dittmer	Durbin
		F. Paul Smith	Amenia
12.	Pt. Richland	Dan R. Jones	Wahpeton
		J. D. Holthusen	Tyler
13.	Sargent	O. C. Anderson	Rutland
		A. N. Lavik	Milnor
14.	Ransom	Martin Larson	Nome
		Martin Lund	Englevale
		Sam Oglesby	Wimbleton
15.	Pt. Barnes	Edw. Savre	Cooperstown
		Bjorn Fuglestad	Cooperstown
		C. F. Carlson	Hope
17.	Nelson	O. B. Larson	Brocket
		R. R. Lofthus	McVille
		M. P. Biewer	Dresden
18.	Cavalier	Wm. M. Crockett	Wales
		Ed. A. Hill	Wales
		James McManus	St. John
19.	Rolette	Carl Anfinson	Mylo
		Minnie D. Craig	Esmond
20.	Benson	J. C. Hanson	Oberon
		C. O. Arneson	Devils Lake
21.	Ramsey	Edwin Traynor	Starkweather
		Frank Gessner	Penn
		B. W. Lemke	Cando
22.	Towner	W. J. Gilchrist	Cando
		W. J. Flannigan	Jamestown
23.	Stutsman	R. E. Strutz	Jamestown
		R. R. Wright	Jamestown
		Ben Gilbertson	Jamestown
24.	LaMoure	Milton R. Young	Berlin
		C. H. Opdahl	Marion
25.	Dickey	J. F. Fitzgerald	Merricourt
		B. L. Nelson	LaMoure
26.	Emmons	Math Dahl	Hazleton
		Val P. Wolf	Hague
27.	Burleigh	Wm. B. Falconer	Bismarek

Dist.	County	Name	Address
		Milton Rue	Bismarck
		J. M. Thompson	Wilton
28.	Bottineau	Fred J. Shurr	Lansford
		Peter Peterson	Antler
		C. O. Svingen	Bottineau
29.	Pt. Ward	H. L. Nelson	Minot
		Jack A. Patterson	Minot
		Alfred Mostad	Minot
		Einar Muus	Minot
30.	Morton	W. J. Godwin	Mandan
		Guss A. Schauss	Mandan
		J. T. Nelson	Glen Ullin
31.	Stark	Christ J. Hanson	Belfield
		Ignatz Sticka	New England
		Fred Born	Richardton
32.	Eddy-Foster	W. W. Treffry	New Rockford
		H. A. Rindy	Carrington
33.	Wells	Geo. Aljets	Carrington
		C. L. Broschat	Cathay
34.	McHenry	Ole Ettetstad	Balfour
		H. M. Hendrickson	Simcoe
		H. F. Niewoehner	Upham
35.	Kidder-Sheridan	Herbert F. Swett	Steele
		H. G. Kapfer	Anamoose
36.	McIntosh-Logan	D. L. Anderson	Burnstad
		H. D. Piper	Ashley
		W. H. Bettenhausen	Wishek
37.	Pt. Richland	M. H. Lynch	Lidgerwood
		C. H. Morgan	Walcott
38.	Pt. Barnes	C. J. Hanson	Litchville
39.	Billings, Bowman, Golden Valley and Slope	C. T. Olson	Bowman
		W. S. Place	Ranger
		Nels P. Noben	Beach
40.	Burke-Divide	George P. Homnes	Crosby
		Richard A. Owings	Lignite
		Einar Twete	Wildrose
41.	McKenzie	R. C. Sannes	Banks
		F. W. Erickson	Charbonneau
42.	Pierce	Lewis Hagen	Pleasant Lake
		D. L. Peters	Wolford
43.	Renville	Gilbert Sundby	Mohall
44.	Mountrail	R. E. Swendseid	Stanley
		H. T. Peterson	Plaza
45.	Williams	Ben Fedje	Bonetrail
		O. N. Jodock	Wildrose
		Harvey R. Solberg	Marmon
46.	McLean	Ole O. Sundby	Ruso
		John A. Erickson	Blackwater
		R. R. Scholl	Washburn
47.	Grant-Sioux	Louis Endres	Fort Yates
		Christ Sprenger	Elgin
48.	Mercer, Oliver and Dunn	J. W. Bailey	Emerson
		Gottlieb Isaak	Dodge
		Nels P. Jensen	Hazen
49.	Adams-Hettinger	Samuel A. Espeland	Bentley
		O. C. Olson	Hettinger

SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Thomas Whelan	St. Thomas
2.	Part Ward	J. H. Burkhart	Berthold
3.	Part Walsh	Arthur Trovatten	Park River
4.	Part Walsh	P. J. Murphy	Grafton
5.	Part Grand Forks	J. E. Eastgate	Larimore
6.	Part Grand Forks	W. S. Whitman	Grand Forks
7.	Part Grand Forks	Dana J. Tinnes	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Part Cass	Arthur W. Fowler	Fargo
10.	Part Cass	John G. Plath	Davenport
11.	Part Cass	Wm. Watt	Leonard
12.	Part Richland	H. A. Field	Wahpeton
13.	Sargent	W. S. Handley	Stirum
14.	Ransom	Charles G. Bangert	Enderlin
15.	Part Barnes	John L. Miklethun	Valley City
16.	Griggs-Steele	Nels P. Simonson	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Albert Dubay	Fonda
20.	Benson	C. W. Fine	Sheyenne
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	E. E. Greene	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons	Anton Larson	Temvik
27.	Burleigh	S. S. McDonald	Bismarck
28.	Bottineau	Neis Magnuson	Souris
29.	Part Ward	G. A. Jones	Minot
30.	Morton	W. E. Martin	Mandan
31.	Stark	J. P. Cain	Dickinson
32.	Eddy-Foster	E. M. Indergaard	Barlow
33.	Wells	W. E. Mathaei	Fessenden
34.	McHenry	D. H. Hamilton	Eckman
35.	Kidder-Sheridan	O. E. Erickson	Tappen
36.	McIntosh-Logan	C. A. Miller	Gackle
37.	Part Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Part Barnes	C. J. Olson	Valley City
39.	Billings-Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke-Divide	C. E. Erickson	Crosby
41.	McKenzie	John K. Brostuen	Alexander
42.	Pierce	F. T. Gronvold	Rugby
43.	Renville	Walter J. Trout	Sherwood
44.	Mountrail	R. W. Patten	Plaza
45.	Williams	Alex Lind	Williston
46.	McLean	E. C. Stucke	Garrison
47.	Grant-Sioux	Wm. Kamrath	Leith
48.	Mercer-Oliver-Dunn	Frank J. Regeth, Jr.	Manning
49.	Adams-Hettinger	Herman Thorson	Bucyrus

MEMBERS OF HOUSE, 1933

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
1	Hillman, Stone	Akra	Farmer	Married	North Dakota	1884	1933
1	Rathbun, Mary A.	Crystal	Farmer	Married	Dakota	1877	1933
1	Symington, Earl D.	Neche	Farmer	Married	North Dakota	1893	1933
2	Stoa, J. E.	Carpio	Farmer	Married	Minnesota	1879	1931, 1933
3	Flaten, P. J.	Hoople	Farmer	Married	North Dakota	1901	1933
3	Lillehaugen, M. T.	Brocket	Farmer	Married	Norway	1881	1927 to 1933
4	Johnston, Andrew	Forest River	Farmer	Married	Ontario	1865	1927 to 1933
5	Steedsman, David	Kempton	Farmer	Married	Ontario	1869	1927 to 1933
6	Sandlie, A. E.	Grand Forks	Car Dealer	Married	North Dakota	1904	1933
7	Cunningham, D. C.	Reynolds	Farmer	Single	North Dakota	1898	1933
8	Brunsdale, Karl H.	Portland	Farmer	Married	North Dakota	1896	1929 to 1933
8	McInnes, H. W.	Kelso	Farmer	Single	North Dakota	1885	1933
8	Odegard, L. C.	Buxton	Farmer	Married	Iowa	1877	1933
9	Fitch, K. A.	Fargo	Ins. Broker	Married	North Dakota	1899	1931, 1933
9	Jardine, J. A.	Fargo	Contractor	Married	North Dakota	1880	1921, 1923, 1927, 1929, 1931, 1933
9	Johnson, Arthur C.	Fargo	Contractor	Married			1933
9	McKellar, Nichol	Fargo	Mach. Business	Married	Ontario	1869	1933
9	Twichell, L. L.	Fargo	Attorney	Single	Minnesota	1872	1913, 1915, 1919, to 1933
10	Correll, L. E.	Casselton	Insurance	Married	Iowa	1886	1931, 1933
10	Holte, M. H.	Gardner	Farmer	Married	North Dakota	1893	1931, 1933
11	Dittmer, Carl H.	Leonard	Farmer	Married	North Dakota	1889	1933
11	Smith, F. Paul	Amenia	Farmer	Married	South Dakota	1888	1929 to 1933
12	Jones, Dan R.	Wahpeton	Attorney	Married	Wisconsin	1871	1933
12	Holthusen, J. D.	Tyler	Farmer	Married	North Dakota	1881	1927 to 1933

MEMBERS OF HOUSE, 1933--(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
13	Anderson, O. C.	Rutland	Farmer	Married	Norway	1869	1923 to 1933
13	Lavik, A. N.	Milnor	Farmer	Married	North Dakota	1895	1927 to 1933
14	Larson, Martin	Nome	Farmer	Married	Minnesota	1870	1917, 1919, 1921, 1933
14	Lund, Martin	Englevale	Farmer	Married	Norway	1873	1933
15	Oglesby, Sam	Wimbleton	Farmer	Married	Ontario	1865	1933
16	Savre, Edw.	Cooperstown	Farmer	Married	Iowa	1873	1931, 1933
16	Fuglestad, Bjorn	Cooperstown	Farmer	Single	North Dakota	1894	1933
16	Carlson, C. F.	Hope	Store Mgr.	Married	Minnesota	1885	1927 to 1933
17	Larson, O. B.	Brocket	Farmer	Married	Norway	1883	1933
17	Lofthus, R. R.	McVille	Farmer	Married	Norway	1877	1927, 1931, 1933
18	Biewer, M. P.	Dresden	Farmer	Married	Wisconsin	1869	1933
18	Crockett, Wm. M.	Wales	Farmer	Married	North Dakota	1894	1931, 1933
18	Hill, Ed A.	Wales	Farmer	Married	Minnesota	1880	1931, 1933
19	McManus, James	St. John	Farmer	Married	Ireland	1868	1917 to 1933
19	Anfinson, Carl	Mylo	Farmer	Married	Iowa	1878	1929, 1931, 1933
20	Craig, Minnie D.	Esmond	Housewife	Married	Maine	1883	1923 to 1933
20	Hanson, J. C.	Oberon	Veterinarian; Farmer	Married	Iowa	1890	1933
21	Arneson, C. O.	Devils Lake	Farmer	Married	Wisconsin	1888	1933
21	Traynor, Edwin	Starkweather	Farmer	Married	North Dakota	1885	1923 to 1933
21	Gessner, Frank	Penn	Merchant; Farmer	Married	Wisconsin	1869	1933
22	Lemke, B. W.	Cando	Farmer	Single	Minnesota	1882	1931, 1933
22	Gilchrist, W. J.	Cando	Farmer	Married	Ontario	1868	1927, 1929, 1933
23	Flannigan, W. J.	Jamestown	R. R. Conductor	Married	North Dakota	1894	1931, 1933
23	Strutz, R. E.	Jamestown	Minister	Married	Germany	1872	1931, 1933
23	Wright, R. R.	Jamestown	Farmer	Married	North Dakota	1882	1933

MEMBERS OF HOUSE, 1933—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
23	Gilbertson, Ben	Jamestown	Car Dealer; Auctioneer	Single	Minnesota	1879	1933
24	Young, Milton R.	Berlin	Farmer	Married	North Dakota	1897	1933
24	Opdahl, C. H.	Marion	Farmer	Married	Minnesota	1886	1927 to 1933
25	Fitzgerald, J. F.	Merricourt	Rancher	Married	Illinois	1884	1933
25	Nelson, B. L.	LaMoure	Farmer	Single	Norway	1860	1933
26	Dahl, Math	Hazelton	Farmer	Married	Norway	1884	1931, 1933
26	Wolf, Val P.	Hague	Farmer	Married	North Dakota	1901	1931, 1933
27	Falconer, Wm. B.	Bismarck	Farmer	Married	North Dakota	1889	1933
27	Rue, Milton	Bismarck	Contractor	Married	Minnesota	1899	1933
27	Thompson, J. M.	Wilton	Farmer; Auctioneer	Married	Iowa	1864	1925 to 1933
28	Shurr, Fred J.	Lansford	Farmer	Married	Minnesota	1873	1923 to 1933
28	Peterson, Peter	Antler	Farmer	Married	Minnesota	1876	1933
28	Svingen, C. O.	Bottineau	Farmer	Single	North Dakota	1889	1925 to 1933
29	Nelson, H. L.	Minot	Farmer	Married	Minnesota	1887	1933
29	Patterson, Jack A.	Minot	Commander, V. F. W. Wire Chief, Telegrapher	Married	Illinois	1895	1933
29	Mostad, Alfred	Minot	Farmer	Married	North Dakota	1891	1931, 1933
29	Muus, Einar	Minot	Lbr. Merchant	Married	Norway	1881	1923 to 1933
30	Godwin, W. J.	Mandan	R. R. Switchman	Married	Virginia	1885	1933
30	Schauss, Gus A.	Mandan	Farmer	Married	North Dakota	1894	1933
30	Nelson, J. T.	Glen Ullin	Retired Merchant and Farmer	Single	Sweden	1856	1931, 1933
31	Hanson, Christ J.	Belfield	Farmer	Married	Minnesota	1879	1933
31	Sticka, Ignatz	New England	Farmer	Married	Russia	1870	1933
31	Born, Fred	Richardton	Meat and Livestock	Married	Germany	1883	1933
32	Treffry, W. W.	New Rockford	Farmer	Married	Michigan	1877	1927 to 1933

MEMBERS OF HOUSE, 1933—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
32	Rindy, H. A.	Carrington	Farmer	Married	Wisconsin	1869	1933
33	Aljets, Geo.	Carrington	Farmer	Married	Kansas	1882	1927 to 1933
33	Broschat, C. L.	Cathay	Farmer	Single	Germany	1895	1933
34	Ettestad, Ole	Balfour	Farmer	Married	Norway	1876	1917 to 1933
34	Henrickson, H. M.	Simcoe	Farmer	Single	Norway	1877	1929 to 1933
34	Niewoehner, H. F.	Upham	Farmer	Married	Kentucky	1876	1931, 1933
35	Swett, Herbert F.	Steele	Insurance	Married	Dakota Territory	1888	1923, 1925, 1927, 1931, 1933
35	Kapfer, H. G.	Anamoose	Farmer	Married	Germany	1873	1927 to 1933
36	Anderson, D. L.	Burnstad	Retired Lawyer and Rancher	Married	Pennsylvania	1863	1933
36	Piper, H. D.	Ashley	Hail Adjuster; Farmer	Married	California	1878	1933
36	Bettenhausen, W. H.	Wishek	Farmer	Married	Illinois	1889	1933
37	Lynch, M. H.	Lidgerwood	Car Dealer	Married	North Dakota	1893	1923, 1927, 1929, 1933
37	Morgan, C. H.	Walcott	Farmer	Married	Illinois	1872	1929 to 1933
38	Hanson, C. J.	Litchville	Imp. Dealer	Married	Norway	1870	1929 to 1933
39	Olson, C. T.	Bowman	Farmer	Married	Wisconsin	1884	1933
39	Place, W. S.	Ranger	Farmer	Married	Pennsylvania	1867	1929 and 1933
39	Noben, Nels P.	Beach	Farmer and Machine Dealer	Married	Iowa	1877	1933
40	Homnes, George P.	Croqsbey	Farmer	Married	Maine	1881	1927 to 1933
40	Owings, Richard A.	Lignite	Farmer	Married	Maine	1881	1927 to 1933
40	Twete, Einar	Wildrose	Farmer	Single	Norway	1885	1929 to 1933
41	Sannes, R. C.	Banks	Farmer	Married	Minnesota	1884	1933
41	Erickson, F. W.	Charbonneau	Farmer	Married	Minnesota	1885	1933

MEMBERS OF HOUSE, 1933—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
42	Hagen, Lewis	Pleasant Lake	Farmer	Married	Norway	1875	1933
42	Peters, D. L.	Wolford	Farmer	Married	Virginia	1870	1921 to 1933
43	Sundby, Gilbert	Mohall	Farmer	Single	Norway	1872	1931, 1933
44	Swendseid, R. E.	Stanley	Attorney	Married	Minnesota	1881	1927 to 1933
44	Peterson, H. T.	Plaza	Farmer	Married	Iowa	1885	1933
45	Fedje, Ben	Bonetraill	Farmer	Married	Norway	1885	1923, 1927, 1929, 1933
45	Jodock, O. N.	Wildrose	Farmer	Married	Norway	1871	1925, 1933
45	Solberg, Harvey R.	Marmon	Farmer-Laborer	Single	North Dakota	1906	1933
46	Sundby, Ole O.	Ruso	Farmer	Married	Norway	1878	1931, 1933
46	Erickson, John A.	Blackwater	Farmer	Single	Sweden	1878	1927, 1933
46	Scholl, R. R.	Washburn	Garage	Married	Iowa	1891	1931, 1933
47	Endres, Louis	Fort Yates	Retired Banker, Rancher and Soldier	Married	Germany	1870	1933
47	Sprenger, Christ	Elgin	Farmer & Stock Raiser	Married	Rumania	1890	1931, 1933
48	Bailey, J. W.	Emerson	Farmer and Rancher	Married	Canada	1865	1933
48	Isaak, Gottlieb	Dodge	Farmer	Married	South Dakota	1883	1929 to 1933
48	Jensen, Nels P.	Hazen	Farmer	Married	Denmark	1879	1933
49	Espeland, Samuel A.	Bentley	Farmer	Married	Norway	1872	1933
49	Olson, O. C.	Hettinger	Farmer	Married	Iowa	1873	1931 to 1933

ERRATA

- Page 2, line 13, correct initials of K. A. Fitch.
Page 71, correct spelling of "fortitude."
Page 83, line 21, strike out "enrolled and."
Page 148, following line 13, insert "Report of Standing Committees" and strike out lines 23 and 24.
Page 254, line 7, after "Chief" insert "Clerk."
Page 400, strike out line 31.
Page 417, strike out lines 43-48 inclusive.
Page 418, strike out line 51.
Page 475, line 13, after the word "following" insert "Conference."
Page 718, change S. B. 21 to read 121.
Page 757, line 21, strike out "Nos. 144 and."
Page 1468, line 17, strike out "which motion prevailed and the report was adopted."
Page 1590, line 17, "and the."
Page 1590, strike out line 18.
Page 1593, line 6, strike out "be indefinitely postponed" and insert "do pass."
Page 1671-1712 change date to March 2.
Page 1705, line 22, strike out "Senate" and insert "House."
Page 1710, strike out House Bill 294 and title and insert House Bill 297 and title.
Page 1780, insert after line No. 39, "and find the same correctly enrolled."
Page 1780, strike out lines 42, 43, 44 and 45 and insert Senate Bill No. 81 and title.
Page 1795, line 18, strike out the word "not."
Page 1903, strike out H. B. 203, H. B. 133, H. B. 262, H. B. 343, H. B. 308, H. B. 174, H. B. 194, H. B. 15, H. B. 19, H. B. 8.
On page 1903, strike out House Bills 2, 89, 220, 231, 316, 330, 349.
On page 1906, strike out H. B. 289, 123, 131, 188, 189.
On page 1907, strike out H. B. 99, 271, 291, 284, 340, 304, 277.
On page 1908, strike out H. B. 282, 314, 204, 132, 130, 161, 136.
On page 1909, strike out H. B. 52, House Con. Res. No. 12.

Journal of the House



Twenty-third Legislative Assembly

FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 3rd, 1933.

At the hour of twelve o'clock, Meridian, the third day of January, 1933, 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-third Legislative Assembly, assembled in the House Chamber, in the City Auditorium at Bismarck, North Dakota, and were called to order by C. R. Verry, Chief Clerk of the House of Representatives of the Twenty-second Legislative Assembly of the State of North Dakota.

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

DEPARTMENT OF STATE

BISMARCK, NORTH DAKOTA.

January 3, 1933.

Clerk of the House of Representatives,
Twenty-third 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-third Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1.	Pembina	Stone Hillman	Akra
		Mary A. Rathbun	Crystal
		Earl D. Symington	Neche

Dist.	County	Name	Address
2.	Pt. of Ward	J. E. Stoa	Carpio
3.	Pt. of Walsh	P. J. Flaten	Hoople
		M. T. Lillehaugen	Brocket
4.	Pt. of Walsh	Andrew Johnston	Forest River
5.	Pt. of Grand Forks	David Steedsman	Kempton
6.	Pt. of Grand Forks	Arnold E. Sandlie	Grand Forks
7.	Pt. of Grand Forks	D. C. Cunningham	Reynolds
8.	Trail	Karl H. Brunsdale	Portland
		H. W. McInnes	Kelso
		L. C. Odegard	Buxton
9.	Pt. of Cass	K. S. Fitch	Fargo
		J. A. Jardine	Fargo
		A. C. Johnson	Fargo
		Nichol McKellar	Fargo
		L. L. Twichell	Fargo
10.	Pt. of Cass	L. E. Correll	Casselton
		M. H. Holte	Gardner
11.	Pt. of Cass	Carl H. Dittmer	Leonard
		F. Paul Smith	Amenia
12.	Pt. of Richland	Dan R. Jones	Wahpeton
		J. D. Holthusen	Tyler
13.	Sargent	O. C. Anderson	Rutland
		A. N. Lavik	Milnor
14.	Ransom	Martin Larson	Nome
		Martin Lund	Englevale
15.	Pt. of Barnes	Sam Oglesby	Wimbleton
16.	Griggs-Steele	Edw. Savre	Cooperstown
		Bjorn Fuglestad	Cooperstown
		C. F. Carlson	Hope
17.	Nelson	O. B. Larson	Brocket
		R. R. Lofthus	McVille
18.	Cavalier	M. P. Biewer	Dresden
		Wm. M. Crockett	Wales
		E. A. Hill	Wales
19.	Rolette	James McManus	St. John
		Carl Anfinson	Mylo
20.	Benson	Minnie D. Craig	Esmond
		J. C. Hanson	Oberon
21.	Ramsey	C. O. Arneson	Devils Lake
		Edwin Traynor	Starkweather
		Frank Gessner	Penn
22.	Towner	B. W. Lemke	Cando
		W. J. Gilchrist	Cando
23.	Stutsman	W. J. Flannigan	Jamestown
		R. E. Strutz	Jamestown
		R. R. Wright	Jamestown
		Ben Gilbertson	Jamestown
24.	LaMoure	Milton R. Young	Berlin
		C. H. Opdahl	Marion
25.	Dickey	J. F. Fitzgerald	Merricourt
		B. L. Nelson	Fullerton
26.	Emmons	Math Dahl	Hazelton
		Val P. Wolf	Hague
27.	Burleigh	Wm. B. Falconer	Bismarck
		Milton Rue	Bismarck
		J. M. Thompson	Wilton
28.	Bottineau	Fred J. Shurr	Lansford

Dist.	County	Name	Address
		Peter Peterson.....	Antler
		C. O. Svingen.....	Bottineau
29.	Pt. of Ward	H. L. Nelson.....	Minot
		Jack A. Patterson.....	Minot
		Alfred Mostad.....	Minot
		Einar Muus.....	Minot
30.	Morton	W. J. Godwin.....	Mandan
		Gus A. Schauss.....	Mandan
		J. T. Nelson.....	Glen Ullin
31.	Stark	Christ J. Hanson.....	Belfield
		Ignatz Sticka.....	New England
		Fred Born.....	Richardton
32.	Eddy-Foster	W. W. Treffry.....	New Rockford
		H. A. Rindy.....	Carrington
33.	Wells	Geo. Aljets.....	Carrington
		C. L. Broschat.....	Cathay
34.	McHenry	Ole Ettestad.....	Balfour
		H. M. Henrickson.....	Simcoe
		H. F. Niewoehner.....	Upham
35.	Kidder-Sheridan ..	Herbert F. Swett.....	Steele
		H. G. Kapfer.....	Anamoose
36.	McIntosh-Logan ..	D. L. Anderson.....	Burnstad
		H. D. Piper.....	Ashley
		W. H. Bettenhausen.....	Wishek
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	C. T. Olson.....	Bowman
		W. S. Place.....	Ranger
		Nels P. Noben.....	Beach
40.	Burke-Divide	George P. Homnes.....	Crosby
		R. A. Owings.....	Lignite
		Einar Twete.....	Wildrose
41.	McKenzie	R. C. Sannes.....	Banks
		F. W. Erickson.....	Charbonneau
42.	Pierce	Lewis Hagen.....	Pleasant Lake
		D. L. Peters.....	Wolford
43.	Renville	Gilbert Sundby.....	Mohall
44.	Mountrail	R. E. Swendseid.....	Stanley
		Harry T. Peterson.....	Plaza
45.	Williams	Ben Fedje.....	Bonetrail
		O. N. Jodock.....	Wildrose
		Harvey R. Solberg.....	Marmon
46.	McLean	Ole Sundby.....	Ruso
		John A. Erickson.....	Blackwater
		R. R. Scholl.....	Washburn
47.	Grant-Sioux	Louis Endres.....	Fort Yates
		Christ Sprenger.....	Elgin
48.	Mercer, Oliver & Dunn	J. W. Bailey.....	Emerson
		Gottlieb Isaak.....	Dodge
		N. P. Jensen.....	Hazen
49.	Adams-Hettinger..	Samuel A. Espeland.....	Bentley
		O. C. Olson.....	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 3rd day of January, A. D. 1933.

(SEAL)

ROBERT BYRNE,
Secretary of State.

So the roll was called and there were 112 members present, Representative Godwin being absent, so a quorum was declared present.

Representative Lillehaugen moved that the Chief Clerk appoint a committee of three to escort Justice Nuessle of the State Supreme Court to the rostrum, which motion prevailed.

The Chief Clerk appointed Representatives Lillehaugen, Savre and Traynor to escort Justice Nuessle to the rostrum.

Justice Nuessle, upon being escorted to the rostrum, addressed the members as follows:

"This is an impressive moment, ladies and gentlemen. The duties you are about to assume are extremely important and burdensome. I know of no greater responsibility cast upon any body of men and women than the task of framing the laws, and this is especially the case in moments of emergency such as now confront the state and nation. In view of this fact I must ask every one to stand while this oath is administered."

The oath of office was then administered to the 112 members present.

Reverend Father Slag of St. Mary's Catholic Church of Bismarck offered prayer.

The Chief Clerk announced that the first order of business would be the election of a Speaker to preside over the House during the session, and that nominations were now in order.

Representative Swett, in presenting the name of Mrs. Minnie D. Craig, Representative from Benson County, spoke as follows:

Mr. Swett:

"At this time I wish to place in nomination a candidate for Speaker of the House. Mr. Chief Clerk, two years ago about this time I placed in nomination the name of a candidate for Speaker. That candidate was not selected. I am confident that the candidate I am about to place before you for your consideration today will receive the approval of this House.

"We are making history today. I am highly pleased to have the privilege and the honor that has been accorded me of making this nomination. The candidate that I am about to mention is a woman. I believe, Mr. Chief Clerk, that

never before in the history of this state, or so far as I know in the history of the United States—and very likely in the history of the world—never before has a woman been accorded the honor of presiding over a legislative session. So I say again that we are making history here today, not only state but national, and possibly international. Now, in selecting a candidate for Speaker, of course there are many things that must be taken into consideration. There must have been a period of servitude as representative of the people, that one may be familiar with legislative problems. There must also be the support of the predominating faction which offers that candidate as their choice of Speaker. No Speaker can succeed without the support of a majority, and a hearty, free-will support. I am sure the lady I am about to mention has that support. I am further mindful of the fact that through her legislative experience and her happy, sunny disposition, through her voice, and her calm, mature judgment—all the attributes that go toward the making of a successful Speaker—that my candidate is blessed with all of these qualifications, Mr. Chief Clerk and Ladies and Gentlemen of this House, I am very pleased to place before you for your consideration the name of Minnie D. Craig.

“She is a member of some six sessions experience as representative from Benson County and I am sure she will meet with your approval and at the end of this session we can all say we are just as good friends of Mrs. Craig as we are today, and that under her able leadership we may have accomplished many GOOD THINGS for the taxpayers of the State of North Dakota and especially am I pleased to present her name for consideration because I realize that it will be a new arrangement in political thought for women—not only in North Dakota and the United States, but for women all over the world. As a matter of fact, in politics, it is my belief we need more women. I think it will be an encouragement to women all over the world to step out and achieve political honors and take their place in the world’s realm of activities to which they are entitled. Too often we think of women as cooks and help meets but under the new order of things women are beginning to play a larger part in the world of politics—so again I am glad to have the honor and privilege of placing this woman before you for your consideration—MINNIE D. CRAIG.”

Representative Holthusen, of Richland County, presented the name of Rep. J. M. Thompson of Burleigh County as the candidate of the Democratic party for the position of Speaker, speaking as follows:

“On behalf of the Democrats of this State I wish to say that I think at this time we should elect a man who is in line with the National Administration. The man I am presenting is an old pioneer and farmer of this state. He is honest, able and always ready to give the best there is in him, and it gives me great pleasure at this time to present the name of J. M. Thompson of Burleigh County for the office of Speaker.”

Representative Flannigan:

"The pleasure I have in seconding the nomination of Minnie D. Craig for Speaker has not been exceeded by any other act in my experience. She has been a tireless and faithful worker for the people of North Dakota. Stutsman County is proud and honored to have the pleasure of seconding her nomination."

Representative Stoa of Ward County:

"I deem it a great pleasure to have the opportunity of seconding the nomination of Mrs. Minnie D. Craig as our next Speaker."

Representative Johnston of Wash County:

"I take great pleasure in seconding the nomination of J. M. Thompson for Speaker."

Representative Crockett of Cavalier:

"I take pleasure in seconding the nomination of Minnie D. Craig. The people of the northeastern part of the state will be pleased and satisfied at the selection of Mrs. Craig for Speaker."

Representative Hill of Cavalier:

"I am very glad indeed to second the nomination of Mrs. Minnie D. Craig for Speaker. Fifty percent of the votes in the state are cast by the ladies and I think we are giving them real recognition in having our Speaker chosen from among them."

Representative Nelson of Dickey:

"The Democrats today are few in numbers in the House but there were many in the state at the last election, and this is the first time the Democrats have ever presented the name of a Democrat for Speaker of the House. I take pleasure in seconding the nomination of Mr. J. M. Thompson."

The following representatives seconded the nomination of Minnie D. Craig for Speaker: Rep. Niewoehner of McHenry County; Rep. Henrickson of McHenry County, Rep. Treffry of Eddy County.

Representative Scholl (of McLean):

"I have a motion to offer to this assembly. As spokesman for McLean County I would like to add our second to the nomination of Mrs. Minnie D. Craig. Since the first moment, my friends, that I opened my eyes to the light of day I have been very, very closely associated with women. Years ago

when in our judgment we saw fit to give the women the right of suffrage, I supported that movement with pleasure. I have always felt interest in the uplifting benefit of women in our lives. As Mr. Swett has said, in offering the name of Minnie D. Craig for Speaker we are making history. We are recognizing the rights of women in our governmental affairs. Minnie D. Craig has been associated with this legislature for several terms. A good many of us realize her ability. Those of us who have worked with her before know something about her ability, her integrity and her willingness to work. So it gives me a great deal of pleasure, my friends, to offer a second from the delegation from McLean County to the nomination of Minnie D. Craig, and I move that the nominations for Speaker be closed."

Which motion prevailed.

The Chief Clerk called the roll on the election of Speaker.

ROLL CALL

The question being on the election of Speaker, the roll was called and there were 101 votes for Mrs. Craig and 11 for Representative Thompson; absent and not voting, 1.

Those voting for Mrs. Craig were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson,Bottineau
Anderson, Logan	Hommes	Peterson,Mountrail
Anderson, Sargent	Isaak	Piper
Anfinson	Jensen	Place
Arneson	Jodock	Rathbun
Bailey	Jones	Rindy
Bettenhausen	Kapfer	Rue
Biewer	Larson, Nelson	Sandlie
Born	Larson, Ransom	Sannes
Broschat	Lavik	Savre
Carlson	Lemke	Schauss
Correll	Lillehaugen	Scholl
Crockett	Lofthus	Shurr
Dahl	Lund	Smith
Dittmer	Lynch	Solberg
Endres	McInnes	Sprenger
Erickson,McKenzie	McKellar	Steedsman
Erickson, McLean	McManus	Sticka
Espeland	Morgan	Stoa
Ettestad	Mostad	Strutz
Falconer	Muus	Sundby, McLean
Fedje	Nelson, Dickey	Sundby, Renville
Fitch	Nelson, Morton	Svingen
Fitzgerald	Nelson, Ward	Swett
Flannigan	Niewoehner	Swendseid
Fuglestad	Noben	Symington
Gilbertson	Odegard	Thompson
Gilchrist	Oglesby	Traynor
Hagen	Olson, Adams	Treffry
Hanson, Barnes	Olson, Bowman	Twete

Messrs.	Messrs.	Messrs.
Hanson, Benson	Opdahl	Wolf
Hanson, Stark	Owings	Wright
Henrickson	Patterson	Young
Hill		

Those voting for Representative Thompson were:

Messrs.	Messrs.	Messrs.
Brunsdale	Holte	Johnston
Cunningham	Holthusen	Peters
Flaten	Jardine	Twichell
Gessner	Johnson	

Absent and not voting:

Messrs.
Godwin

Pass
Craig

Before the Chief Clerk announced the result of the roll call on Speaker, Rep. J. M. Thompson moved that the vote be declared unanimous for Minnie D. Craig for Speaker. Which motion was duly seconded and carried, and Mrs. Craig was unanimously elected Speaker.

Mr. Swett moved that a committee of three be appointed to escort the Speaker-elect to the rostrum.

Which motion prevailed.

The Chief Clerk appointed Representatives Swett, Stoa and Jones as such committee. The committee escorted Speaker-elect Craig to the rostrum where Judge Nuessle administered the oath of office.

Speaker Craig addressed the assembly as follows:

"Honorable Judge, Fellow Members of the 23rd Legislative Assembly: I am moved beyond words with the honor which you have placed on me. I realize I have a tremendous responsibility to fulfil. It is only with your help that this legislative assembly can be a success. I depend upon you entirely. I wish that you would feel free to call me when you think I am wrong and that you will not talk about things behind my back but will come straight to my face. I promise you I will be Speaker of this whole House and will govern you as fairly and impartially as my ability will allow me to do. I thank you for the great honor you have bestowed upon me and I hope we will have a session which will go down in the history of the State of North Dakota as the most momentous during its entire life as a state. I thank you."

Representative Godwin being now present, the oath of office was administered by Justice Nuessle.

The Speaker announced that nominations were now in order for the office of Chief Clerk.

Mr. Fedje:

"I take pleasure in presenting the name of James P. Curran for Chief Clerk. He is a man of outstanding ability and Williams County takes pride in presenting his name."

Mr. Swett moved that the nomination be closed, which motion prevailed.

ROLL CALL

The question being on the election of James P. Curran as Chief Clerk, the roll was called and there were ayes, 113; nays, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsmann
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

So James P. Curran was declared elected.

At this time the oath of office was administered by the Speaker to James Curran as Chief Clerk.

The retiring Chief Clerk, C. R. Verry, addressed the House as follows:

Mr. Verry:

"I want to express at this time to all the members present, and to members who have been retired the past several sessions, my thanks for the confidence they have placed in me by electing me to the position of Chief Clerk and at one time Secretary of the Senate of this State. I assure you that I retire with the feeling that I have been especially well treated. I want to say that in the past every member of the House and Senate has given to me his absolute cooperation in the handling of the office of Chief Clerk. I ask at this time that you give to my successor, my old friend James Curran, the same undivided cooperation that you have given to me. I have known Mr. Curran a number of years and it is a pleasure that I may turn over the duties of this office to Mr. Curran of Watford City. As I retire I thank you again for your many courtesies extended to me."

Representative Falconer:

"I wish to nominate a young lady as Desk Reporter of this Assembly who has demonstrated to the people of the State of North Dakota through several sessions that she is competent. She has served in that capacity to the credit of herself and of the entire Assembly. I nominate Miss Margaret O. Sheehan for Desk Reporter."

Representative Swett:

"I believe it is not customary to give seconding speeches for the person nominated for Desk Reporter, but this time we are nominating a person of such outstanding ability and outstanding merit that I deem it a pleasure and a privilege. I realize the many letters she has written home to square me with my wife—and that is mostly true of all the other members of this House. Your personal and private correspondence is in safekeeping when you give it to her, and your secrets will not be revealed on any subject. It is only fair that we give her this little boost, and I am happy to second the nomination of Margaret O. Sheehan for Desk Reporter."

Representative Stoa moved that the nominations be closed.

ROLL CALL

The question being on the nomination of Margaret O. Sheehan as Desk Reporter, the roll was called and there were ayes, 113; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jardine	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

The Speaker administered the oath of office to Margaret O. Sheehan.

So Miss Margaret Sheehan was declared elected.

Mr. Swett nominated Howard Thomas of Driscoll for the office of First Assistant Chief Clerk.

Mr. Stoa moved the nominations be closed.

ROLL CALL

The question being on the election of Howard Thomas for First Assistant Chief Clerk, the roll was called and there were ayes, 113; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

So Howard Thomas was declared elected.

Representative Aljets nominated Mr. Walter Martin for the office of Second Assistant Chief Clerk.

Representative Broschat seconded the motion.

Representative Swett moved that the nominations be closed.

ROLL CALL

The question being on the election of Walter Martin as Second Assistant Chief Clerk, the roll was called and there were ayes, 113; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprengr
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twihell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

So Walter Martin was declared elected.

Representative Anfinson nominated Mr. John Clark of Rolette for the office of Sergeant-at-Arms.

Representative McManus seconded the motion.

Representative Flannigan moved the nominations be closed.

ROLL CALL

The question being on the election of John Clark, Rolette, as Sergeant-at-Arms, the roll was called and there were ayes, 113; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espelund	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen *
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

So John Clark was declared elected.

Representative Flannigan nominated Mrs. Bertha E. Cleveland for the position of Bill Clerk, Mrs. Emma Nagle for the position of Post Mistress, Mrs. Clara B. Mikkelson for the position of Chief Stenographer and R. T. Wood for the position of Proofreader.

Representative Godwin seconded the motion.

ROLL CALL

The question being on the election of Bertha E. Cleveland as Bill Clerk, Mrs. Emma Nagel as Postmistress, Mrs. Clara Mikkelson as Chief Stenographer, and R. T. Wood as Proof-

reader, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

So the nominees were duly elected.

Representative Flannigan nominated David Vogel as Special Messenger to the Governor.

Mr. Falconer seconded the motion.

ROLL CALL

The question being on the election of David Vogel as Special Messenger to the Governor, 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	Hillman	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	McManus	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Endres	Espeland	Morgan

So David Vogel was declared elected.

At this time the Speaker administered the oath to the following employees: Clara Mikkelson, Howard Thomas, Bertha E. Cleveland, Emma C. Nagle, R. T. Wood, and John Clark.

Representative Hill moved that the ministers of Bismarck and Mandan, including Rev. Van Horn of McKenzie, be the Chaplains of the House for the 23rd Session, Rev. Van Horn to have two days each week, arrangements as to their individual dates to be agreed upon by the ministers.

Mr. Henrickson seconded the motion.

ROLL CALL

The question being on the election of 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	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson		

Absent and not voting:

Messrs.
Schauss

So the motion prevailed.

Mr. Savre moved that the House proceed to draw for seats

and that the Ex-Speakers with their delegation have the first choice.

Mr. Brunsdale moved an amendment to the motion to provide that the majority floor leader be also given the privilege of choosing his seat, following the two ex-speakers.

The motion prevailed and the House proceeded to selection of seats.

Mr. Swett moved that the Speaker appoint a permanent committee on employment.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Carlson, Flannigan and Erickson of McLean.

Mr. Henrickson moved that the Speaker appoint a temporary committee of three members on correction and revision of the Journal.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Henrickson, Rathbun and Correl.

Representative Peters moved that the Chair appoint a committee of three to notify the Senate that the House was organized and ready to do business.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Peters, Crockett and Owings.

Mr. Flannigan moved that a committee of three be appointed to notify the Governor the House was organized and ready for business.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Flannigan, Lemke and Dittmer.

Mr. Lynch moved that the rules of the 22nd Legislative Assembly be adopted as the temporary rules for the 23rd Legislative Assembly.

Which motion prevailed.

Mr. Flannigan moved that a committee of which the mover was not a member be appointed to meet with a like committee from the Senate to arrange for a joint session.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Crockett, Fitch and Owings.

Representative Twete moved that the Board of Administration be authorized to furnish supplies for the House to be charged to "legislative expense."

ROLL CALL

The question being on the motion of Representative Twete, 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	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill		

Absent and not voting:

Messrs.
Godwin

The Speaker appointed the following committee: Representatives Twete, Jardine and Niewoehner.

Mr. Peters, Chairman of the Committee appointed to notify the Senate the House was organized and ready for business, reported that the Senate had already adjourned; so the message could not be delivered.

Representative Stoa moved that the Speaker appoint a committee on mileage and per diem.

Which motion prevailed.

The Speaker appointed the following committee on Mileage and Per Diem: Representatives Stoa, Traynor and Scholl.

Mr. Opdahl moved that the Speaker appoint a committee of three to make arrangements for committee rooms.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Opdahl, Smith, Swendseid.

Representative Ettestad moved that the Chair appoint a committee of three, to act with a like committee from the Senate, on Printing and Distribution of Bills and Journals.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Ettestad, Lynch and Flannigan.

Mr. Swett moved that the House do recess until 12:45 tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIRST DAY AFTER RECESS AND SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 4, 1933.

The House convened at 12:45 P. M. pursuant to recess taken, Speaker Craig presiding.

Mr. Swett:

"I move that C. R. Verry, Chief Clerk of the 22nd Legislative Assembly be allowed 6 days pay as chief clerk for services rendered in preparing the legislative hall and calling the house to order on January 3rd, also 240 miles of travel at 10c per mile, being from Minot to Bismarck and return, same to be charged to Legislative expense."

Mr. Flannigan seconded the motion.

ROLL CALL

The question being on allowing Verry compensation, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.

Aljets
Anderson, Logan
Anderson, Sargent
Anfinson
Arneson
Bailey
Bettenhausen
Biewer
Broschat
Brunsdale

Messrs.

Holte
Holthusen
Homnes
Isaak
Jardine
Jensen
Jodock
Johnson
Johnston
Jones

Messrs.

Peterson, Bottineau
Peterson, Mountrail
Piper
Place
Rathbun
Rue
Sandlie
Sannes
Savre
Schauss

Messrs.	Messrs.	Messrs.
Correll	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Stoa
Espeland	Lund	Strutz
Falconer	Lynch	Sundby, McLean
Fedje	McKellar	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Gessner	Nelson, Morton	Thompson
Gilbertson	Nelson, Ward	Traynor
Gilchrist	Niewoehner	Twete
Godwin	Noben	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill	Patterson	
Hillman	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hanson, Stark	Rindy
Carlson	McInnes	Sticka
Erickson, McLean	McManus	Treffry
Ettestad	Odegard	
Fuglestad	Oglesby	

So the motion prevailed.

Mr. Twete moved that the House do now adjourn to reconvene at two o'clock.

Mr. Swett seconded the motion.

Which motion prevailed.

SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 4, 1933.

The House assembled at 2:00 o'clock P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Chaplain, Rev. Vater.

The roll was called and there were 113 present.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Godwin	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hanson, Barnes	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

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

Madam 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:

On page 6 strike out lines 33-34.

Correct spelling of the name of Representative Rathbun in Roll Calls and on page 1 and page 18.

On page 20, line 16, strike out the word "Senator" and

insert in lieu thereof the word "Representative". In line 17, after the word "three" insert "to act with a like committee from the Senate."

And when so corrected recommend that the same be approved.

H. M. HENRICKSON,
Chairman.

Mrs. Mary A. Rathbun moved that the report be adopted, which motion prevailed and the report was adopted.

Representative Flannigan moved that the Chair appoint a committee of three to notify the Senate that the House was ready to receive them.

Which motion prevailed.

The Chair appointed the following committee: Representatives Flannigan, Jensen and Rue.

At this time the oath of office was administered to David Vogel by the Speaker.

Representative Flannigan reported that the Senators had already assembled for the Joint Session.

Mr. Swett moved that the House return to the 7th order of business.

Which motion prevailed.

Mr. Swett then moved that the House do now recess to the Joint Session, to reconvene at the close of the Joint Session.

Which motion prevailed.

JOINT SESSION

Joint Session called to order by Lieutenant-Governor Ole H. Olson of New Rockford.

Roll call of the Senate by Secretary of the Senate. All members present.

Roll Call of the House by Chief Clerk. All members present.

Prayer by Rev. Walter E. Vater.

Senator Eastgate moved that the President of the Senate on the part of the Joint Assembly appoint a committee of three to escort Governor Geo. F. Shafer to the rostrum.

Which motion prevailed.

The following committee was appointed: Senator Eastgate, Representative Hanson of Barnes and Representative Twichell.

Senator O. E. Erickson moved that the President of the Senate on the part of the Joint Assembly appoint a committee of three to escort Governor-elect Wm. Langer to the rostrum.

Which motion prevailed.

The following committee was appointed: Senator O. E. Erickson, Representative Twete and Representative Thompson.

Representative Swett moved that the President of the Senate on the part of the Joint Assembly appoint a committee of five to escort the judges of the Supreme Court to the rostrum.

Which motion prevailed.

The following committee was appointed: Representatives Swett, Flannigan and Traynor, and Senator Matthaei and Senator Cain.

Representative Swendseid moved that the President of the Senate on the part of the Joint Assembly appoint a committee of two to escort the holdover elected state officials to the rostrum.

Which motion prevailed.

The following committee was appointed: Representative Swendseid and Senator Atkins.

Senator Whitman moved that the President of the Senate on the part of the Joint Assembly appoint a committee of eight to escort the recently elected state officials to the rostrum.

Which motion prevailed.

The following committee was appointed: Senators Whitman, Brostuen, Fowler and Hamilton; Representatives Peters, Rathbun, Lillehaugen and Lavik.

Speaker Craig moved that the President of the Senate, on the part of the Joint Assembly appoint a committee of two to escort Mrs. William Langer to the rostrum.

Which motion prevailed.

The following committee was appointed: Speaker Craig and Representative Rathbun.

Senator Watt moved that the President of the Senate on the part of the Joint Assembly appoint a committee of two to escort Hon. Frank J. Langer, a member of the First Legis-

lative Assembly of North Dakota, and Mrs. F. J. Langer to the rostrum.

Which motion prevailed.

The following committee was appointed: Senator Watt and Representative Carlson.

Senator Fredrickson moved that the President of the Senate on the part of the Joint Assembly appoint a committee of two to escort Senator Gerald P. Nye to the rostrum.

Which motion prevailed.

The following committee was appointed: Senators Fredrickson and Stucke.

The state officials, with the exception of Governor Langer and Attorney General A. J. Gronna, and others were escorted to the rostrum by the committees appointed for such purpose.

PROGRAM

"The Star Spangled Banner" by the Governor's Band of New Rockford.

Mr. Erickson:

"It is with deep regret that I have to report to this assembly that, by doctor's advice, Governor-elect Wm. Langer will not be able to be present, and that he requests that E. H. Brant of Linton be permitted to read his message. Furthermore, I have here a certificate of appointment of the New Rockford Band as the Governor's private band, and I have been requested to ask you, Mr. President, to present it to the leader of the band. Further, I move that a committee of three be appointed to escort Ex-senator E. H. Brant to the rostrum."

The motion prevailed and the President appointed Senator Erickson, and Representatives Twete and Thompson.

President O. H. Olson:

"This is one of the proudest moments of my life, to stand up here and receive this certificate from the Governor and hand it to the band of my own town. (applause) I am happy because we have this band, and I am happy that they came down here today. It shows the spirit of true friendship and cooperation. It shows that we are big enough to forget and big enough to go together in a cooperative way. (applause) Only a few years ago we, at New Rockford, wanted the Capitol. Today I was told by one of them 'We are bringing the Capitol back to Bismarck', and we are here to celebrate with Bismarck. It shows the right kind of spirit and brotherhood. We are all proud of this State of North Dakota, and it is a great pleasure to me today to present this certificate to our band."

"The North Dakota Hymn" by the audience.

"Salutation of the Flag" by assembly led by Justice Nuessle.

"The State Creed" in unison by audience.

Senator Porter then introduced retiring Governor Shafer as follows:

"Mr. President, Madam Speaker, members of the 23rd Legislative Assembly:

"I am here to introduce to you our retiring governor. He needs no introduction. He has been before you for the last four years and he has made a great governor. He, on retiring, is about now to become a private citizen again, and you may rest assured that he will be a good one. He now has a message which he wishes to impart to you people on this, his retiring from the governor's chair, and so ladies and gentlemen, I wish to present to you, our retiring governor, Mr. George F. Shafer."

Gov. Shafer delivered his message.

"I Love Life" by Bertha Lefor Mecker. (applause)

The oath of office was administered by Justice Nuessle to all state officials-elect with the exception of Governor Langer and Attorney General Gronna.

Former Senator E. H. Brant read Governor Langer's message. (Prolonged applause)

President Olson introduced U. S. Senator Gerald P. Nye to the audience.

Senator Nye:

"Mr. President, Madam Speaker, Governor Shafer, Friends: I specifically asked only an hour before this assembly gathered here if it was expected of me to speak upon this occasion, this afternoon. I was most emphatically assured that it was not. Now look at me. (applause)

"I am not going to infringe on the occasion this afternoon. Clearly the event is one of a local, a state nature. There are many things which I would like to sit down and discuss with you but they have no relation particularly to this situation this afternoon in North Dakota and I want to say but one thing—to repeat a thing I have said previously. An officialdom has never had laid at its door graver responsibilities, a more difficult two years, than lies at the door of Governor Wm. Langer and of the officials of the state, who were sworn in here this afternoon, and of the members of the Senate and House of Representatives of the State of North Dakota, and we are going to have to meet that situation which faces North Dakota. It may be rather cheering to know that that condition is not any more serious, or any more severe than is confronting every other state in our Union. We are going to meet that thing in that courageous

straight-forward manner in which North Dakota has always met her gravest problems—by keeping our feet on the ground, keeping our chins up and never for a moment admitting we are defeated, knowing full well that if we do but carry forward—do the best that we know how—as men and women, trying to serve the interests of the people of North Dakota, there can not be known in North Dakota such a thing as defeat. And in concluding these brief remarks may I ask to join with you who are here this afternoon, in the only tribute that we are able to give this afternoon to one who has looked forward to this day when he might launch upon a program and lead the people of North Dakota. And now we have reached that hour which that man has been looking forward to, and he can not be with us. There is but one thing we can do. Were he here we would give him extended applause. We would praise his message which he has just had read. Is it too much to expect that we might voluntarily rise up in our places and give a ringing round of applause to that man who lies in bed up here in the hospital, impatiently awaiting the time when he can assume those duties which he feels are duties he is going to carry forward in the interest and welfare of, not any class of people of North Dakota, but all of the people of North Dakota.”

(Audience arose. Extended applause.)

“America” by audience.

Benediction by Bishop Vincent Wehrle.

Music by New Rockford Band.

Senator Hamilton moved that the Joint Assembly do now dissolve.

Which motion prevailed.

The House reassembled with Speaker Minnie D. Craig presiding.

Courtesies of the floor were extended to the following: W. E. Stitzel, Bismarck; J. L. Treffey, New Rockford; A. L. Morgan, Walcott; Kenneth Morgan, Walcott; Sam Koamin, Minot; Peter Boeckel, Beulah; A. W. Ponath, Wahpeton; Math Kraker, Wahpeton.

Representative McManus moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 5, 1933.

The House convened at 2:00 o'clock pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Father Slag.

Roll call: All members present.

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

Madam 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:

In Line 10 of page 8 insert a comma after the word "afternoon."

In Line 18, page 8, strike out the words "It is" and insert in lieu thereof the words "Is it".

In Line 37 of page 8 correct spelling of "Boeckel".

And when so corrected recommend that the same be approved.

H. M. HENRICKSON,
Chairman.

Mrs. Rathbun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swett:

"I move you that a committee of three be appointed by the Chair to act with a like committee from the Senate to draw

up suitable Joint Resolutions out of respect to the memory of the late President Coolidge and that a copy of these resolutions suitably engrossed be sent to Mrs. Coolidge."

Mr. Twichell seconded the motion.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Swett, Sandlie and Traynor.

MESSAGE OF GEORGE F. SHAFER

(Outgoing Governor)

TO THE MEMBERS OF THE TWENTY-THIRD LEGISLATIVE ASSEMBLY:

As the last official act of the outgoing administration, it is my privilege to present to you a message containing a brief summary of the progress and condition of state affairs during the past four years, together with such recommendations as appeal to my judgment as being necessary and appropriate at this time. I deem it expedient to confine my recommendations as to new legislation mainly to emergency matters.

STATE FINANCES

First, I shall discuss the financial affairs of the state government. You will be interested to know that, notwithstanding the drastic reduction in tax receipts during the past two years, the state government has continued to conduct all of its business on a cash basis, and has successfully avoided both deficits in the treasury and the necessity for making loans for current operating expenses.

On December 31, 1932, the state auditor reports that all bills on file in his office for the state expenses had been paid in full, leaving a balance in the general fund of \$14,549.36; and that all distributions of state funds have been made, except about \$300,000.00 of state aid to local schools. The balance in the general fund does not include tax payments made to county treasurers during the month of December, which is estimated to be about \$125,000.00, which payments will be reported to the state in the month of January.

As we anticipated, there have been sharp reductions in property tax collections during the past two years. The tax receipts received by the state treasury during the last quarter of 1932, were \$161,000.00 less than those of the last quarter of 1931, \$365,000.00 less than the last quarter of 1930, and about \$500,000.00 less than the last quarter of 1929. Tax receipts received by the state treasury from the 1930 levy, payable in 1931 and 1932, were 13.04 per cent below normal. Tax receipts received by the state treasury from the 1931 levy, payable in 1932, were 25.25 per cent below normal.

The aggregate of all tax receipts received by the state treasury from the levies of 1929, 1930 and 1931, payable in 1930, 1931 and 1932, respectively, were \$1,360,000.00 below normal, of which amount more than \$1,185,000.00 is due the general fund. To state it another way, if tax receipts during the past three years had been normal and expenditures had remained the same, there would now be in the state treasury the sum of \$1,360,000.00 in excess of the present balances, of which sum \$1,185,000.00 would be in the general fund. It is, therefore, apparent that the state has carried on its operations during the past year on a cash basis with more than \$1,185,000.00 of property taxes outstanding due the general fund of the state, which in normal times would have been collected. In addition to the severe reduction in property tax receipts, there has also been a falling off of revenues derived from special taxes accruing to the general fund, including income taxes, cigarette taxes, inheritance taxes, corporation taxes, et cetera. These miscellaneous revenues dropped from the sum of \$1,871,000.00 for the year ending June 30, 1929 to \$1,163,000.00 in the year ending June 30, 1932.

Under these extraordinary conditions, it has only been possible to avoid heavy deficits in the state treasury, with resultant borrowings to meet state expenditures, because of the following facts: First, because of the accumulation in previous years since 1925 of a substantial surplus in the general fund of the state; second, because the state has kept its current expenditures, not only within the budget allowance, but within available revenues; and, third, because of a reduction in current maintenance expenses of the state penal, charitable and educational institutions of approximately \$500,000.00 annually, inaugurated by the board of administration on July 1, 1932. The total expenditures from the general fund in 1932 were \$4,014,326.20 as compared with \$5,463,146.05 in 1931, including \$307,125.55 from the appropriation for Capitol building purposes included in the general fund (being a part of the sum of \$430,000.00 derived from fire insurance on the old Capitol building which was turned into the general fund).

It has, of course, been a comparatively easy matter to carry along on a cash basis the business of those certain departments, such as the state highway department, the state game and fish department and others, which operate on special incomes, because such special incomes, not being dependent on property taxes, have not greatly diminished in amounts, and, accordingly, it has not been so difficult to estimate probable revenues available from those sources, or to keep current expenditures within such estimates. The officials in charge of those departments whose sources of operating revenue are not derived from the general fund, have, however, scrupulously guarded their budgets and have carefully avoided incurring expenses, or creating obligations in excess of their diminishing incomes.

The greatest financial problem confronting the incoming administration will be that of carrying on the usual func-

tions of the government during the next year without a substantial deficit resulting in the treasury, and without borrowing for current expenses, in view of the large amount of taxes which are now outstanding and the poor prospects of an improvement in the ratio of tax payments for the next several months. Either an overdraft in the general fund, or temporary loans will likely be necessary to meet state payrolls during the months of January and February, but on March 1st, the first delinquency date on the 1932 taxes, there will occur a heavy payment of the 1932 tax levy, which will include taxes paid by railroads and other public utilities. The revenues from this source should enable the state treasury to carry on without serious difficulty until the prospects for next season are known, provided the legislature refrains from making any emergency appropriations payable prior to July 1st.

Prior to 1925, the state institutions frequently borrowed funds from the Bank of North Dakota in order to meet monthly payrolls during low tax payment periods of the year, and subsequently repaid such loans when tax receipts increased. In 1924, these institutional loans amounted to over \$1,000,000.00. The necessity for such loans was not due in any way to adverse economic conditions, but to the fact that at that time there was not an adequate surplus in the state treasury to carry the payrolls of these state institutions during the low tax paying seasons, which occur every year even though the tax levies were sufficient to meet the appropriations when such tax levies were paid by the taxpayers. This unsatisfactory method of doing business could only be overcome by accumulating a surplus of \$1,000,000.00, or more, over and above the liabilities of the treasury, to tide over the monthly demands of the state during slack tax paying seasons. Had it not been for the vision of those officials who created this surplus, the state treasury would have been seriously embarrassed many months ago. When tax payments again become normal, a large part of this surplus will again be available in the treasury to facilitate the operation of the government on a cash basis, provided, of course, we do not, in the meantime, increase the liabilities of the treasury over available revenues.

It is a matter of genuine satisfaction to the retiring officials to be able to relinquish the affairs of the state government to their successors in times, such as these, free of large deficits, large borrowings to meet treasury requirements, or unbalanced budgets, that trinity of complications which has not only greatly disorganized the financial affairs of the federal government during the past two years, but has disarranged the finances and impaired the credit of many of our sister states. I trust that this fortunate condition may be continued as long as it is humanly possible to maintain it.

ELIMINATION OF PENALTY AND REDUCTION OF INTEREST ON DELINQUENT TAXES

While on the subject of reduced tax payments, I desire to recommend the passage of an emergency measure providing that where real estate has been sold to the county for de-

linquent taxes, the tax debtor be given the privilege of r deeming his property from such tax sale by paying the principal of the taxes with the penalty eliminated and the interest reduced to 5 per cent. A similar measure was passed in 1925, which served to relieve thousands of delinquent taxpayers and encouraged them to make a special effort to pay up their back taxes. Present conditions in the state amply warrant an emergency measure of this kind. If it is adopted, and financial conditions in the state improve only slightly within the next year, there will be many hundreds of redemptions from tax sales that would not otherwise be made.

I would also advise liberalizing the law providing for the redemption of property that has passed to the counties on tax deeds as a relief measure to aid those taxpayers who have suffered the loss of their property for taxes, to reclaim such property.

REPORT OF BUDGET BOARD

The report of the state budget board, containing its recommendations for appropriations for the ensuing biennial period, has been prepared, and is ready to be submitted to you. It is the duty of this board to formulate a state budget, which is within the estimated revenues of the state for two years beginning on July 1st; in other words, to present a balanced budget, and this, you will note, the budget board has done.

In performing its task this year the budget board was confronted with a condition that has never before faced a similar board in this state, namely, a reduction in the assessed valuation of property for taxation purposes of nearly 50 per cent in two years, and the necessity of framing a state budget sufficient to carry on the essential functions of the government and yet keep its totals within the drastically reduced revenues available from property taxes under such reduced valuations. The assessed valuation of real and personal property for taxation purposes in North Dakota in 1930 was \$1,000,642,000.00. After subtracting the reductions in the valuations of real and personal property, resulting from the assessments of 1931 and 1932, and applying the change in the valuation basis from 75 per cent to 50 per cent, as provided in the initiated measure adopted at the last primary election, the assessed valuation of the state for 1932 tax purposes was brought down to the sum of \$567,526,000.00. Thus, you will observe that the maximum available tax revenues for the state treasury under the four mill levy authorization contained in the State Constitution, has been reduced from about \$4,000,000.00 per annum in 1930 to slightly over \$2,000,000.00 per annum in 1932.

Taking into consideration these new factors in the revenue situation, as well as the financial condition of the people, the budget board has prepared a budget calling for a total appropriation from the general fund for the next biennium in an amount of \$2,804,527.39 less than the budget passed by

the last legislative assembly. There is also a reduction of nearly \$100,000.00 in the operating budgets of the motor vehicle registration department, highway department, workmen's compensation bureau and state game and fish department, no one of which departments receives any monies from the general fund. The budget presented, which totals the sum of \$5,763,906.53, to be appropriated from the general fund, is about \$300,000.00 less than the total estimated revenues which will accrue to the general fund from property taxes and miscellaneous incomes during the biennial period.

In order to bring about such a drastic reduction in the state budget, the board has eliminated all requests for new buildings and new improvements at the several state institutions; it applied a uniform 20 per cent reduction in all salaries and compensation for state officers and employees paid from the general fund; and it also eliminated the item of \$640,000.00 for state aid to local schools. This last named elimination was made, not as a matter of choice, but as a matter of necessity. Present available revenues for the next biennium is not sufficient to provide for the proper maintenance of the state government and also provide state aid to local schools on the basis heretofore given. Should the legislature restore the appropriation for state aid to schools, it will be necessary for it to provide new sources of revenue to meet the appropriation.

In my judgment, the essential functions of the state government, including the maintenance of its penal, charitable and educational institutions, can be carried on efficiently during this emergency without any increase in the appropriations recommended by the budget board, and without the necessity of providing any new taxes, or any new sources of revenue. I believe that the condition of the times and the necessities of the people demand that no new tax burdens be created at this time.

STATE BONDED INDEBTEDNESS

May I now give you a summary of the situation in respect to the present bonded indebtedness of the state and the condition of the sinking funds provided for their retirement.

On January 1, 1933, the bonded indebtedness of the State of North Dakota was as follows:

Bank of North Dakota Capitol Bonds	\$ 1,000,400.00
Mill and Elevator Construction Bonds	3,000,000.00
Mill and Elevator Milling Bonds	750,000.00
(for operating capital)	
Real Estate Bonds (for farm loan purposes)....	38,347,800.00
Total	\$43,098,200.00

The purposes of these bond issues are indicated by the titles of each series described. There are no outstanding bonds against the state for any strictly governmental purpose.

BANK OF NORTH DAKOTA BONDS

On July 1, 1919, the state issued \$2,000,000.00 of unsecured bonds, bearing interest at the rate of 5 per cent, to provide the capital for the Bank of North Dakota, which was organized in August of that year. \$1,000,000.00 of these bonds matured on July 1, 1929, ten years after issuance, and were paid when due entirely by taxation. The second installment of \$1,000,000.00 of such bonds will mature on July 1, 1934.

There is now in the bank bond sinking fund in the hands of the state treasurer, the sum of \$1,000,000.00, the full amount required to retire this issue when due. \$300,000.00 of this amount has been provided from taxation and \$700,000.00 has been paid over to the state treasurer by the Bank of North Dakota from earnings. The annual interest on this installment of bank bonds, amounting to \$50,000.00, has been paid by the Bank of North Dakota from earnings since 1929. Prior to that date, the annual interest on the total of \$2,000,000.00, amounting to \$100,000.00, was paid by taxation. It will, therefore, appear that full provision has been made for the retirement of all outstanding Bank of North Dakota capital bonds.

MILL AND ELEVATOR BONDS

In 1923, there was outstanding the amount of \$4,500,000.00 in state bonds for the construction and operation of the State Mill and Elevator, consisting of \$3,000,000.00 of bonds, bearing interest at rates from 5½ to 6 per cent, issued for construction purposes, and \$1,500,000.00 in bonds bearing interest at 5¼ per cent, issued for operating capital.

There have been retired, entirely from taxation, \$750,000.00 of these operating bonds. A further instalment of \$250,000.00 of such operating bonds will mature on July 1, 1933, and the remaining \$500,000.00 of operating bonds will mature on July 1, 1938. No construction bonds have matured, and the first instalment thereof, amounting to \$500,000.00, will mature on July 1, 1937.

On December 1, 1932, there was \$230,000.00 in the sinking fund for the Mill operating bonds, which amount, together with proceeds from tax levies heretofore made for that purpose, will provide sufficient money to retire the \$250,000.00 instalment falling due this year. \$100,000.00 of this sum was paid over to the state treasurer by the State Mill and Elevator in 1932 from current earnings.

On December 1, 1932, there was \$125,000.00 in the sinking fund for the Mill construction bonds and \$223,195.00 in the construction bond interest fund. So far, there have been no tax levies made for retiring Mill construction bonds. The above amount was paid to the state treasurer by the State Mill and Elevator in 1932 from the Mill depreciation reserve account. In view of the fact that there is a depreciation reserve of about \$700,000.00 carried on the books of the Mill and Elevator, from which transfers to the state treasurer may be made from time to time for construction bond retire-

ment purposes, it is not likely it will be necessary to levy any taxes for the payment of the \$500,000.00 instalment of construction bonds which will come due in 1937.

Since 1930, the State Mill and Elevator has paid over to the state treasurer the sum of \$454,000.00 from current earnings, for the payment of interest on construction bonds which item amounts to approximately \$172,000.00 annually.

From the foregoing information, it will appear clear that adequate provision has been made up to this time for the retirement of all bonds issued by the State for the Mill and Elevator which will mature in the next five years.

REAL ESTATE LOAN BONDS

There were outstanding on December 1, 1932, state bonds issued for farm loan purposes in the sum of \$38,347,800.00. Of these bonds the following will mature within the next five years:

Series	Interest Rate	Date Due	Amount
Real Estate Series D	5 %	January 1, 1934....	\$1,000,000.00
Real Estate Series E	5¼ %	January 1, 1934....	650,000.00
Real Estate Series F	5 %	January 1, 1935....	200,000.00
Real Estate Series G	4½ %	January 1, 1935....	800,000.00
Real Estate Series A	5¾ %	January 1, 1936....	39,700.00
Real Estate Series A	5¾ %	January 1, 1936....	80,000.00
Real Estate Series H	4½ %	July 1, 1936	800,000.00
Real Estate Series B	6 %	January 1, 1937....	500,000.00
Total			\$4,069,700.00

On December 1, 1932, there was the sum of \$3,176,668.57 in the real estate bond sinking fund, of which \$614,443.82 is invested in North Dakota real estate bonds of early maturities. If all past due instalments on farm mortgages held by the state had been paid, there would be about \$3,944,000.00 in this sinking fund, but the normal accruals to this sinking fund have suffered on account of the heavy delinquencies now existing on such farm mortgage instalments, further reference to which I shall make later in this communication.

However, you will note that there is now sufficient money on hand in this sinking fund to retire all the real estate bonds that will mature in 1934 and 1935, leaving \$526,000.00 to apply on the instalment of bonds maturing in 1936. It is also apparent that unless payments on farm mortgages held by the state substantially improve by 1935 the state will be obliged to begin making large tax levies to maintain the solvency of the real estate bond sinking fund. I shall discuss the matter of interest on real estate bond issues in connection with the subject of the farm loan business considered later under that title.

BANK OF NORTH DAKOTA

The most important financial institution of this state is the Bank of North Dakota. It is the custodian of over \$18,000,000.00 of funds, consisting of all of the public funds of the state and its several institutions, and many millions belonging to the political subdivisions of the state. We shall turn the management of the bank over to our successors, not only in a solvent condition, but in a sound financial condition as tested by the most severe test known to the banking world. Everyone knows that the most risky investment for public funds during the past three years has been in inadequately secured private securities, and that, on the other hand, the safest, as well as the most liquid of investments, have been those made in government securities. For many years, the bank management, of which I have had the honor of being a member for ten years continuously, has invested most of the funds of the Bank of North Dakota in government securities, consisting of securities of the United States government, bonds of the State of North Dakota, and bonds, warrants and certificates of indebtedness of public subdivisions in good financial condition. Only a small percentage of the bank funds have been invested in other forms of collateral. I give herewith a statement of the resources and liabilities of the Bank of North Dakota at the close of business on December 31, 1932, which illustrates this bank policy:

Resources

N. D. Mill & Elevator Milling		
Bonds	\$ 425,000.00	
N. D. Mill & Elevator Bonds	59,000.00	
N. D. Banks Series Bonds	14,000.00	
N. D. Real Estate Bonds	6,496,000.00	
U. S. Gov. Securities	3,130,000.00	
U. S. Liberty Bonds	6,800.00	\$10,130,800.00
Premium Paid on Bonds		44,353.75
Premium Paid on Milling Bonds		5,437.31
Coupon Account		169,456.25
Correspondent Banks	3,139,748.43	
Cash Items	11,664.00	
Cash on Hand	41,033.83	
Items out for Collection	105,231.51	
Special Collections	54,716.29	3,352,394.06
Bills Receivable & Discounts:		
Loans to Open Banks	40,021.10	
Loans on Closed Banks	114,005.26	
Loans on Other Collateral	147,562.07	
Homebuilders Contracts & Notes	78,590.50	
Due from State Treas. on R. E. Mtgs. Assigned	629,150.11	
Revolving Fund—Farm Loan Department	275,000.00	
Revolving Fund—Collection Department	800,000.00	
Tr. to Public Institutions	3,000.00	2,087,329.04

Certificates of Indebtedness—	
Public Subdivisions	4,868,040.98
Warrants	122,991.03
Certificates of Indebtedness, Depositors'	
Guaranty Fund	61,131.86
Receivers Cert. of Proofs of Claims	44,593.23
Furniture & Fixtures	29,140.04
Bank Building & Building Account	96,219.72
Other Real Estate	50,114.06
Real Estate Sold on Contract	32,091.96
Expenses Farm Loan Department	207,440.93
Expenses Paid	
Interest Paid	
	<hr/>
	\$21,301,534.22

Liabilities

Capital	\$ 2,000,000.00
Due State Treas. on Bank Bond Interest	125,000.00
Reserve for Retirement of Bank Bonds, Principal	
Profit & Loss—Being Net Gain	436,669.58
Discount on Government Securities Purchased	
Discount on Real Estate Bonds Purchased.....	
Bills Payable: Reconst. Finance Corp.	475,000.00
Suspense Account	
Rent Account	
Exchange Received	
Insurance Commissions	
Interest Received on Closed Banks—Bills Payable	
Interest Received	
Premium Rec'd on Bonds Sold	
Reserve for Bond Premium on Bonds	8,634.71
Certificates of Deposit Outstanding	9,626,403.30
Cashier's Checks	215,978.81
Individual Accounts	898,263.82
Due to Dep. Banks Reserve	163,315.25
County Treas. Custodian of Sinking Fund	881,685.59
General Fund Due County Treas.	1,372,978.22
General Fund Due City Treas.....	139,909.39
General Fund Due Township Treasurer	628,603.66
General Fund Due School Treas.	1,170,769.54
General Fund Due State Treas..	2,045,447.86
General Fund Due State Institutions	1,112,874.49
	<hr/>
	18,256,229.93
	<hr/>
	\$21,301,534.22

Statement for December 31, 1932.

First National Bank, Minneapolis	\$ 631,751.06
First National Bank, St. Paul	680,048.46
First & American National Bank, Duluth	102,703.31

Continental-Illinois Bank & Trust Co., Chicago	277,116.79
Empire Trust Company, New York City	326,435.23
Spitzer Rorick Tr. & Sav. Bank, Toledo	119,101.64
National City Bank, New York City	676,558.71
Northwestern National Bank, Minneapolis	145,341.13
American National Bank, St. Paul	105,692.10
Due from Reserve Banks within the State	75,000.00
	\$3,139,748.43

During the first two years of the bank's existence, it suffered losses, for which charge offs have been made, out of earnings, of \$1,607,486.99. These severe losses resulted largely from a policy of advancing the funds of the bank to private banks, either in the form of inadequately secured loans, or in the form of redeposits entirely unsecured. Since the private banks that received these loans were generally the weaker rather than the stronger banks in the state, their subsequent closing brought inescapable losses to the Bank of North Dakota, and through it, to the state.

Since 1923, the Bank of North Dakota, exclusive of the farm loan department, has been on a profit making basis, and shows earnings above operating expenses of approximately \$3,052,000.00. During the past four years these gains have been as follows:

1929	\$418,025.89
1930	473,526.21
1931	386,266.12
1932	393,348.13

These profits have been used, first, to charge off losses suffered under the first administration; second, to pay interest and principal on the bank capital bonds since 1929; and, third, for surplus reserve for the future.

This favorable condition exists only because, for ten years, the Industrial Commission has elected to take no chances with the millions of public funds on deposit in this bank; because, during this period the bank has uniformly obtained most of its income in the form of interest maturing on its investment in government securities, and because no losses have been suffered to absorb the income.

I sincerely hope that this conservative and safe policy of operating the Bank of North Dakota will not be changed. There are times when we may be tempted, in the distress of the people, to authorize the use of these tax monies and sinking funds, or the credit of the Bank of North Dakota, to serve the needs of private citizens and private business. Let me warn you that there is great danger in such a banking policy should the Bank of North Dakota ever again embark in it, because the capital of this bank consists largely of those public monies raised by taxation to operate the government, both state and local. The Bank of North Dakota, because it is the custodian of so many millions of public funds, is the key to the public credit structure of the state,

and any impairment of that credit will bring untold injury to the state. Let the public funds and the public credit of the state remain a sacred trust, never to be violated, no matter what the temptations of the hour may be.

LOAN FROM RECONSTRUCTION FINANCE CORPORATION FOR SCHOOL DISTRICTS

For many years, the Bank of North Dakota has conducted its operations without borrowing any funds for any purpose. Even in the critical period through which we have been passing during the past three years, the Bank has not found it necessary to borrow money for any state requirement. During the last few weeks, however, many school districts in North Dakota found themselves in critical circumstances, even in many cases where they show excellent financial statements as to their condition of resources and liabilities. The drastic reduction in tax receipts this year and inability to sell certificates of indebtedness through private credit sources, has brought a crisis of such character to many of these districts, that, unless relief is afforded them, they will be obliged to close their schools for many months.

School districts, as such, are not eligible to borrow money from the Reconstruction Finance Corporation, but the Bank of North Dakota eligible to do so. Therefore, in view of this crisis, the management of the bank decided in December to make a loan from the Reconstruction Finance Corporation for the sole purpose of reloaning the funds so borrowed to school districts on certificates of indebtedness, as a temporary relief measure. A loan of \$475,000.00 was accordingly negotiated, which loan is secured by a pledge of North Dakota real estate bonds, and the proceeds thereof are now being advanced to these distressed school districts. If care is exercised in making these loans, we believe there is no risk of loss in them.

The Bank of North Dakota has heretofore loaned funds in the amount of \$2,613,040.98 to various public subdivisions, including counties, school districts and cities. Following the drought disaster of 1931, many counties, as well as school districts, in Western North Dakota, found themselves in financial difficulty and many of them borrowed from the Bank of North Dakota. Under the conditions which have prevailed this fall, however, the management of the bank has deemed it wise to preserve all of the liquid resources of the bank, except real estate bonds, of which there is a large supply on hand, to insure its continued ability to meet the demands of its public depositors during the coming year, as well as such emergency credit demands as the state may need during the coming months.

FARM LOAN DEPARTMENT

The Bank of North Dakota operates a farm loan department as agent of the state. The procedure is for the bank to advance its funds to the borrowers on first mortgages, assign such mortgages to the state treasurer, who holds them as

trustee for the state, and the state then issues and sell its bonds to reimburse the bank, retaining the mortgages as security to the bonds. As a rule, the bank buys the bonds, thereby investing its funds in them, and thereafter resells such bonds to private investors as circumstances require. Following this plan the bank has made a total of \$40,464,272.95 to 16,429 farmers since the organization of the department. \$9,622,200.00 of such farm loans were made during my administration.

For several years the bond market for North Dakota real estate bonds had continued to improve, and in the early part of 1931 the Industrial Commission sold real estate bonds bearing interest as low as 4 per cent, at par. Later, in 1931, and in the early part of 1932, the market for North Dakota State bonds, as well as bonds of the United States Government, declined in value. In 1932, two events occurred which severely shook the confidence of investors in North Dakota bonds; one was the sale of an issue of rural credit refunding bonds by the State of South Dakota, at a rate as high as 6½ per cent; and the other, the organized agitation for, and the submission to the voters of our state of two measures purporting to declare a moratorium on contract debts and taxes. The first of the last named measures was submitted to the people at the June Primaries. The public knowledge of this action, which was advertised throughout the country, resulted in completely closing the market for North Dakota bonds of any character at any price within the terms authorized by law (the law provides that state bonds may not be sold below par). Realizing the uncertainty of selling any further real estate bonds in the immediate future, at least, the Industrial Commission suspended all farm loan operations on July 1, 1932. In September, the Industrial Commission authorized the Manager of the Bank of North Dakota to make an application to the Reconstruction Finance Corporation for a loan of \$3,000,000.00, and to pledge real estate bonds as security therefor, for the purpose of enabling the farm loan department to continue farm loan operations during this economic emergency, but, owing to the pendency of the second moratorium measure, the Reconstruction Finance Corporation declined to act upon the application until the moratorium threat was definitely out of the way. Following the defeat of this measure, the officers of the Reconstruction Finance Corporation indicated their willingness to proceed with the application, but in view of the forthcoming change in the administration of the Bank of North Dakota, soon to take place, the Industrial Commission concluded that it would be unwise to commit the future management of the Bank to the obligation of such an undertaking, and, accordingly, the application was withdrawn.

The theory of the farm loan policy of the state, under which the state has been operating since 1919, is that, while the credit of the state is directly pledged by the issuance of real estate bonds, the income from interest and principal payments on the mortgages taken, will pay the interest and principal of the bonds issued therefor, and thus avoid any burden on the taxpayers. Unfortunately, this theory has not

worked out as well as hoped for. In practice, delinquencies in mortgage instalment payments began immediately in 1919 and continued each year thereafter, so that between 1921 and 1924, inclusive, the state was obliged to, and did make property levies amounting to \$960,000.00 in order to obtain the additional funds necessary to pay the interest on the real estate bonds. Between 1924 and 1930, this department, with the aid of the tax levies referred to, was self-supporting; that is to say, the mortgage interest payments received were sufficient to discharge the full amount of the bond interest falling due each year. In 1930, there was a deficit in the interest collections, and the state treasurer borrowed funds from the Bank of North Dakota to make bond interest payments, and thereafter, in 1931, the deficit, not having been overcome in the meantime, the Board of Equalization made a tax levy of \$211,305.66, in accordance with the provisions of the law in such cases. In the period between July 1, 1931 and July 1, 1932, the shortage in the mortgage interest collections became so large that the state treasurer was compelled to increase her borrowings for bond interest payment purposes to \$1,630,000.00. This condition obliged the Board of Equalization to include in its 1932 tax levy the further sum of \$1,509,620.00 for the real estate bond interest fund. This brings the total of tax levies made to date for real estate bond interest up to \$2,681,380.90. During 1931 and 1932, delinquencies in mortgage interest payments amounted to approximately 66 per cent of the total amount due, thus throwing about two-thirds of the burden of bond interest payments on the taxpayers of the state. In view of present conditions, it seems probable that this ratio of delinquencies in mortgage interest payments will continue at least until another crop has been harvested; and, hence, another levy of \$1,500,000.00 will undoubtedly be required in 1933 in order to keep the bond interest payment fund in condition to meet interest coupons upon maturity.

As a result of these delinquencies, many of which have extended over a period of years, there have been many foreclosures necessary and much land has been taken over by the state. The report of the board of auditors discloses that on September 1, 1932, the state had taken title to 361,771 acres of land, consisting of 1,344 tracts, and involving a total investment of \$4,480,955.00, including principal, interest, taxes and foreclosure costs, and there was at that time in the process of foreclosure further mortgages involving an investment of \$1,879,276.62. The farm loan department has been lenient in its foreclosure policy, giving the delinquent borrowers as a rule from two to three years in which to pay back interest instalments, and only resorting to foreclosure where there appeared to be no prospects of the borrower ever paying up. Last year, foreclosures in the so-called drought area were practically suspended altogether.

This condition of the farm loan department of the Bank of North Dakota, which has been made acute by the general economic emergency of the times, offers a most serious problem for the state. My personal judgment is that no further farm loans ought to be made beyond the present legal author-

ization, which amount would cover all uncompleted applications on file; and that thereafter, no new extension of state credit be authorized for this purpose. Should we continue this state farm loan policy indefinitely, it might easily result in tax levies for bond obligations in an annual amount exceeding the total yearly operating expense of the entire state government.

STATE HIGHWAY DEPARTMENT

I am pleased to be able to give you a very satisfactory report on the progress of the State Highway Department.

During the past four years, we have increased the mileage of graded highways constructed under Federal specifications and with Federal aid, from 3912 miles to 5590 miles, a gain of 1678 miles. The mileage of graveled roads has been increased from 2231 to 4336, a gain of 2185 miles. In addition, there have been 133 miles of highway surfaced with subgrade oil, 141 miles surfaced with oil mix and 21 miles paved. On January 1, there was under contract for construction next year, 390 miles of new grading work, 385 miles of new gravel, 147 miles of new oil mix and 8 miles of new paving. As you know, our Federal Highway System, which has been under construction for several years, consists of 7456 miles. When the new projects carried under contract, are completed, we will have a total of nearly 6000 miles of graded highways, of which 4721 miles will be graveled, 133 miles surfaced with subgrade oil, 288 miles with oil mix and 29 miles paved.

COST OF STATE HIGHWAY CONSTRUCTION

The total cost of this highway construction work from January 1, 1929 to December 31, 1932, was \$16,026,986.27, consisting of \$3,402,079.37 contributed by the counties, \$4,831,596.83 of state funds (derived entirely from motor vehicle registration fees and gasoline taxes) and \$7,036,529.83 provided by the Federal Government.

I am particularly glad to be able to inform you that all of this highway construction work has been completed, together with current maintenance, without the issuance of any bonds or the creation of any form of debt against the credit of the state. We have built our state highway system to this point on a pay-as-we-go basis from revenues obtained from the Federal Government, state revenues received from gasoline taxes and a share of motor vehicle registration fees, and from county contributions equal to 25 per cent of the cost of construction. Furthermore, all claims for highway construction work, and otherwise, have been paid in full to date, leaving a cash balance in the state highway construction fund on January 1st of \$24,040.81, besides \$570,001.02 advanced to the Federal Government in anticipation of Federal aid, which amount will be reimbursed to the state as a matter of course. Funds for the new projects under contract to be completed this year will be available from the sources above described, provided these sources of highway revenues are not diverted.

The state highway department has conducted all of its operations, for both construction and maintenance, on a cash basis, and strictly within its budget, which is set up annually, and with a degree of economy and efficiency which reflects real credit upon the officials in charge.

HIGHWAY REVENUES

Highway revenues have not fallen off as sharply as property taxes or income taxes. In 1931, the highway construction fund received \$709,021.15 as its share of the motor vehicle registration fees, the counties received a like amount; while in 1932, it received \$721,915.31 from the same source. In 1931, the highway department received \$1,310,000.00 from gasoline tax collections, and in 1932 it received \$1,240,000.00. In view of the comparative stability in these sources of income, it is not probable that the highway department will be embarrassed for lack of having state revenues during the coming season, although the possibility of securing a further large allotment of Federal aid now seems very remote.

The state received the benefit of two special Federal aid appropriations for highway construction purposes during the past two years, which enabled the department to keep new construction work going on a large scale during both 1931 and 1932, the season of 1932 being the largest construction year in the history of the state. In addition to the regular Federal aid allotments, we received about \$1,200,000.00 from the Federal emergency appropriation made by Congress on December 20, 1930 (to be expended in 1931), and a further sum of \$1,933,000.00 in July, 1932, only about \$600,000.00 of which has been expended to date.

HIGHWAY MAINTENANCE EXPENDITURES

The annual maintenance expenses for the state highway system has diminished during the past two years, notwithstanding the increase in the total mileage requiring maintenance. In 1930, maintenance expenditures for 4,787 miles was \$1,253,388.95 (including snow removal), an average of \$261.83 per mile, while in 1932, 5700 miles of highway was maintained at an aggregate cost of \$1,165,260.08, or an average of \$204.43 per mile.

PAVING

You will observe the small amount of highway paving that has been done. In the judgment of the department, the only highways in the state where paving has really been needed is limited to the highway between Bismarck and Mandan and the highway leading west from Fargo to Buffalo, where, owing to the dense traffic and peculiar soil conditions, no other form of surfacing will stand the strain, although other methods of surfacing was tried out. The experiment in the use of oil mix surfacing, of which we now have 141 miles completed, has proven to be a very satisfactory substitute for paving in all upland sections of the state. In my judgment, the use

of this comparatively cheap form of surfacing will meet all of the traffic needs of the state for many years to come, except, perhaps, a very few heavy traffic roads in the Red River Valley, where the soil conditions are not favorable to this type of highway construction. This type of highway surfacing is being laid down at a cost of considerably less than \$5,000.00 per mile as against paving, which has cost from \$27,000.00 to \$29,000.00 per mile.

As a result of our highway department policy, we now have what I believe, can justly be said to be one of the best, if not the best, graveled highway system in the United States; a system well planned, well constructed and efficiently and economically maintained. I believe, too, that we have one of the best highway departments in the country. It is so regarded by the Federal Bureau of Public Roads and by those who are familiar with modern highway development. The personnel of the department has steadily improved in ability and efficiency and well merits the continued confidence of the people of the state.

STATE MILL AND ELEVATOR

The progress of the business of the State Mill and Elevator during the past four years reflect two good years and two comparatively bad years. The results of the operations of that institution for the years 1929 and 1930, during the time the governor was ex-officio manager, were reported in full to the last legislative assembly, and the official reports covering details are on file.

Agreeable to the provisions of Chapter 268 of the Session Laws of 1931, the governor was succeeded on August 31, 1931 in the managership of the State Mill and Elevator by a Mill Commission of three members appointed by the governor, and consisting of Hon. Andrew Robbie of Cavalier, Hon. A. I. Hunter, of Grand Forks, and Hon. A. G. Starstad of Horace, which commission has supervised the business of the institution since that date. Although not specifically required by the new law, there has been filed, nevertheless, a report covering the operations of the State Mill and Elevator compiled by the manager for the calendar year of 1931, and a preliminary report covering the first eleven months of 1932, to which reports you are respectfully referred for further information. A complete report for 1932, including a detailed statement of finances, will be filed as soon as the regular audits for the year's business are furnished.

The year 1931 was a disaster year for this business from every angle. The almost total loss of crop in the northern half of the state, in the territory tributary to the State Mill and Elevator, largely destroyed its source of supply of new wheat for milling purposes and eliminated any chance of the elevator department doing any considerable storage business. The invasion of the North Dakota flour market by large quantities of cheap flour made from low priced wheat by Kansas and Nebraska mills (where prices even in 1931 were down to 25 cents per bushel), greatly diminished our flour

sales in North Dakota and surrounding territory, which territory has heretofore been our most profitable market. The depressed conditions in the industrial sections in the East greatly reduced sales in the eastern states, so that taking everything into consideration, it was exceedingly difficult to keep the State Mill in continuous operation during the fall of 1931 and in the spring and early summer of 1932.

The fixed charges against the Mill and Elevator amount to \$308,367.48 annually, consisting of \$229,499.90 for bond interest and \$78,867.50 for depreciation. After charging these items, the operating gain in 1931 was only \$35,829.57, leaving a net loss to the state of \$272,537.91 for that year.

The adverse conditions above referred to continued throughout most of the year of 1932. While the new crop solved the wheat supply problem this fall, the bad market conditions have continued. The sales in North Dakota for 1932 fell below those of 1931, due, in part, to a greater tendency on the part of the people to buy cheaper grades of flour imported from the South, and, also to the large distribution of free Red Cross flour, which, of course, has diminished all sales in this state. Then, too, during the past year, many local mills resumed the old practice of grinding flour in exchange for wheat, and this, also, has reduced the sales of the State Mill, as well as those of large private mills.

The financial results for the first eleven months' operation of 1932 were slightly better than 1931, the operating gain being \$70,409.11, which, when applied against the fixed charges for bond interest and depreciation, leaves a net loss to the state of \$204,924.08 for that period.

The elevator department, as you know, is a federal licensed grain warehouse. The management is of the opinion that it would be more desirable to have this terminal elevator operated under state supervision rather than under federal supervision, but our state laws do not provide for state supervision of terminal warehouses. An appropriate amendment to our state law granting the railroad commission such authority is, therefore, recommended.

HOME BUILDING ASSOCIATION AND DRAKE MILL

Pursuant to the provisions of the law, the industrial commission has fully liquidated both the defunct Home Building Association and the Drake Mill. After selling all of the residence properties of the Home Building Association and transferring all mortgages and notes taken on such sales, to the Bank of North Dakota, the commission has turned all funds into the Home Building deficit fund in the state treasury, leaving a balance therein of \$21,039.00. The industrial commission has transferred all such mortgages to the Bank of North Dakota under a guaranty against loss resulting from possible defaults in payments by the borrowers. This guaranty was given, because, in most cases, the mortgages taken on the settlements were for amounts considerably above a safe margin of security. The Bank of North Dakota holds

mortgages and contracts assigned to it by the commission in these liquidation proceedings amounting to \$78,590.50. In order to protect the guaranty held by the bank, the balance in the treasury to the credit of the deficit fund, should remain intact until the sums due on these mortgages and contracts are paid down to a figure that will make the bank absolutely safe from possible losses.

The remnants of the Drake Mill were sold for \$2,550.00, and the receipts turned into the bond payment fund for the Mill and Elevator bonds as provided by law.

NEW CAPITOL BUILDING

We are able to report excellent progress on the new Capitol building project. Our old Capitol building was destroyed by fire on December 28, 1930, slightly over two years ago. The legislative assembly passed a comprehensive emergency act providing for the building of a new Capitol and authorizing the appointment of a board of capitol commissioners to carry out the provisions of the act. In compliance with the authority so granted, I appointed the Hon. Geo. A. Bangs, Hon. G. Angus Fraser, and Hon. Fred L. Conklin, as members of the Board of capitol commissioners on March 24, 1931, which board immediately organized and proceeded with its arduous and important labors. After several months of most careful and painstaking investigation, the board selected as architects two leading North Dakota firms, Hon. W. F. Kurke of Fargo and Hon. Joseph Bell DeRemer and Samuel T. DeRemer of Grand Forks, and as associate architects, the firm of Holabird and Root of Chicago, nationally known firm of architects of the highest repute. These architects immediately began the important work of preparing a design for a new Capitol, a work which consumed many weeks of most careful study and many conferences with the members of the board and other state officials. About December, 1931, the design, with which you are now familiar, was accepted by the board and the detailed work of preparing plans and specifications therefor began. This task consumed nearly five months. Notices for bids from contractors were published in June, 1932, the contracts were let in July, the ground was broken for the commencement of actual construction on August 13, 1932. The work has proceeded rapidly since. On October 8th, the cornerstone was laid with elaborate and appropriate ceremonies in the presence of the Honorable Chas. Curtis, Vice President of the United States, many government officials from neighboring states and Provinces of Canada, and an audience of many thousands of North Dakota citizens.

As you, no doubt, have noticed, the steel structural work is now nearly erected on the administrative unit of the building and concrete floors are being constructed as rapidly as weather conditions will permit. Material is on the ground to enable this work to go steadily forward this coming year. If there are no interruptions, the administrative unit of the new building will be ready for occupancy within a year from now.

The board of capitol commissioners has prepared and will have available for you, a very comprehensive, clear and detailed report of the work of the commissioners, and I wish to recommend that every member of the legislative assembly study this report with care. It is unnecessary for me to discuss in detail any further phase of this subject, except the problem of finances.

CAPITOL BUILDING FINANCES

The Capitol building law appropriated the sum of \$2,000,000.00 for Capitol building purposes to be derived from three sources as follows: First, an appropriation of \$430,000.00 from the general fund, being the amount of the fire insurance collected on the old building, which was turned over to the general fund; second, the monies in the Capitol building fund, derived from the liquidation of assets in that fund which have accumulated over a period of many years, consisting of mortgage securities, bonds and cash on hand, which, when liquidated on December 1, 1932, amounted to \$737,314.09; and, third, the proceeds of a capitol building tax levy of 1/10th of one mill, first authorized in 1929 to run until 1936 (Chapter 236, Laws, 1929), and extended in 1931 (Chapter 278, Laws, 1931) to 1940. From the latter source, approximately \$1,000,000.00 was originally expected to be realized, thus supplying the full \$2,000,000.00 appropriation, including interest on tax anticipation certificates authorized by the law to be issued by the board against the fractional mill tax levy and subsequent income from the Capitol Land Grant.

The appropriation of the fire insurance fund and the monies in the capitol building fund has been made available as planned, but the anticipated revenues from the one-tenth of one mill tax levy has been diminished nearly 50 per cent, due to the reduction in the assessed valuation of the state brought about by the conditions heretofore referred to. On the basis of the assessed valuation of 1930, this special tax would have brought the capitol building fund about \$100,000.00 per year, whereas, in fact, due to the reduced valuations, the levy when applied on the valuation for 1931, amounted to \$88,052.00, and when applied to the valuation in 1932, amounted to only \$56,753.00. This circumstance has reduced, not only the available funds from this special tax levy, but, also the borrowing power of the board against such tax levy, from nearly \$1,000,000.00 to about \$400,000.00.

The construction contracts which have been entered into call for the completion of the building at a total cost of slightly less than \$1,800,000.00, and the shortage in the funds necessary to complete the building, due to the causes above stated, is estimated to be about \$350,000.00. In order to avoid the embarrassment that might follow, if unconditional contractual obligations had been entered into beyond the probable revenues of the fund, the board protected the interests of the state by subdividing the contract into three sections, two of which gave the state the option of deferring certain portions of the work. The first section, known as "Budget A", is an absolute contract calling for the expenditure of \$1,042,000.00,

being an amount less than the actual funds known to be available in cash; the section, known as "Budget B", is a provision under which the board had the option to require the contractor to proceed with the work to the extent of the expenditure of an additional sum of \$390,000.00, which option was exercised, when it was known that funds of that amount could be realized from the sale of anticipation certificates; and, the third section, known as "Budget C", gave the board the option of deferring the completion of the unfinished work until the balance of the funds required to pay for it, estimated at about \$350,000.00, is available.

The board has arranged for the sale of \$400,000.00 of anticipation certificates to the Bank of North Dakota. It is the judgment of the contractors that, with the funds which have now been made available, it will be possible to complete the administrative unit of the building and provide for the enclosure of the legislative unit, leaving the completion of the legislative unit necessary to be provided for.

So far, there has been expended toward the construction of the new Capitol building the sum of \$307,000.00, and the work is proceeding at a very satisfactory rate. Believing that it is good policy for the state to furnish this structure as soon as possible, consistent with good workmanship, I recommend that this legislature make provision for the further revenues or credit necessary to accomplish that result by extending, or increasing the fractional mill tax levy, now authorized, sufficiently to produce at least \$350,000.00 of additional funds.

In this connection, may I say, that if the legislature follows this recommendation, I believe that it will be possible for the state to make a loan from the Reconstruction Finance Corporation of an amount sufficient to complete the project. I have already held a preliminary conference on that subject with the Chairman of the Reconstruction Finance Corporation with encouraging results.

I would further suggest that the common school funds of the state and other trust funds in the control of state departments be made eligible for investment in the anticipation certificates issued against the assets of the Capitol building fund.

Looking forward to the time when the new Capitol building will be finished, it is desirable to begin making provisions for its equipment and for the landscaping of the grounds. An appropriate amendment to the present law should be adopted vesting the board of capitol commissioners with such authority.

I trust that the members of the assembly will avail themselves of the opportunity to carefully study, not only the architectural design, but the plans and arrangements of the new Capitol building. In the design and building plan, the architects have combined to a remarkable degree, the efficiency of a modern office building with the artistic and mon-

umental beauty of the most attractive type of public structure. The design has attracted the favorable attention of the country, and I believe that the completion of this unique structure will, for generations, stand as a fitting monument to the genius of architects who conceived it, to the skill of the contractors, engineers and artisans who built it, to the splendid vision and judgment of the officials under whose supervision it was built and to the civic ideals of the people of North Dakota.

DROUGHT EMERGENCY

In 1931, North Dakota and the entire Northwest was visited by the most disastrous drought in the history of this region, with the result that heavy burdens were placed upon all relief agencies, both public and private. During the winter of 1931-1932, approximately 50,000 rural citizens, located largely in the western part of North Dakota, received assistance from the American Red Cross for human sustenance and livestock preservation. In the early fall and winter, the United States Government, through the Department of Agriculture, loaned over \$3,000,000.00 to more than 10,000 farmers in North Dakota on chattel mortgage security, for emergency feed purposes. In the spring of 1932, the United States Government loaned about \$8,500,000.00 for crop production purposes to nearly 40,000 farmers on crop security only. Of course, most of these loans, of both classes, remain unpaid, and the government is planning liberal extension terms for the debtors. During the fall, the President issued an order directing the Department of Agriculture to grant an extension of all crop production loans upon the payment of 25 per cent of the principal sums due thereon, such renewals, or extensions, to be on such terms as Congress shall authorize. Legislation to authorize the Secretary of Agriculture to negotiate such renewals and extensions is now pending and will likely be passed in the near future, together with other legislation providing for further crop production loans for 1933.

EFFECT OF ANTI-CROP MORTGAGE LAW

Since the passage of the anti-crop mortgage law last June, the farmers of North Dakota, who borrowed money from the government for crop production purposes, have been unable to give the government crop security for renewals and extensions; and, unless this law is amended, or repealed, such farmers will be unable to qualify for additional crop production loans for 1933 and future years, except loans made for seed only, for which seed liens may be given.

Under these circumstances, I recommend that the anti-crop mortgage law be modified to permit the owners of growing crops to give crop mortgages as security for crop production loans, including the renewal and extension of loans made in 1932 and prior years. I am fearful that unless this is done, many thousands of our distressed farmers will find themselves unable to secure necessary credit from the United States Government, or from any other source, for crop production purposes this year, and that much unnecessary hardship will result.

STATE AID FOR DROUGHT RELIEF

Although the demands for relief for both human sustenance and livestock feed were very great last year, and are still pressing in some sections of the state, the state government has met all emergencies without any direct expenditure of state funds, except about \$10,000.00 appropriated by the Emergency Commission to the use of the Extension Division of the Agricultural College, which served as a central feed purchasing agency for the western counties during the feed shortage period. Accordingly, the state has not been obliged to increase expenditures up to this time, for either drought relief or unemployment relief purposes, and in this respect, North Dakota is unique among the states of the Union, for many of them have appropriated or borrowed millions of dollars in order to take care of emergencies resulting from the depression and drought.

RECONSTRUCTION FINANCE CORPORATION LOANS
TO COUNTIES

The extraordinary demands for poor relief expenditures necessitated by the drought calamity, and made acute by the depression, had exhausted the funds and credit of several of the western counties by July 1st, last year. In August, the County of Ward and the City of Minot made application to the Reconstruction Finance Corporation for loans to supplement their diminished poor relief funds. These applications were made pursuant to the provisions of the Emergency Relief and Construction Act passed by Congress in July, under which the Reconstruction Finance Corporation is authorized to loan money to states, or to municipalities, for relief purposes, where it appears that the funds of the state, or municipalities are insufficient to take care of the situation. Under the law, these applications were submitted by the Governor in behalf of the municipalities. Loans were granted to Ward County for \$40,000.00 and to the City of Minot for \$10,000.00 to take care of their needs until December 31, 1932. Later in the fall, applications were made in behalf of the Counties of Mountrail, Williams, Divide, Burke, Mercer, Bowman and Burleigh, which applications were allowed for various amounts totaling \$50,680.00. The funds for these loans, except for Williams and Mountrail Counties, have been received within the past week. Supplementary applications have recently been filed on behalf of several of these same counties for additional amounts totaling \$57,000. All these loans were made direct to the counties and to the City of Minot, and the Reconstruction Finance Corporation accepted certificates of indebtedness, issued by the municipalities, bearing interest at the rate of 3 per cent, and payable next fall. No loans have been made or applied for on behalf of the state. The total amount of the loans so far applied for by counties and cities in North Dakota is very small, indeed, as compared with those received by our neighboring states, which, in each instance, runs into several hundred thousand dollars. In applying for these loans, I have uniformly advised borrowing municipalities to keep their loans down as low as possible in order not to over mortgage their future tax

receipts. In order, however, to facilitate the making of this class of loans for future needs this winter, I would advise the legislature to remove the limitation contained in the county budget law against expending more than the sums specifically appropriated for poor relief, which limitation also limits the borrowing power of the counties for that purpose. This limitation, which is a salutary one in normal times, should be modified during this emergency. Many counties and cities have already disregarded the limitation by force of necessity.

GOVERNMENTAL SURVEY COMMISSION

The last legislature, upon my recommendation, created a governmental survey commission, to be appointed by the governor, and charged with the duty of making a comprehensive survey and study of the entire structure of our government, both state and local, except the judicial and legislative branches, with the view of discovering methods by which substantial economies could be effected in the conduct of the government and the functions thereof made more efficient as instrumentalities of the public welfare. The commission was appointed. It spent many months of painstaking labor on its task, and has filed a report which is available to you. Considering the limitation of time and facilities at the command of the commission, it has prepared a most excellent report, and I commend it as worthy of the careful review and analysis of each member of the Assembly. I trust, in view of the overwhelming need and popular demand for improvements in our machinery of government from the standpoint of both efficiency and economy, that you will give to the subject matter of this report the consideration which it merits. The recommendations contained in this report may well serve as a chart for your guidance in inaugurating some fundamental reforms in our system of government.

INDUSTRIAL SURVEY COMMISSION

The last Assembly created a special commission, known as the industrial survey commission, consisting of the governor, attorney general and secretary of state, for the purpose of making a general study of the industrial progress and the industrial resources of the state. This survey has been completed, a comprehensive report made and filed for the information of the legislature and the public.

WORLDS FAIR COMMISSION

The legislature also authorized the state to participate in the Worlds Fair at Chicago, known as the Chicago International Exposition, which is scheduled to begin on June 1, 1933. It created a special worlds fair commission to have charge of the preparation of the exhibits and to supervise the state's participation in the exposition. \$18,000.00 was appropriated to carry out this project. The commission has arranged for the necessary space in the Court of States Building on the fair grounds for our exhibit at a total rental cost of \$9,000.00 for the duration of the exposition. This rental price covers

all charges for the use and maintenance of the facilities provided. The Hon. J. M. Devine, Commissioner of Immigration, who, under the law, is the manager of the exhibit activities, has arranged for the preparation of an elaborate agricultural and industrial exhibit to be taken to Chicago next spring. An additional appropriation, however, will be necessary to provide for the proper care of the exhibits during the period of the exposition, which will extend from June until October.

DEPARTMENTAL REPORTS

Neither time nor space will permit a discussion or review of the work of other departments of the state government, although most of them relate to matters of much importance to the people of the state. Official reports, giving the progress and status of the work of these several departments have been prepared and are available to the legislative assembly. They merit your careful review and consideration. I believe that you will find the affairs of most, if not all, of the state departments in good order.

ST. LAWRENCE SEAWAY

The only matter of national, as well as state importance, that I desire to refer to at this time, is the so-called St. Lawrence Seaway treaty, which was negotiated by the United States and Canada last July, and is now pending before the United States Senate for ratification. This treaty, if approved, will culminate fourteen years of effort on the part of the middle western and northwestern states to secure the benefits of ocean commerce in the Great Lakes region, and thus, in a measure, place the interior of the continent on an equal basis of transportation costs with seaboard sections of the United States. For four years, I have served as a member of the executive committee of the Great Lakes-St. Lawrence Tidewater Association, a voluntary organization comprising twenty-three states, which has carried on an aggressive movement to secure the St. Lawrence Seaway. By reason of this intimate contact with the project, I have developed an enthusiastic interest in favor of it, and believe that its realization will bring about a fundamentally beneficial change in the economic condition of the people living in the central portions of this country. The ratification of the treaty is being bitterly opposed by many powerful organizations representing eastern seaport interests, eastern railroads and their affiliated interests, and others, who, for various reasons, are opposed to the extension of ocean commerce into the interior of the United States.

Several previous legislative assemblies have passed concurrent resolutions supporting this seaway project, and have made small appropriations to aid in the promotion of the cause. We have now reached the critical stage in the pro-

gress of this movement, and the final achievement may be defeated, or indefinitely delayed, unless the supporters of the project throughout the nation make their will known in such emphatic terms that the concentrated force of the minority opposition will be overcome. I suggest that this Assembly may aid in the cause by adopting a strong concurrent resolution urging the United States Senate to promptly ratify the treaty.

INTERNATIONAL PEACE GARDEN

There is a matter of international significance that I wish to direct your attention to. There has recently been organized an International Peace Garden Association by citizens of the United States and Canada to establish a Peace Garden on the International boundary between North Dakota and Manitoba in the Turtle Mountains, to commemorate the long reign of peace that has prevailed between these two great North American countries. The proposed Peace Garden was dedicated last July in the presence of an audience of more than 50,000 American and Canadian citizens.

The site for the Peace Garden on the American side is located partly on a school section owned by the state and partly on adjacent privately owned lands. In order to vest in the Peace Garden Association the permanent possession and use of this site, I recommend that the legislature authorize the donation by the state of the school lands included in this location to the Peace Garden Association for international Peace Garden purposes, and that it make other necessary provision for the early realization of this shrine dedicated to the perpetual bonds of peace which bind these nations together in an indissolvable union of friendship.

CONCLUSION

The outgoing administration will turn over all affairs of the government under its control, in good order and functioning on a normal basis. There is no emergency immediately confronting the new administration, except that of keeping the expenditures of the state within the diminished and diminishing revenues. Undoubtedly methods of government, and, perhaps, administrative policies may be improved, for there is always room for improvement in any public business as well as in any private business. But all important changes in the machinery of the government, or in the policy of administration may well abide the time necessary for careful study and analysis. You will do well to scrutinize with great care and circumspection all proposals offered calling for drastic changes in our state system of government, no matter what the source of such proposals may be. It is extremely easy to make costly mistakes in matters of legislation, as well as in matters of administration. Speaking

from considerable experience in state affairs, I would counsel against too hasty action on any important subject. The welfare of all the people of the state is involved in these matters, and the great legislative need of the day, is not hasty and ill-considered action, but wise and intelligent action. Wise and beneficial legislation only follows from calm deliberation and thorough analysis.

Upon the occasion of retiring from the office of governor, I desire to acknowledge my genuine appreciation to all of my associates in the state government, regardless of political affiliation, for their cordial and sympathetic cooperation during four strenuous years of joint executive responsibilities. Ours has been an administration that has been singularly free from those elements of controversy and discord, which all too often retards progress and defeats good government. A high degree of cooperation has, at all times, prevailed between the several branches of government, including the legislative branch, to the membership of which I also wish to express my sincere appreciation for their helpfulness as shown in the two previous legislative sessions.

For ten busy years, it has been my high privilege to serve the people of North Dakota in two important executive positions, that of attorney general and that of governor. While fully conscious of my errors and shortcomings as a public officer, I have striven unceasingly to serve the best interests of the state as a whole, and to do my duty as Chief Executive as it has been given me to see it. It can only come to a very few citizens to be entrusted with the great responsibilities and opportunities of the governorship. For the confidence expressed in reposing this high trust in me, as well as for the great honor that has been bestowed upon me in linking my name forever with those who have been summoned to leadership in the executive branch of the state government, I must acknowledge my profound gratitude to the people of North Dakota, whose welfare has ever been my first concern. I shall retire to the ranks of the citizenship with a genuine sense of personal relief, but with the firm conviction and in the unshaken belief, that North Dakota and its institutions, are worthy of the continued loyalty and faith of its people, and that our state will grow in greatness only in proportion, as we, as citizens, build wisely, labor constructively and formulate our public policies in accordance with the ideals and patriotism of the founders of this Republic.

MESSAGE OF WILLIAM LANGER
(Incoming Governor)

LADIES AND GENTLEMEN OF THE TWENTY-THIRD
LEGISLATIVE ASSEMBLY:

Allow me to thank the people of this State for electing me to the high position of Governor. I am here this afternoon to assume in a formal manner the sacred obligations of that office. I say sacred obligations, for I am reverently conscious that these obligations entail a tremendous responsibility. I am to be the chief custodian of your civic welfare. I am to be the chief servant of the State. I am to be the servant not of any particular party nor of any particular group. Irrespective of any party, of any creed, or of any group, I will be the servant of all the people of this State.

It is said that a public job is a private graft, that honesty is a mere name, and expediency is the law of political life. I am aware of the element of truth in this statement and I know only too well that it is a common thought in the public mind, and it is for that reason that I wish to assure you that, as I am entering the office of Governor, I am determined to make honesty not only the slogan of my administration, but that I shall do my utmost to see that its principles shall be reduced to practice in the conduct of State affairs.

I am not unmindful of the temptations that are placed before public servants, and I am not unmindful of the weakness of human nature, and I am utterly conscious of my personal limitations, but I have an abiding faith in God and my fellow men, and it is upon this faith that I base my confidence to be able to carry out my pledge of honesty to the people of North Dakota.

Our State constitution prescribes that the Governor at the commencement of each session communicate to the Legislative Assembly, by message, information as to the condition of the State and shall recommend such measures as he deems expedient.

The thought that is uppermost in every man's mind is of the devastating effect of this depressed condition. Statesmen and scholars are earnestly striving to find a solution. Is it reasonable for us to think that we cannot in some measure aid in that solution? We must face the problem as it confronts us in North Dakota. There can be no return to prosperity in North Dakota that does not begin with the farmer. To my mind, next to the price of wheat, the greatest problem confronting us is the problem of taxation and the expenditure of moneys obtained from taxation; and it is to this subject that the greater part of my message shall be devoted.

THE TAX BURDEN

The problem of governmental finance grows increasingly difficult. Our own state goes into the coming year with unpaid borrowings of approximately two million dollars, to say nothing of the four hundred thousand dollars borrowed to

make the payment on the new Capitol. To balance the budget and go forward in a sane financial stride, new sources of revenue must be disclosed.

During the past ten years tax levies have changed but little, while land values and income have greatly decreased. We have arrived at the point where the requirements of tax expenditures consume approximately fifty per cent of farm income. In 1924 tax expenditures amounted to 6.7 per cent of the gross cash farm income, while in 1931 tax expenditures totaled the appalling amount of 49.8 per cent of such cash farm income. The situation is drifting to utter bankruptcy. Farm values are wiped out. Unless some immediate, drastic remedy is adopted to equalize taxation with income, complete ruin is facing the farmers of North Dakota.

To relieve the taxpayer from this destructive burden, heroic measures must be applied. It must be our purpose immediately to eliminate all waste in public administration, superfluous officials, unnecessary bureaus, and inefficient occupants of public office. I shall during my administration cooperate in every endeavor to wipe out waste in every department of State, and I shall appoint without fear or favor only those who are competent and who will serve honestly the best interests of the State.

I request the Legislators to search for relief to our citizens from the mounting burden of delinquent taxation and that specific action be taken in respect to penalty, interest, and period of redemption.

Prosperity in North Dakota is dependent upon wheat. The price of wheat is the foremost problem before us. My study of the question since my election has convinced me more and more that the problem is a national one and must be worked out through the cooperation of the wheat-growing States in conjunction with the federal government. The President-Elect has recognized this fact and has pledged himself to make this matter the first concern of his administration, and in keeping with my pre-election pledges, I assure you he will have no rest until his promises will have been fulfilled. The problem of raising the price of wheat will receive my first consideration. It is my purpose to effect a meeting of Governors of the States in the wheat area and work out a joint plan of cooperation with the government at Washington, and again in conformity with my pre-election promises, I shall not quit until the fight is won.

I favor the reposit of stationary reserves of the Bank of North Dakota in State and National banks within North Dakota rather than in out-of-state institutions, with the provision that as security for such reposit, such banks shall purchase and pledge bonds of the State of North Dakota of an equal amount, thus giving to North Dakota banks profits accruing on such reposit which heretofore have gone to large banks in Minneapolis, St. Paul and Chicago.

The purpose of issuing bank charters by the State is not primarily for the profit of individual or stockholder, but rather that idle funds of communities may be assembled and may be made available to meet the needs of the community in which the bank is located.

During the past ten years North Dakota, in the same proportion as in all agricultural States, witnessed the closing of its State banks, causing an incalculable loss and suffering by depositors.

It is my earnest hope that the confidence so essential to successful banking may quickly be restored and that again the savings of the people will find their way into the banks of the State with every assurance that they may be withdrawn when needed.

LIGNITE

The Legislature should throw every safeguard about the State's lignite industry. This greatest natural resource of the State should be exploited to the greatest benefit of its people.

I desire to call your attention to one phase of the lignite industry which affects the future taxes of this State. In the case of the mines, commonly known as underground mines, the surface of the ground over extended areas is not destroyed for use by future generations and therefor would remain under private ownership and continue to pay taxes. In the case of the open or strip mines, the properties are entirely destroyed for any future use when the lignite is exhausted, and would therefor be automatically removed from taxation. For the purpose of overcoming this condition of the future, I recommend that a tonnage tax be placed on all mines of the latter class, which taxes should be placed in trust funds for the use of future generations.

LEGISLATIVE OBLIGATIONS TO EDUCATION

At this point it might be proper to call your attention to the reduction of \$450,000 for State aid made by the Budget Board. To follow that recommendation would be unjust. In very many cases it is impossible for small rural schools to get aid. I hereby recommend that the Legislature devise some method whereby those country children now being deprived of a primary education may again come into their American birthright.

TUITION FUNDS—COUNTY AND STATE

Amendment of school laws might profitably be made in the following particulars. Turn the proceeds of fines, penalties and forfeiture from the State Tuition Fund to county tuition funds. This requires an amendment to Section 154 of the State Constitution and legislative enactment to carry into effect the provisions of the proposed constitutional amendment.

The reason for recommending the foregoing is apparent when the operation of fines, penalties and forfeiture collections is considered.

BOARD OF ADMINISTRATION

Seventy per cent of all general state taxes are dispensed for the support of State penal, charitable and educational institutions and general supervision of public and common schools. The general supervision and administration of these public activities has been by law delegated to the Board of Administration. Thus, the Board of Administration is charged with the responsibility of administering about seventy per cent of our general state tax money.

We cannot hope for much reduction in state general taxes if efforts towards reducing taxes are confined to the remaining 30 per cent, which supports all the remaining departments of general government.

It is apparent, that for our proposed tax reduction, we must look in a large measure to the 70 per cent, which comes under the general supervision and control of the Board of Administration.

Much can be accomplished by the elimination of duplication of courses offered in the various educational institutions and by the withdrawal, until our tax stringency has passed, of such courses as are elected by only a small number of students, where the proportionate cost per student is too high.

The educational offerings must be limited to such amount as can be paid for. The educational garment must be cut to the available cloth.

Apparently, any solution that can be arrived at must in some degree be arbitrary until the cost is brought within the ability to pay. Thereafter, extension can be restored when it can be paid for.

With a limited tax-paying power, we are confronted with the question, not of how much we spend on education, but, of how much education can we pay for.

Our difficulty arises largely from the fact that there is not unanimity of opinion as to what courses may be dispensed with.

Modification of the curricula of the State educational institutions may be effected by the Board of Administration only to a limited extent, because of statutory laws.

I would recommend that the Legislative Assembly examine those laws and amend the same as far as is necessary to give to the Board of Administration power to eliminate the duplication of courses offered.

THE BUDGET

In its report, the Budget Board has recommended a reduction of \$2,804,527.39 below the appropriations made in the budget of the last biennium for the General Fund. This reduction is entirely inadequate. The 1910 Legislature appropriated only \$3,163,253.45. At that time we had approximately the same number of people. Certainly the people then could better afford to pay taxes.

It is my recommendation that in addition to the cuts suggested in various places by the State Budget Board, that we make additional savings of \$1,071,434.78, making a total of approximately \$3,875,962.17.

I do not believe that this will in any way materially harm the efficiency of any department.

In considering this budget I will first take up the educational institutions referred to above, which operate under the Board of Administration. I recommend that the request of the following institutions as shown below be reduced to the amount shown.

University,
 Agricultural College,
 Experimental Station Agricultural College,
 Extension Division Agricultural College,
 State Normal School, Minot,
 State Normal School, Valley City,
 State Normal School, Dickinson,
 State School of Science,
 State Normal and Industrial School,
 State Normal School, Mayville,
 State School of Forestry.

The total amount appropriated last biennium for the above educational institutions was \$3,758,796.90. The total amount I recommend is \$2,435,448.67.

I will next take up the other State institutions under the Board of Administration and give you below the same information in the same form.

State Penitentiary,
 State School for the Blind,
 State School for the Deaf,
 State Training School,
 Institution for the Feeble Minded,
 State Tubercular Sanitarium,
 State Hospital for the Insane.

The total amount appropriated last biennium for the above State institutions is \$1,293,000.00. The total amount I recommend is \$810,512.21.

I desire to recommend at this time that the Attorney General make a thorough investigation of certain patients in the hospital for the insane to ascertain whether or not they are properly charged to the State.

I desire to call your attention to the recommendation of the Budget Board concerning the crowded conditions of the insane patients and I heartily concur in their recommendations.

STATE OFFICERS

I recommend a reduction for the offices of Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Commissioner of Insurance, Commissioner of Agriculture and Labor, Board of Railroad Commissioners and Superintendent of Public Instruction.

This reduction can be made possible by curtailment of the number of employees through consolidation of work and length of office hours.

The total amount appropriated last biennium for the above department was \$599,595.00. The total amount I recommend is \$387,686.00.

SUPREME COURT

I recommend that the Budget of the Supreme Court Reporter and Law Librarian be reduced from the amount of \$98,025.00 appropriated last biennium to \$94,965.00.

STATE PRINTER

I find the State has spent \$171,748.35 for State printing between January 1st, 1931 and November 1st, 1932. The amount spent is appalling. I ask the Legislature that they amend the State Publication and Printing Commission law so that the Governor, the State Auditor, and the State Treasurer shall compose the Publication and Printing Commission and that the law governing the appointment of the State Printer be amended so that the Governor has the power of appointing the State Printer with authority to remove the State Printer with or without cause. If the Legislature will make these two amendments I promise and will assume personal responsibility of saving the State of North Dakota during the coming biennium not less than fifty thousand dollars. My investigation discloses that there is a lack of direct responsibility on the part of the Publication and Printing Commission because of the fact that under the present law too much authority is delegated to the State Printer, who is but an employee of the State Printing Commission and I am convinced that a tremendous saving can be made

by scrutinizing with the power of editing or striking out each item for State publication from each of the State departments and eliminating the printing of wasteful and useless printing under the authority of the State Publication and Printing Commission.

I find that the State owns three quite complete printing outfits located in State institutions at Wahpeton, Devils Lake, and Jamestown. These printing plants were originally installed for educational purposes and a casual examination of the law seems to prevent them from printing for other institutions, even though they have sufficient equipment and personnel to do so. The Legislative Assembly should investigate this situation and it might find it advisable to permit a certain amount of other State printing to be done at least for a while during the present emergency.

OTHER DEPARTMENTS AND ACTIVITIES

Under this heading is included all State appropriations not specifically mentioned above. I will not at this time attempt to itemize the individual departments or appropriations, but in the very near future in another message, will give you more detailed information.

I do, however, recommend in these departments and appropriations a reduction of \$304,671.00.

SUMMARY

The total amount of reductions which have been recommended above in the appropriations for the State officials, the Supreme Court, the educational and other institutions, together with the last item covering "Other Departments and Activities" shows recommended reductions from the amounts recommended by the Budget Board of \$839,434.78. In considering savings to the taxpayers of this State, we should add to this amount \$232,000.00, covering changes recommended in other parts of this message such as change of election date, reduction of school land leases, state printing, abolishment of inspectional and renewal fees. In other words, the total amount of savings to the taxpayers of this State, if my recommendations are followed, over the cost to taxpayers two years ago will amount to approximately \$3,875,962.00.

SPECIAL RECOMMENDATIONS

1. I recommend that a tax be placed upon chain stores. In my opinion, this tax should conform in general to the law

now in force in the State of Indiana. This law has been tested in the Supreme Court of the United States and has been found constitutional.

2. I recommend that the maximum interest rate allowed to be charged in the State of North Dakota be eight per cent instead of the present rate of nine per cent.

3. I recommend that the duties of the investigators now attached to the Insurance Department, be transferred to the Fire Marshal's office, along lines previously suggested by Commissioner Olsness.

4. I recommend that the presidential primary election held in March be delayed until approximately June 1st and that the State primary election be advanced and consolidated with the said presidential election. By this consolidation of the two elections, a saving will be made of approximately one hundred thousand dollars per biennium.

5. I recommend that the laboratory for testing the protein content in wheat be re-opened at the earliest possible time.

6. I recommend that the mileage paid to State employees for the use of their own automobiles be reduced to five cents a mile for one person, six cents for two, and seven cents for three or more. This minimum amount is the same as now paid by the Federal Government.

7. I recommend the abolishment of the Capitol Commission together with its clerks, secretary and attorneys, and that all the work of that commission be delegated to the Board of Administration, which has ample offices and clerks to complete the work.

8. Two years ago a law was passed providing that a farmer pay five dollars for making out leases for school lands, the fee being raised from three to five dollars, an increase of fifteen thousand dollars, which was used to have five men traveling over the State of North Dakota. I recommend that the law be repealed and that the fee be reduced to three dollars at a saving of fifteen thousand dollars.

9. I recommend that the laws be changed so that in cases of settlement of any cause of action, the proof that the injured person was disabled at the time of the settlement rests upon the other party.

10. I recommend that this session provide the necessary

machinery for a scrutiny of public utility rates and charges to determine whether such rates are fair and equitable at no cost to the State.

11. I recommend that the one cent gasoline tax, now going to the counties, be used for poor relief in the counties, and anything left thereafter be used for the purpose of road-building, as per existing statutes; and further that any board of county commissioners that permits any needy poor to remain in want as long as any money remains in this fund shall be removed.

12. I recommend that the law allowing more than eleven hundred special deputy game wardens, whose sole duty is to spy upon their neighbors, be abolished.

13. I recommend the abolishment of all inspectors as now assigned, no matter what department they may be located in, so that the State may rid themselves of the hoards of men, sometimes as many as five or six making inspections at the same business place in one day and travelling at the expense of the taxpayer. This shall include among others the hotel inspector, the inspector of lands for the Board of University and School Lands, the pool hall inspectors, the Regulatory Department inspectors, the bee inspectors, and the pure food inspectors. I recommend that all of the work now done by these inspectors be assigned to eight men to be attached to the office of the State Tax Commissioner, six of whom shall be assigned to regular territory, the remaining two to be assigned to general duties by the Tax Commissioner. I further recommend that in addition to the work last stated, they have full authority to collect income taxes and make any investigations the Tax Commissioner may desire in connection therewith. I further recommend that all the licenses connected with these inspections be abolished.

14. I recommend the consolidation of the following boards: Board of Abstractors' Examiners, Board of Accountancy, Board of Architects, Barbers' Examining Board, Board of Chiropody, Board of Chiropractic Examiners, Board of Dental Examiners, Board of Elections, Board of Embalmers, Board of Hairdressing and Cosmetologists, Board of Medical Examiners, Mine Foremen Examining Board, Board of Nurse Examiners, Board of Optometry, Board of Osteopathy, Board of Pharmacy and Board of Veterinary Examiners under the Industrial Commission, and that the Industrial Commission be given full authority to engage experts as they may be necessary to conduct examinations for these boards with authority to grant licenses and perform other duties now given to the boards.

15. The increasing volume of farm foreclosures is a matter of grave concern to both debtor and creditor. A continuation of this means irreparable injury to the debtor and financial loss to the creditor. I recommend a careful survey by this Assembly of the whole problem and that a study of the Canadian adjustment system, which has proven of value in Canada, be made.

16. I recommend that all of the duties of the State Board of Health and the State Health Officer be transferred to the Medical Department at the State University.

17. I recommend that a law be passed limiting the rates of interest that may be charged by finance and re-finance corporations who are now by their contracts greatly exceeding the rates which should be charged.

18. It became apparent to me in my two campaigns in this State that the present method of handling the receivership of closed banks in this State has cost the depositors therein great losses, and this method is far from satisfactory. I recommend to the Legislature that proper laws be passed consolidating the present office of receiver of closed banks and that of state examiner in accordance with economy and efficiency. My recommendation on this legislation is that each closed bank be turned over for liquidation purposes to a committee representing the depositors and the stockholders, with full authority to such committee to proceed to the right liquidation of the receivership under proper safeguards.

19. With the change in farming methods, the State Twine Plant is now employing fewer men than formerly. I recommend to your consideration the advisability of establishing at the penitentiary proper facilities for the manufacture of all auto license plates now costing the taxpayers \$28,000.00 per biennium.

20. Legislation has been introduced in past sessions through the efforts of Senator Martin and Representative Crockett providing for the manufacture of coffins for burial of paupers. Such a law would have my approval.

21. The printing of all bills introduced into both houses involves far greater expense than benefit. The State of Minnesota prints only those bills which receive the affirmative action of the committee having the same under consideration, unless otherwise ordered by the body. A great saving in the printing cost of this session can be accomplished by the adoption of the Minnesota system.

CONCLUSION

The pride that one feels on an occasion like this might easily lead to deceit. Let me say with deliberate emphasis that we must not allow this perfectly legitimate pride to breed any illusions. We have been too long in public life not to know that the applause of today may be the scorn of tomorrow. Too many Palm Sundays have ended in Good Fridays.

I have no illusions as to the magnitude of the task you have before you. If through your labor some measure of relief is brought to our prairie families, particularly if the burdens of women and children are lightened; if through your efforts in the coming days the heavy burdens laid on our people are in a measure eased, your labors here will have been well worth while.

MESSAGE TO SENATE

House Chamber,
Bismarck, N. D.,
January 5, 1933.

Mr. President: I have the honor to inform you that the House has appointed the following committee to act with a like committee from the Senate to draw suitable resolutions on the death of Ex-president Calvin Coolidge: Representatives Swett, Sandlie and Traynor.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Mr Traynor moved that each member of the House be allowed to put in the names of ten persons to receive the Journals, also that members be allowed to send Journals to all high schools in his district, to county auditors, treasurers in his county, also to state's attorneys and public libraries, and to Women's Clubs and any other public organizations.

Motion seconded.

Mr. Twitchell:

"I suggest that an amendment be offered to the effect that eight names only be allowed the members."

Mr. Lynch made a substitute motion that the above matter be left entirely in the hands of the committee appointed for that purpose.

Which motion prevailed.

On motion of Mr. Flannigan the House reverted to the 5th Order of Business.

Mr. Flannigan:

"The Employment Committee makes the following report:"

The following names are placed in nomination for the respective positions as read, for their districts, and we feel that it is possible to name them in consecutive order and include them all in one roll call.

ROLL CALL

The question being on the election of Fred Fleck, Wm. Cantwell, J. A. Pfeiffer, J. H. McCay, Herman Butt, A. E. Valley, Mr. Hjenstad, Clara Kane, Myrtle Hight, Alva Wambheim, Thomas DeVaney, Berry Stoelting, H. A. Rank, A. J. McLarty, Stanley Frank, J. M. Leppert, Ed. Cooper, H. P. Halvorson, P. H. Miller, and M. D. Leininger, 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	Hill	Peters
Anderson, Logan	Hillman	Peterson,Bottineau
Anderson, Sargent	Holte	Peterson,Mountrail
Anfinson	Holthusen	Piper
Arneson	Homnes	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jardine	Rindy
Biewer	Jensen	Rue
Born	Jodock	Sandlie
Broschat	Johnson	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Correl	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedman
Erickson,McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett

Messrs.	Messrs.	Messrs.
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Niewoehner	Traynor
Gessner	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Godwin	Olson, Hettinger	Wolf
Hagen	Olson, Slope	Wright
Hanson, Barnes	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Henrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hanson, Benson	Lofthus	Nelson, Ward

So such employees were declared elected.

Fred Fleck, for page, 42nd district.

Wm. Cantwell, page, 30th district.

J. E. Pfeiffer, page, 39th district.

J. H. McCay, committee room attendant and messenger, 47th district.

Herman Butt, second assistant mailing clerk, 44th district.

A. E. Valley, night watchman, 34th district.

Mr. Hjenstad, cloak room attendant, 3rd district.

Clara Kane, stenographer, 9th district.

Myrtle Hight, stenographer, 27th district.

Alva Wambheim, page, 8th district.

Thos. DeVaney, first assistant mailing clerk, 18th district.

Berry Stoelting, assistant proof reader, 48th district.

H. A. Rauk, janitor, 20th district.

A. J. McLarty for door keeper and messenger, 22nd district.

Stanley Frank, bill room clerk, 35th district.

J. M. Leppert, voucher clerk and assistant mailing clerk, 24th district.

Ed. Cooper, assistant sergeant-at-arms, and doorkeeper, 8th district.

H. P. Halvorson, gallery door keeper, 32nd district.

P. H. Miller, chief mailing clerk, 46th district.

M. D. Leininger, bill messenger and clerk, 16th district.

The oath of office was administered to the following employees by Speaker Craig: E. D. Cantwell, Mandan; H. A. Rauk, Esmond; M. D. Leininger, Binford; J. H. McCay; Thos. DeVaney, Langdon; Stanley Frank; H. P. Halvorson, New Rockford; P. H. Miller, Washburn; A. J. McLarty, Starkweather; Fred Fleck; Herman Butt; J. E. Pfeiffer, and Ed. Cooper.

The House returned to the 7th Order of Business.

Mr. Fedje moved that the House extend the courtesies of the floor to Mr. Matson of Minot during his stay in Bismarck.

Mr. Jodock seconded the motion.

Which motion prevailed.

Mr. Twete moved that the House recess to 1:55 tomorrow out of deference to the widow of Ex-president Coolidge.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRD DAY AFTER RECESS AND FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 6, 1933.

The House convened at 1:55 o'clock pursuant to recess taken, Speaker Craig presiding.

Mr. Swett requested that the House return to the Seventh Order of Business.

Mr. Swett: Your committee appointed to draw up suitable resolutions relative to the death of Ex-president Calvin Coolidge has met with a like committee from the Senate and drawn up such resolution and it is my request at this time that the resolution be read from the desk.

JOINT RESOLUTION NO. 1

WHEREAS, Calvin Coolidge, former President of the United States, has passed to the great beyond, and

WHEREAS, We, the members of the Twenty-third Legislative Assembly of the State of North Dakota, are deeply appreciative of the worth of this splendid citizen of America, and of the great loss which his passing means to our country, now therefore

BE IT RESOLVED that the President of the Senate and the Speaker of the House be authorized to send the following message to Mrs. Coolidge:

Mrs. Calvin Coolidge,

Northampton, Mass.

The North Dakota Legislative Assembly desires to express to you its deepest sympathy in the loss of your illustrious husband. In common with all America we appreciate his contribution to our civilization, and we mourn his loss.

May Divine Providence sustain you and grant you
ortitude in this trying hour.

OLE H. OLSON,
President of the Senate

MINNIE D. CRAIG,
Speaker of the House.

BE IT FURTHER RESOLVED, that the Secretary of the
Senate be instructed to prepare a suitably engrossed copy
of this Resolution and forward the same to Mrs. Coolidge.

Mr. Swett moved the adoption of the resolution by a rising
vote.

Which motion prevailed.

Mr. Swett moved that the resolution committee be dis-
charged.

Which motion prevailed.

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed.

FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 6, 1933.

The House convened at 2:00 o'clock pursuant to adjourn-
ment, Speaker Craig presiding.

Prayer by Rev. Father Slag.

Roll Call: All members present except Bettenhausen,
Correl, Dahl, Gilbertson, Godwin, Homnes, Jardine, Mostad,
Sprenger, Strutz, Wolf and Wright.

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

Madam Speaker: Your Committee on Revision and Cor-
rection of the Journal have carefully examined the Journal
of the Third Day and recommend that the same be corrected
as follows:

Page 41, line 5, strike out "Buford" and insert "Binford".

And when so corrected recommend that the same be
approved.

H. M. HENRICKSON,
Chairman.

Mr. Swett moved the following amendment to the report of the Committee on Correction and Revision of the Journal:

Correct the Journal of the 1st day as follows:

Page 8, line 39, after the word "to" add the word "do".

Which motion prevailed.

Mrs. Rathbun moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A petition signed by Rev. James Anderson of Sheldon and 51 others, requesting the Senators and Representatives from that district to vote and work against the repeal of state prohibition enforcement laws was read from the desk.

FIFTH ORDER OF BUSINESS

Mr. Flannigan moved that Berry Stoetting, be transferred from the position of Assistant Proof Reader to that of Assistant Engrossing and Enrolling Clerk.

Which motion prevailed.

Mr. Flannigan nominated Florence Lee and Ellen King as House Stenographers and C. O. Carlson as Janitor.

The question being on the employment of Florence Lee and Ellen King as House Stenographers, and C. O. Carlson as Janitor, the roll was called and there were ayes, 98, nays, 0; absent and not voting, 15.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Isaak	Peterson, Mountrail
Anfinson	Jensen	Piper
Arneson	Jodock	Place
Bailey	Johnson	Rathbun
Biewer	Johnston	Rindy
Born	Jones	Rue
Broschat	Kapfer	Sandlie
Brunsdale	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Savre
Cunningham	Lemke	Schauss
Dittmer	Lillehaugen	Scholl
Endres	Lofthus	Shurr
Erickson, McKenzie	Lund	Smith
Erickson, McLean	Lynch	Solberg
Espeland	McInnes	Steedman
Ettestad	McKellar	Sticka

Messrs.	Messrs.	Messrs.
Falconer	McManus	Stoa
Fedje	Morgan	Sundby, McLean
Fitch	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flannigan	Nelson, Morton	Swett
Flaten	Nelson, Ward	Swendseid
Fuglestad	Niewoehner	Symington
Gessner	Noben	Thompson
Gilchrist	Odegard	Traynor
Hagen	Oglesby	Treffry
Hanson, Barnes	Olson, Hettinger	Twete
Hanson, Stark	Olson, Slope	Twichell
Henrickson	Opdahl	Young
Hill	Owings	Madam Speaker
Hillman	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Godwin	Mostad
Correl	Hanson, Benson	Sprenger
Crockett	Homnes	Strutz
Dahl	Jardine	Wolf
Gilbertson	Lavik	Wright

So Florence Lee, Ellen King and C. O. Carlson were declared elected.

The oath of office was administered to the following employees by Speaker Craig:

Myrtle Hight—House Stenographer
 Florence Lee—House Stenographer
 A. E. Walley—Night Watchman
 C. O. Carlson—Janitor
 Alva Wambheim—Page and Messenger

REPORT OF SELECT COMMITTEE

REPORT OF COMMITTEE ON THE PRINTING AND DISTRIBUTION OF BILLS AND JOURNALS

Madam Speaker:

Your committee appointed to confer with a like committee from the Senate beg leave to report as follows:

We recommend the printing of 4,500 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 incorporated 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 therefore 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.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved the adoption of the report.

Mr. Brunsdale moved that the report be amended to include in the list prepared by the committee all attorneys in the state.

Which motion was lost.

The question being on the adoption of the report of the Committee on Printing and Distribution of the Journals, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peters
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jensen	Peterson, Mountrail
Arneson	Jodock	Piper
Bailey	Johnson	Place
Born	Johnston	Rathbun
Broschat	Jones	Rindy
Brunsdale	Kapfer	Rue
Carlson	Larson, Nelson	Sandlie
Cunningham	Larson, Ransom	Sannes

Messrs.	Messrs.	Messrs.
Dittmer	Lemke	Savre
Endres	Lillehaugen	Schauss
Erickson, McKenzie	Lofthus	Shurr
Erickson, McLean	Lund	Smith
Espeland	Lynch	Solberg
Ettestad	McInnes	Steedman
Falconer	McKellar	Sticka
Fedje	McManus	Stoa
Fitch	Morgan	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Swendseid
Gessner	Niewoehner	Symington
Gilchrist	Noben	Thompson
Hagen	Odegard	Traynor
Hanson, Barnes	Oglesby	Treffry
Hanson, Stark	Olson, Hettinger	Twete
Henrickson	Olson, Slope	Twichell
Hill	Opdahl	Young
Hillman	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Godwin	Scholl
Biewer	Hanson, Benson	Sprenger
Correl	Homnes	Strutz
Crockett	Jardine	Wolf
Dahl	Lavik	Wright
Gilbertson	Mostad	

So the report was duly adopted.

The House returned to the Fifth Order of Business.

Mr. Flannigan placed in nomination the names of O. A. Ronning for the position of Assistant Proof Reader, and Arthur Johnson for the position of Telephone Messenger.

The question being on the election of O. A. Ronning as Assistant Proof Reader and of Arthur Johnson as Telephone Messenger, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peters
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jensen	Peterson, Mountrail
Arneson	Jodock	Piper
Bailey	Johnson	Place
Biewer	Johnston	Rathbun

Born	Jones	Rindy
Broschat	Kapfer	Rue
Brunsdale	Larson, Nelson	Sandlie
Carlson	Larson, Ransom	Sannes
Cunningham	Lemke	Savre
Endres	Lillehaugen	Schauss
Erickson,McKenzie	Lofthus	Scholl
Erickson, McLean	Lund	Shurr
Espeland	Lynch	Smith
Ettestad	McInnes	Solberg
Falconer	McKellar	Steedman
Fedje	McManus	Sticka
Fitch	Morgan	Stoa
Fitzgerald	Muus	Sundby, McLean
Flannigan	Nelson, Dickey	Sundby, Renville
Flaten	Nelson, Morton	Svingen
Fuglestad	Nelson, Ward	Swett
Gessner	Niewoehner	Swendseid
Gilchrist	Noben	Symington
Hagen	Odegard	Thompson
Hanson, Barnes	Oglesby	Treffry
Hanson, Stark	Olson, Hettinger	Twete
Henrickson	Olson, Slope	Twichell
Hill	Opdahl	Young
Hillman	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Godwin	Sprenger
Correl	Hanson, Benson	Strutz
Crockett	Homnes	Traynor
Dahl	Jardine	Wolf
Dittmer	Lavik	Wright
Gilbertson	Mostad	

So O. A. Ronning and Arthur Johnson were declared elected.

Courtesies of the floor were extended to J. I. Williams, Wells Co.; Miss Ruth Broschat, Cathay; Louis Lynch, Crosby; Arthur Ryder, Froid, Mont.

Mr. Stoa moved that all absent members be excused.

Which motion prevailed.

Mr. Fedje moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 7, 1933.

The House convened at two o'clock p. m. pursuant to adjournment, Speaker Craig presiding.

Prayer by C. W. Stewart, Mandan, N. D.

Roll Call. All members present except: Bettenhausen, Correll, Dahl, Gilbertson, Hanson, Homnes, Isaak, Jardine, Mostad, Muus, Smith, Sprenger, Strutz, Wolf, Wright, and Young.

Mr. Jodock moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Third Day After Recess and Fourth Day and recommend that the same be corrected as follows:

On page 3 strike out paragraph 1 and insert same after paragraph 5.

House Journal of third day on page 41, line 5, correct spelling of "Rauk".

And when so corrected recommend that the same be approved.

H. M. HENRICKSON,
Chairman.

Mrs. Rathbun moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A petition signed by Lettie Newbre of New Rockford and 72 others, addressed to members of the legislative assembly, urging members to use their influence and vote to prevent modification or repeal of prohibition laws, was read.

A communication from the Lundoff-Bicknell Company inviting members of the Assembly to visit the capitol building was read.

REPORT OF STANDING COMMITTEES

The committee on Mileage and Per Diem made the following report:

Madam Speaker: Your Committee on Mileage and Per Diem beg leave to submit the following report on mileage of the members of the House and recommend that the mileage indicated therein be allowed each member.

J. E. STOA,
Chairman.

Mr. Stoa moved that the report be adopted.

Mr. Flannigan made a substitute motion that the report on mileage and per diem be printed in today's Journal and that the report be re-referred to the committee for their further consideration.

Which motion prevailed.

MEMBERS OF THE HOUSE
MILEAGE AND PER DIEM

Dist. No.	Name	Miles by Car	Miles by Rail	Total
1.	Stone Hillman	20	682	702
2.	Mary A. Rathbun .....	....	654	654
1.	Earl D. Symington	10	694	704
2.	J. E. Stoa	5	432	437
3.	P. J. Flaten	24	618	642
3.	M. T. Lillehaugen	26	640	666
4.	Andrew Johnston	4	614	618
5.	David Steedsman	18	606	624
6.	Arnold E. Sandlie .....	....	544	544
7.	D. C. Cunningham	8	504	512
8.	Karl H. Brunsdale	4	500	504
8.	H. W. McInnes	2	454	456
8.	L. C. Odegard	12	494	506
9.	K. A. Fitch	2	388	390
9.	J. A. Jardine	2	388	390
9.	A. C. Johnson	2	388	390
9.	Nichol McKellar	2	388	390
9.	L. L. Twichell	2	388	390

Dist. No.	Name	Miles by Car	Miles by Rail	Total
10.	L. E. Correll .....	....	344	344
10.	M. H. Holte .....	....	344	344
11.	Carl H. Dittmer	10	446	456
11.	F. Paul Smith	4	360	364
12.	Dan R. Jones .....	....	490	490
12.	J. D. Holthusen	12	498	510
13.	O. C. Anderson	4	374	378
13.	A. N. Lavik	30	408	438
14.	Martin Larson	8	422	430
14.	Martin Lund	6	346	352
15.	Sam Oglesby	6	270	276
16.	Edw. Savre	4	350	354
16.	Bjorn Fuglestad	6	352	358
16.	C. F. Carlson .....	....	428	428
17.	O. B. Larson	28	640	668
17.	R. R. Lofthus	8	506	514
18.	M. P. Biewer	3	771	774
18.	Wm. M. Crockett	12	794	806
18.	E. A. Hill	8	790	798
19.	James McManus	2	554	556
19.	Carl Anfinson	24	500	524
20.	Minnie D. Craig .....	....	418	418
20.	J. C. Hanson .....	....	362	362
21.	C. O. Arneson	6	480	486
21.	Edwin Traynor .....	....	530	530
21.	Frank Gessner .....	....	456	456
22.	B. W. Lemke	14	474	488
22.	W. J. Gilchrist .....	....	474	474
23.	W. J. Flannigan .....	....	204	204
23.	R. E. Strutz .....	....	204	204
23.	R. R. Wright	12	204	216
23.	Ben Gilbertson .....	....	204	204
24.	Milton R. Young .....	....	322	322
24.	C. H. Opdahl	6	468	474
25.	J. F. Fitzgerald .....	....	246	246
25.	B. L. Nelson .....	....	302	302
26.	Math Dahl .....	....	94	94
26.	Val P. Wolf .....	....	170	170
27.	Wm. B. Falconer	10	.....	10
27.	Milton Rue .....	....	.....	.....
27.	J. M. Thompson .....	....	70	70
28.	Fred J. Shurr	28	472	500
28.	Peter Peterson .....	....	594	594
28.	C. O. Svingen	20	728	748
29.	H. L. Nelson	30	380	410
29.	Jack A. Patterson .....	....	380	380
29.	Alfred Mostad	12	380	392
29.	Einar Muus .....	....	380	380
30.	W. J. Godwin	12	.....	12
30.	Gus A. Schauss	32	.....	32
30.	J. T. Nelson .....	....	128	128
31.	Christ J. Hanson .....	....	272	272
31.	Ignatz Sticka	34	230	264
31.	Fred Born .....	....	182	182
32.	W. W. Treffry	8	324	332

Dist. No.	Name	Miles by Car	Miles by Rail	Total
32.	H. A. Rindy	18	292	310
33.	Geo. Aljets	22	292	314
33.	C. L. Broschat	32	292	324
34.	Ole Ettestad	10	296	306
34.	H. M. Henrickson	10	422	432
34.	H. F. Niewoehner	22	601	623
35.	Herbert F. Swett .....	....	88	88
35.	H. G. Kapfer	12	294	306
36.	D. L. Anderson	6	140	146
36.	H. D. Piper .....	....	198	198
36.	W. H. Bettenhausen	18	160	178
37.	M. H. Lynch .....	....	406	406
37.	C. H. Morgan	28	406	434
38.	C. J. Hanson .....	....	454	454
39.	C. T. Olson	2	716	718
39.	W. S. Place	40	716	756
39.	Nels P. Noben .....	....	360	360
40.	George P. Homnes .....	....	604	604
40.	R. A. Owings	18	522	540
40.	Einar Twete	34	604	638
41.	R. C. Sannes	60	670	730
41.	F. W. Erickson	12	622	634
42.	Lewis Hagen	6	456	462
42.	D. L. Peters	10	462	472
43.	Gilbert Sundby	18	516	534
44.	R. E. Swendseid .....	....	510	510
44.	Harry T. Peterson	20	254	274
45.	Ben Fedje	40	620	660
45.	O. N. Jodock	16	592	608
45.	Harvey R. Solberg	56	620	676
46.	Ole Sundby	26	220	246
46.	John A. Erickson	42	156	198
46.	R. R. Scholl .....	....	90	90
47.	Louis Endres	50	86	136
47.	Christ Sprenger	16	218	234
48.	J. W. Bailey	60	230	290
48.	Gottlieb Isaak	14	202	216
48.	N. P. Jensen	30	144	174
49.	Samuel A. Espeland	22	268	290
49.	O. C. Olson	14	636	650

The oath of office was administered to the following employees:

J. M. Leppert
O. A. Ronning
Peder L. Hjelmstad
Ellen King

Mr. Crockett moved that the rear row of seats be taken out of the House Chamber and no one allowed to congregate in the back of the room.

Mr. Swett made a substitute motion that the speaker

appoint a committee of three, of which the mover was not a member to investigate the seating arrangements and possibility of using amplifiers.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Crockett, Espeland and Rue.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 6, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "A" which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 5, 1933.

Madam Speaker: I have the honor to inform you that the Senate has appointed a committee consisting of Senators Whitman, Martin and Whelan, to act with a like committee of the House for the purpose of distributing the Bills and Journals.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 7, 1932.

Madam Speaker: I have the honor to transmit herewith Senate Resolution No. "A-1" which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

House Resolution No. 1 introduced by Representative Fitch, a concurrent resolution to limit the legislative assembly to a period of thirty days, was read the first and second times.

Mr. Swett moved that at the time the committees were announced that House Resolution No. 1 be referred to the proper committee.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS AND MEMORIALS

Senate Concurrent Resolution No. "A". Proposing an amendment to the Constitution of the United States, fixing the commencement of the terms of President, Vice President and members of Congress, and fixing the time of the assembly of Congress.

Was read the first and second times.

Mr. Swett moved that the rules be suspended and Senate Concurrent Resolution No. "A" be considered properly enrolled and engrossed and placed on third reading and final passage, and adopted by roll call.

Which motion prevailed.

ROLL CALL

The roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Jensen	Peterson, Mountrail
Bailey	Jodock	Piper
Biewer	Johnson	Place
Born	Johnston	Rathbun
Broschat	Jones	Rindy
Brunsdale	Kapfer	Rue
Carlson	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Cunningham	Lavik	Schauss
Dittmer	Lemke	Scholl
Endres	Lillehaugen	Shurr
Erickson, McKenzie	Lofthus	Solberg
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilchrist	Noben	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	Odegard	Treffry
Hagen	Oglesby	Twete
Hanson, Barnes	Olson, Adams	Twichell
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	
Bettenhausen	Homnes	Smith
Correll	Isaak	Sprenger
Dahl	Jardine	Strutz
Fitch	Mostad	Wolf
Gilbertson	Muus	Wright
Hanson, Benson	Sandlie	Young

So the resolution passed and the title was agreed to.

Senate Resolution No. A-1. Memorial to the members of the State Legislatures to memorialize Congress to pass Senate Bill 1197, known as the Frazier Bill.

Was read the first and second times.

Mr. Swett moved that the rules be suspended and Senate Resolution No. A-1 be considered properly enrolled and engrossed and placed on third reading and final passage.

Mr. Flannigan made a substitute motion that the resolution be adopted.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: S. E. Ellsworth, Jamestown; Mrs. Mabel Lindgren, Minot; Regna Wally, Velva; Elizabeth Huttner, Lignite, N. D.; Jessie McLachlin, Williston; Mrs. A. J. Gronna, Bismarck.

Mr. Swett moved that the House recess until 1:00 Monday afternoon.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTH DAY AFTER RECESS AND SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 9, 1933.

The House convened at 1:00 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

The Speaker announced the following committee appointments:

HOUSE STANDING COMMITTEES

AGRICULTURE: Shurr (chairman), Kapfer, Mostad, Holte, Erickson of McKenzie, Hagen, Godwin, Holthusen, Noben, Sprenger, Bettenhausen, Sannes, Symington, Flaten, Jodock, Hanson of Benson, and Dittmer.

APPORTIONMENT: Swett of the 35th District (chairman), Anderson of Logan, ranking member (36th District); 1st district, Rathbun; 2nd district, Stoa; 3rd district, Lillehaugen; 4th district, Johnston; 5th district, Steedsman; 6th district, Sandlie; 7th district, Cunningham; 8th district, McInnes; 9th district, Twichell; 10th district, Correll; 11th district, Smith; 12th district, Holthusen; 13th district, Anderson of Sargent; 14th district, Larson of Ransom; 15th district, Oglesby; 16th district, Carlson; 17th district, Lofthus; 18th district, Crockett; 19th district, Anfinson; 20th district, Hanson of Benson; 21st district, Arneson; 22nd district, Gilchrist; 23rd district, Flannigan; 24th district, Opdahl; 25th district, Nelson of Dickey; 26th district, Dahl; 27th district, Falconer; 28th district, Shurr; 29th district, Mostad; 30th district, Godwin; 31st district, Hanson of Stark; 32nd district, Treffry; 33rd district, Aljets; 34th district, Etestad; 37th district, Lynch; 38th district, Hanson of Barnes; 39th district, Place; 40th district, Owings; 41st district, Erickson of McKenzie; 42nd district, Hagen; 43rd district, Sundby of Renville; 44th district, Swendseid; 45th district, Jodock; 46th district, Scholl; 47th district, Sprenger; 48th district, Isaak; and 49th district, Olson of Adams.

APPROPRIATIONS: McManus (chairman), Opdahl, An-

derson of Sargent, Peters, Lemke, Henrickson, Hillman, Smith, Strutz, Sannes, Crockett, Traynor, Nelson of Morton, Solberg, Thompson, Peterson of Mountrail, Dahl, Jones and Sandlie.

BANKS AND BANKING: Opdahl (chairman), Wolf, Lemke, Brunsdale, Treffry, Dahl, Jodock, Traynor, Savre, Anderson of Logan, Dittmer, Peterson of Mountrail, Cunningham, Piper, Henrickson, Lavik and Muus.

CITIES AND MUNICIPAL CORPORATIONS: Svingen (chairman), Sundby of McLean, Odegard, Fitch, Peterson of Mountrail, Jensen, Muus, Larson of Nelson, Swett, Rindy and Correll.

CORPORATIONS OTHER THAN MUNICIPAL: Carlson (chairman), Nelson of Ward, Johnson, Fuglestad, Gilbertson, Flaten, Anfinson, Broschat and Smith.

COUNTIES: Anderson of Sargent (chairman), Wright, Noben, Homnes, Lund, Gessner, Nelson of Dickey, Schauss and Morgan.

DELAYED BILLS: Chairman to be selected by the committee as per rule number 41; Savre, Espeland, Ettestad, Nelson of Ward, and Jardine.

DRAINAGE AND IRRIGATION: Kapfer (chairman), Niewoehner, Erickson of McKenzie, Holte, Fedje, Gilbertson, Rue, Olson of Bowman, Anderson of Logan, Carlson and Twichell.

EDUCATION: Sundby of McLean (chairman), Owings, Smith, Broschat, Mostad, Correll, Rathbun, Lillehaugen, Jones, Lavik, Ettestad, Peterson of Bottineau, Johnson, Biewer, Solberg, Schauss and Brunsdale.

ELECTIONS AND ELECTION PRIVILEGES: Hanson of Barnes (chairman), Anfinson, Carlson, Gessner, Wolf, Gilchrist, Jardine, Larson of Nelson county, Peterson of Bottineau, Jodock, Lynch, Lavik, Hill, Hillman and Johnston.

ENGROSSMENT AND ENROLLMENT: Gilchrist (chairman), Erickson of McLean, Homnes, Oglesby, Odegard, Holthusen, Olson of Adams, Gilbertson and Nelson of Morton.

FEDERAL RELATIONS: Place (chairman), Sundby of McLean, McInnes, Steedsman, Anfinson, Erickson of McKenzie and Morgan.

GAME AND FISH: Twete (chairman), Svingen, McManus, Lofthus, Correll, Fitzgerald, Piper, Niewoehner and Steedsman.

HIGHWAYS AND BRIDGES: Flannigan (chairman), Crockett, Carlson, Lynch, Scholl, Shurr, Muus, Kapfer, Aljets, Johnson, Swendseid, Isaak, Flaten, Lund, Twete, Born and Nelson of Morton.

INSURANCE: Owings (chairman), Sundby of Renville, Stoa, Traynor, Svingen, Swett, Bailey, Peters, Patterson, Rindy, Holte, Larson of Ransom, Johnston, Fedje, Wright, Sticka and Young.

JUDICIARY: Swendseid (chairman), Anderson of Logan, Wolf, Homnes, Symington, Isaak, Lynch, McInnes, Savre, Twichell, Olson of Bowman, Patterson, Flaten, Gilbertson, Fitzgerald, Rue, Espeland, Arneson and Young.

LIVESTOCK: Treffry (chairman), Hill, Strutz, Morgan, Svingen, Hillman, Bettenhausen, Rindy, Sprenger, Hanson of Stark, Cunningham, Jensen, Nelson of Ward, Dittmer, Fuglestad, Hanson of Benson and McKellar.

MILEAGE AND PER DIEM: Stoa (chairman), Traynor and Scholl.

MILITARY AFFAIRS: Mostad (chairman), Symington, Fitch, Patterson, Owings, Lynch, Born, Dahl and Brunsdale.

MINES AND MINING: Isaak (chairman), Fedje, Thompson, Hanson of Stark, Olson of Adams, Johnson, Nelson of Dickey, McManus and Gessner.

PUBLIC DEBT: Lofthus (chairman), Erickson of McLean, Jones, Anderson of Sargent, Rathbun, McKellar, Olson of Bowman, Bettenhausen, Biewer, Bailey and Cunningham.

PUBLIC HEALTH: Jodock (chairman), Wolf, Gessner, Fuglestad, Endres, Morgan, Rathbun, Sticka and Smith.

PUBLIC PRINTING: Fedje (chairman), Strutz, Crockett, Fitch, Falconer, Erickson of McLean, Dittmer, Endres and Place.

PUBLIC SAFETY: Scholl (chairman), Opdahl, Dittmer, Gilbertson, Odegard, Jardine, Lemke, Larson of Nelson, and Peters.

RAILROADS: Crockett (chairman), Hanson of Barnes, Jardine, Godwin, Gilchrist, Correll, Larson of Ransom, Anderson of Logan, Patterson, Fuglestad, Etestad, McInnes and Steedsman.

REVISION AND CORRECTION OF JOURNAL: Savre (chairman), Hagen, Steedsman, Fitzgerald, Arneson, Brochat and Young.

RULES: Lemke (chairman), Etestad, McKellar, Sandlie, Wright, Brunsdale, Aljets, Solberg and Homnes.

SCHOOL AND PUBLIC LANDS: Henrickson (chairman), Hill, Sticka, Smith, Rathbun, Wright, McKellar, Hanson of Benson, and Falconer.

STATE AFFAIRS: Aljets (chairman), Flannigan, Swett, Twichell, Godwin, Lofthus, Swendseid, Rue, Olson of Adams,

Lillehaugen, Ettestad, Johnston, Treffry, Sandlie, Arneson, Holthusen, Hagen, Bailey and Brunsdale.

TAX AND TAX LAWS: Ettestad (chairman), Peterson of Mountrail, Twete, Jones, Hanson of Barnes, Oglesby, Mostad, Jardine, Shurr, Jensen, Brunsdale, Olson of Bowman, Nelson of Dickey, Lund, Lavik, Espeland, and Nelson of Morton.

TEMPERANCE: Strutz (chairman), Odegard, McKellar, Hill, Erickson of McLean, Young, Arneson, Hagen, Bettenhausen, Lillehaugen, Stoa, Muus, Fuglestad, Larson of Nelson, and Correll.

WAREHOUSE AND GRAIN GRADING: Lavik (chairman), Isaak, Fitzgerald, Peters, Oglesby, Sprenger, Morgan, Hanson of Barnes, Noben, Schauss, Johnston, Solberg, Biewer, Holte, Stoa, Larson of Nelson, and Gessner.

WAYS AND MEANS: Anfinson (chairman), Peterson of Mountrail, Young, Aljets, Born, Lund, Endres, Twete, Holthusen, Sundby of Renville, Piper, Fitch, Peterson of Bottineau, Rindy and Thompson.

JOINT COMMITTEES

JOINT COMMITTEE ON RULES: Sundby of Renville (chairman), Sannes, Flannigan, Thompson, Endres, Godwin and Homnes.

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS: Niewoehner (chairman), Nelson of Ward, Cunningham, Owings, Falconer, Johnson and Bailey.

JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS: Wolf (chairman), Falconer, Fitch, Anfinson, Anderson of Sargent, Peters and Jensen.

JOINT COMMITTEE ON PENAL INSTITUTIONS: Dahl (chairman), Henrickson, Flaten, Hillman, Kapfer, Rue and McInnes.

JOINT COMMITTEE ON INSURANCE: Sprenger (chairman), Gilchrist, Jones, Espeland, Born, Thompson and Biewer.

JOINT COMMITTEE ON LABOR: Lillehaugen (chairman), Gilbertson, Piper, Symington, Born, Sannes and Schauss.

JOINT COMMITTEE ON PUBLIC BUILDINGS: Hill (chairman), Place, Dittmer, Hanson of Stark, Larson of Ransom, Steedsman, and Sundby of McLean.

JOINT COMMITTEE ON STATE LIBRARY: Olson of Adams (chairman), Noben, Bettenhausen, Sticka, Patterson, Johnston, and Peterson of Bottineau.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 9, 1933.

The House convened at 2:00 p. m. pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Stewart.

Roll Call. All members present except: Correll, Erickson of McKenzie, Espeland, Fedje, Godwin, Lynch, Muus, Peters, Smith, Sundby of McLean, and Young.

Mr. Brunsdale moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

Page 3, line 7, strike out letters "H. M." and insert in lieu thereof "M. H."

Page 6, line 8, after "Senate Concurrent Resolution No. A" insert title.

On page 7, line 23, correct spelling of "Lindgreen".

And when so corrected recommend that the same be approved.

H. M. HENRICKSON,
Chairman.

Mrs. Rathbun moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A petition from Harry R. Harris and 23 others of New Rockford, asking retention of prohibition laws, was read.

Similar petition were received from The Sarnia Lutheran Congregation, Whitman, signed by Sec. M. T. Lillehaugen and S. K. Knutson, President; from the Quale Lutheran Congregation, Fordville, signed by Henry Helgeson, Secretary and S. K. Knutson, President; from the Fordville Lutheran Congregation, Fordville, signed by Carl O. Thoe, Secretary and A. E. Hylden, President; also from the Immanuel

Church, Edinburg, N. Dak., signed by J. T. Langemo, President, and from Odalin Church, Walsh County, signed by J. T. Langemo, President.

A petition signed by O. A. Mattingly of Williston, and 69 others, asking passage of laws cancelling interest and penalty on delinquent taxes, reduction of taxes for resident farmers, increase in taxes on Income, Inheritance, Corporation Property, Mortgages, Bonds, and Moneys and Credits; also requesting passage of compulsory hail insurance law covering all tillable land within the state.

A communication from the Rolla Women's club of Rolla, North Dakota, asking the furtherance by necessary legislation, the promotion of the International Peace Garden in Bottineau County, signed by Doris Johnson, President, and Kathleen Flumerfelt, Secretary, was read.

Mr. Flannigan nominated Miss Lois Lynch as House Stenographer.

ROLL CALL

The question being on employment of Lois Lynch as Stenographer, 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	Holte	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Homnes	Peterson, Mountrail
Anfinson	Isaak	Piper
Arneson	Jardine	Place
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Brunsdale	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fitch	McManus	Sundby, McLean
Fitzgerald	Morgan	Sundby, Renville
Flannigan	Mostad	Svingen
Flaten	Nelson, Dickey	Swett
Fuglestad	Nelson, Morton	Swendseid
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Traynor
Godwin	Odegard	Treffry
Hagen	Oglesby	Twete

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Olson, Adams	Twichell
Hanson, Stark	Olson, Bowman	Wolf
Henrickson	Opdahl	Wright
Hill	Owings	Madam Speaker
Hillman	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Fedje	Muus
Erickson, McKenzie	Hanson, Benson	Smith
Espelund	Lynch	Young

So Lois Lynch was declared elected.

Mr. Flannigan moved that inasmuch as Clara Kane and Lois Lynch had arrived too late to be sworn in on Saturday, January 7th, but had been working since that time, that their salary should begin as of that date.

Which motion prevailed.

The Speaker administered the oath of office to the following employees: Clara Kane, Arthur Johnston and Lois Lynch.

MESSAGE TO THE SENATE

Mr. President: I have the honor to return herewith the following Resolutions:

Senate Concurrent Resolution No. A.

Senate Resolution No. A-1.

Which the House has passed unchanged.

Very respectfully,
 JAMES P. CURRAN,
 Chief Clerk.

REPORT OF SPECIAL COMMITTEE

Madam Speaker: Your Special Committee on Seating Arrangements and the possibility of using amplifiers, recommend that the back row of seats will be taken out and nobody allowed on the floor of the Assembly. Any member is allowed the courtesy of the floor for their guests.

Further recommendation of incasing beam with Cellotex of Compo Board and further recommendation of hanging curtains on the walls to absorb the sound.

This committee recommends the adoption of the report.

W. M. CROCKETT
 ESPELAND
 MILTON RUE

Mr. Crockett moved the adoption of the report.

Which motion prevailed.

Mr. Opdahl moved that the House Committee on committee rooms be made a Joint Committee to work with a like committee from the Senate to arrange for committee rooms.

Which motion prevailed.

Mr. Thompson offered a resolution to appoint the official photographer for the House of Representatives of the 23rd Legislative Assembly of the State of North Dakota and moved its adoption.

Mr. Swett made a substitute motion that the Speaker appoint a committee of three, of which the mover was not a member, to confer with a like committee from the Senate, to whom the resolution should be referred.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Svingen, Piper and Holthusen.

Representative Niewoehner introduced:

Concurrent Resolution No. 2. A Concurrent Resolution relating to Resolution M. 13, passed by the 1931 Session of the Legislature suggesting to the Board of Capitol Commissioners that they investigate the electric or automatic roll call systems now upon the market for the purpose of determining whether such electric or automatic roll call system shall not be installed in the new Capitol now under construction.

Mr. Swett moved that same be referred to appropriate committee rather than printed in the Journal.

Which motion prevailed.

The Speaker referred Concurrent Resolution No. 2 to the Committee on State Affairs.

The House returned to the Eighth Order of Business.

Mr. Ettetstad moved that all newspapers be placed on the mailing list.

Which motion prevailed.

Mr. Ettetstad moved that all secretaries of county taxpayers' associations be placed on the mailing list.

Which motion prevailed.

Mr. Hagen moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
January 10, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Stewart.

Roll Call: All members present except Erickson, Espeland, Fedje, Fitch, Lynch, Muus, Opdahl and Sprenger.

Mr. Solberg moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifth Day After Recess and Seventh Day and recommend that the same be corrected as follows:

Page 1, line 15, correct spelling of "Dittmer".

Page 5, line 6, following "2:00" insert "P. M."

Page seven, line 20, correct spelling of "Arthur Johnston."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A proclamation from the Interstate Conference of Legislators, Washington, D. C., was read.

Mr. Swett moved that the original communication be given to the Speaker for her permanent files, that a copy of same be printed in the Journal, and that the Chief Clerk be instructed to tender the regrets of the State of North Dakota for its inability to send a representative to the Conference at Washington.

Which motion prevailed.

PROCLAMATION

On Friday, February 3, 1933, the first Interstate Conference of Legislators will convene in Washington, D. C., to discuss problems of conflicting taxation and to consider means for cooperation between the States in dealing with each other and with the Federal Government in respect thereto.

This notice and invitation is presented to The Speaker of the House of Representatives of the State of North Dakota for the official consideration of this body.

The Senate and the House of Representatives of each of the forty-eight States is entitled—and is urged—to send a delegate, and the Governor of each State is invited to send an adviser to represent him.

A prompt response to this invitation is cordially invited.

THE AMERICAN LEGISLATORS' ASSOCIATION

WILLIAM B. BELKNAP (Kentucky) //
President

GEORGE WOODWARD (Pennsylvania)
Vice-President

SEABURY C. MASTICK (New York)
Vice-President

(SEAL) HENRY W. TOLL (Colorado)
Director.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEE

The Committee on Mileage and Per Diem made the following report:

Madam Speaker: Your Committee on Mileage and Per Diem beg leave to submit the following report on mileage of the members of the House and recommend that the mile-

age indicated therein be allowed each member and that the report of this Committee on Mileage and Per Diem so presented to the House on the Fifth Legislative day or January 7th be stricken out and the following report be submitted in its place as a corrected report and made a part of the permanent record or Journal.

MILEAGE AND PER DIEM

Dist. No.	Name	Miles by Car	Miles by Rail	Total
1.	Stone Hillman	20	682	702
1.	Mary A. Rathbun .....	....	654	654
1.	Earl D. Symington	10	694	704
2.	J. E. Stoa	5	432	437
3.	P. J. Flaten	24	618	642
3.	M. T. Lillehaugen	26	640	666
4.	Andrew Johnston	4	614	618
5.	David Steedsman	18	602	620
6.	Arnold Sandlie .....	....	544	544
7.	D. C. Cunningham	8	504	512
8.	Karl H. Brunsdale	4	500	504
8.	H. W. McInnes	2	454	456
8.	L. C. Odegard	12	494	506
9.	K. A. Fitch	2	388	390
9.	J. A. Jardine	2	388	390
9.	A. C. Johnson	2	388	390
9.	Nichol McKellar	2	388	390
9.	L. L. Twichell	2	388	390
10.	L. E. Correll .....	....	348	348
10.	H. M. Holte .....	....	430	430
11.	Carl H. Dittmer	10	446	456
11.	F. Paul Smith	4	364	368
12.	Dan R. Jones .....	....	490	490
12.	J. D. Holthusen	12	498	510
13.	O. C. Anderson	4	374	378
13.	A. N. Lavik	4	408	412
14.	Martin Larson	8	422	430
14.	Martin Lund	6	346	352
15.	Sam Oglesby	6	270	276
16.	Edw. Savre	4	350	354
16.	Bjorn Fuglestad	6	352	358
16.	C. F. Carlson .....	....	428	428
17.	O. B. Larson	28	640	668
17.	R. R. Lofthus	8	506	514
18.	M. P. Biewer	3	771	774
18.	Wm. M. Crockett	12	794	806
18.	E. A. Hill	8	790	798
19.	James McManus	2	693	695
19.	Carl Anfinson	24	658	682
20.	Minnie D. Craig .....	....	418	418
20.	J. C. Hanson .....	....	362	362
21.	C. O. Arneson	6	480	486
21.	Edwin Traynor .....	....	530	530
21.	Frank Gessner .....	....	465	465

Dist. No.	Name	Miles by Car	Miles by Rail	Total
22.	B. W. Lemke	14	618	632
22.	W. J. Gilchrist .....	....	618	618
23.	W. J. Flannigan .....	....	204	204
23.	R. E. Strutz .....	....	204	204
23.	R. R. Wright	12	204	216
23.	Ben Gilbertson .....	....	204	204
24.	Milton R. Young .....	....	322	322
24.	C. H. Opdahl	6	468	474
25.	J. F. Fitzgerald .....	....	246	246
25.	B. L. Nelson .....	....	302	302
26.	Math Dahl	20	94	114
26.	Val P. Wolf	8	170	178
27.	Wm. B. Falconer	10	.....	10
27.	Milton Rue .....	....	.....	.....
27.	J. M. Thompson .....	....	70	70
28.	Fred J. Shurr	28	472	500
28.	Peter Peterson .....	....	594	594
28.	C. O. Svingen	20	728	748
29.	H. L. Nelson	30	380	410
29.	Jack A. Patterson .....	....	380	380
29.	Alfred Mostad	12	380	392
29.	Einar Muus .....	....	380	380
30.	W. J. Godwin	12	.....	12
30.	Gus A. Schauss	32	.....	32
30.	J. T. Nelson .....	....	128	128
31.	Christ J. Hanson .....	....	272	272
31.	Ignatz Sticka	34	230	264
31.	Fred Born .....	....	182	182
32.	W. W. Treffry	8	324	332
32.	H. A. Rindy	18	292	310
33.	Geo. Aljets	22	292	314
33.	C. L. Broschat	32	292	324
34.	Ole Ettestad	10	296	306
34.	H. M. Henrickson	10	422	432
34.	H. F. Niewoehner	22	601	623
35.	Herbert F. Swett .....	....	88	88
35.	H. G. Kapfer	12	294	306
36.	D. L. Anderson	6	140	146
36.	H. D. Piper .....	....	198	198
36.	W. H. Bettenhausen	18	160	178
37.	M. H. Lynch .....	....	406	406
37.	C. H. Morgan	28	406	434
38.	C. J. Hanson .....	....	454	454
39.	C. T. Olson	2	716	718
39.	W. S. Place	40	716	756
39.	Nels P. Noben .....	....	360	360
40.	George P. Homnes .....	....	604	604
40.	R. A. Owings	18	522	540
40.	Einar Twete	34	604	638
41.	R. C. Sannes	60	670	730
41.	F. W. Erickson	12	622	634
42.	Lewis Hagen	6	456	462
42.	D. L. Peters	10	462	472
43.	Gilbert Sundby	18	516	534
44.	R. E. Swendseid .....	....	510	510

Dist. No.	Name	Miles by Car	Miles by Rail	Total
44.	Harry T. Peterson	20	254	274
45.	Ben Fedje	40	620	660
45.	O. N. Jodock	16	592	608
45.	Harvey R. Solberg	56	620	676
46.	Ole Sundby	26	220	246
46.	John A. Erickson	42	156	198
46.	R. R. Scholl .....	.....	90	90
47.	Louis Endres	50	86	136
47.	Christ Sprenger	16	218	234
48.	J. W. Bailey	60	230	290
48.	Gottlieb Isaak	14	202	216
48.	N. P. Jensen	30	144	174
49.	Samuel A. Espeland	22	268	290
49.	O. C. Olson	14	636	650

J. E. STOA,
Chairman.

Mr. Stoa moved that the report be adopted.

ROLL CALL

The question being on the adoption of the report of the Committee on Mileage and Per Diem, 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	Hillman	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Brunsdale	Jones	Schauss
Carlson	Kapfer	Scholl
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington

Messrs.	Messrs.	Messrs.
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Owings	Young
Henrickson	Patterson	Madam Speaker
Hill	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Espeland	Fitch	Muus
Fedje	Lynch	Opdahl

So the report was adopted.

Mr. Flannigan nominated Elizabeth Huttner for the position of Clerk of the Judiciary Committee and J. I. Williams for the position of Clerk of Committee on State Affairs.

ROLL CALL

The question being on the election of Elizabeth Huttner as Clerk of the Judiciary Committee, and J. I. Williams as Clerk of Committee on State Affairs, 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	Hillman	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Brunsdale	Jones	Schauss
Carlson	Kapfer	Scholl
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Nelson, Dickey	Swett

Messrs.	Messrs.	Messrs.
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	Twichell
Hanson, Barnes	Olson, Bowman	Wolf
Hanson, Benson	Owings	Wright
Hanson, Stark	Patterson	Young
Henrickson	Peters	Madam Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Espeland	Lynch	Muus
Fedje	Mostad	Opdahl
Fitch		

So Elizabeth Huttner and J. I. Williams were declared duly elected.

At this time the Speaker administered the oath of office to J. I. Williams.

FIRST AND SECOND READING OF HOUSE BILLS

Representatives Twete, Svingen and Crockett introduced:

House Bill No. 1. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 210 of the Session Laws of 1925, Being Section 2197a of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, Relating to Redemption of Real Estate Sold at Tax Sales to Any County of this State.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Representative Niewoehner introduced:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. Ellis, Fort Clark; Ludwig Peterson, Langdon; John Gray, Lisbon; M. G. Josund, Bismarck; Clifford Stanley, Milnor; Guy Long, Milnor; O. P. Nahan, Casselton; Frank Roehun, Wishek; Ralph

Peart, Cass Co.; Matt Whalen, Ellendale; Mrs. Elsie Parker, Mandan; E. C. Lebachen, Grand Forks; Austin R. Smith, Mandan; Frank Adams, Bismarck; H. R. Handtman, Mandan; M. E. Lusk, Jamestown; W. P. Chestnut, Fargo; Mrs. Lelia Bowder, Jamestown; S. W. Knecht, Bismarck; C. V. Turner, Bismarck.

Mr. Peters moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

NINTH DAY

House of Representatives,
Bismarck, North Dakota,
January 11, 1933.

The House convened at 2:00 o'clock P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Herzberg.

Roll Call: All members present except Fitch and Lynch.

Mr. Stoa moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

Page 2, line 2, strike out the word "proclamations" and insert in lieu thereof the word "communications".

Page 3, line 8, strike out the words "Members of the House"; also line 15, strike out the figure "2" and insert in lieu thereof the figure "1".

Page 6, line 18, correct initials of "J. I. Williams".

Page 6, line 23, correct initials of "J. I. Williams".

Page 7, line 20, correct initials of "J. I. Williams".

Page 7, line 23, correct initials of "J. I. Williams".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

Mr. Traynor moved that the permanent Journal be corrected to read as follows:

Journal of Third Day, January 5th, page 40, line 33, strike out "21st district" and insert in lieu thereof "22nd district".

Which motion prevailed.

Mr. Savre moved the permanent Journal be further corrected as follows:

Journal of 5th day after recess and 7th day, January 9th, on page 3, line 34, strike out "Muus" and insert in lieu thereof "Patterson".

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A communication signed by the County Board of Golden Valley County, Beach, N. Dak., requesting the following legislative action was read:

"Assessment of real estate every four years, provision for county assessor, non-issuance of license to automobile owners until personal property taxes are paid, four year terms for county and state officers, provision for penalty for county officers who exceed their budget, consolidation of office of coroner with sheriff's office, abolishment of office of school and township treasurers, these duties to be performed by county treasurer, asking that no transportation be paid for transportation of children to school by bus, school elections to be held every two years instead of every year, and county agents to be paid same salary as county officials, based on population."

A petition signed by Rev. Eugene J. Schroeder, Pastor of the Evangelical Church of Cavalier, N. Dak., and 62 others asking prevention of modification or repeal of prohibition laws of the state was read and referred to the Committee on Temperance.

Similar petitions from Carl Lindstrom of Kulm and 46 others, and Miss Agnes Landgren of Powers Lake and 124 others, and Mrs. O. J. Oswald of Northwood and 103 others, were read and referred to Committee on Temperance.

A petition signed by E. J. Husel of Cooperstown and 50 others asking legislation permitting hunting of foxes from airplanes was read, and referred to the Committee on Game and Fish.

A resolution by the Wells County Taxpayers Association signed by Karl Krueger, President, asking retention of one

cent gasoline tax also retention of same by counties for road maintenance was read, and referred to the Committee on Highways and Bridges.

A resolution from the Amundsville Local of the Farmers' Union, of Ryder, North Dakota, asking legislation reducing the legal interest rate, protecting home-owners to the extent of 75% of the original valuation of farms and improvements made before and after loan executed; requiring mortgagee to return to mortgagor the difference between the sum due on mortgage and the valuation set by Board of Appraisers; and taxation based on income; compulsory hail insurance; adoption of the Frazier Bill, the Norbeck Bill or similar farm relief, was read.

Mr. Sundby moved that the communication be printed in the Journal.

Following discussion the motion was withdrawn and the resolution referred to the Committee on State Affairs.

Mr. Flannigan nominated Fritz Mongeon for the position of Assistant Mailing Clerk, Verna Grimstvedt for the position of Clerk of Committee on Taxes and Tax Laws and Ross Tisdale for the position of Chief Enrolling and Engrossing Clerk, and the transfer of Herman Butt from the position of Assistant Mailing Clerk to the position of Clerk of the Appropriations Committee.

ROLL CALL

The question being on the election of Fritz Mongeon for the position of Assistant Mailing Clerk, Verna Grimstvedt for position of Clerk of Committee on Taxes and Tax Laws, and Ross Tisdale for position of Chief Enrolling and Engrossing Clerk, and the transfer of Herman Butt from position of Assistant Mailing Clerk to position of Clerk of Appropriations Committee, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr

Messrs.	Messrs.	Messrs.
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.
Fitch
Lynch

So Fritz Mongeon, Verna Grimstvedt and Ross Tisdale were declared elected, and Herman Butt was transferred from Assistant Mailing Clerk to position of Chief Enrolling and Engrossing Clerk.

REPORT OF COMMITTEE ON RULES

Madam Speaker: Your House Committee on Rules begs leave to make the following unanimous report:

We recommend that the rules of the House in force during the 22nd Legislative Assembly be adopted with the following change:

That on page eight, Article Seven, on line two the title "Mr." be stricken out and insert in lieu thereof the title "Madam".

Your House Committee on Rules also recommends to the members of the House Committee on Joint Rules, that they, together with the Senate Committee on Joint Rules consider the matter of having both the Rules of the House and the Rules of the Senate printed in one pamphlet in the same manner and form as printed during the 22nd Legislative Session.

Your House Committee on Rules further recommends that the Secretary of State may retain two hundred copies for the

purpose of mailing out a copy to each newly certified elected member of the House prior to the Legislative Assembly of 1935.

(Signed) B. W. LEMKE,
Chairman.

Mr. Swett moved the adoption of the report.

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Madam Speaker: Your joint committee of House and Senate to make arrangements for committee rooms beg to report as follows:

We have made arrangements for three large rooms and one small room for the Senate in the Patterson Hotel at \$640.00 for the session, and three large rooms and two smaller rooms for the House in the Patterson Hotel at \$640.00 (dollars) for the session. All rooms to be completely furnished with tables, chairs, etc., and janitor service.

E. C. STUCKE,
W. S. WHITMAN,
For the Senate.

C. H. OPDAHL,
F. PAUL SMITH,
R. E. SWENDSEID,
For the House.

Mr. Opdahl moved the adoption of the report.

ROLL CALL

The question being on the adoption of the report of the Joint Committee of House and Senate to arrange for committee rooms, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss

Messrs.	Messrs.	Messrs.
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson,McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.

Fitch
Lynch

So the report was declared adopted.

A communication relative to the state's financial condition was received from the State Auditing Board.

Mr. Swett moved that such communication be printed in the Journal.

Which motion prevailed.

Bismarck, North Dakota,
January 11, 1933.

To the Twenty-Third Legislative Assembly,
Bismarck, North Dakota.

In order that you may be advised as to the financial condition of the State at the present time, the State Auditing Board submits the following information.

On August 25, 1932, Hon. John Steen, then State Auditor, presented the following request to the State Auditing Board, which request was approved:

"To the State Auditing Board of North Dakota,
Bismarck, North Dakota.

Whereas Paragraph 17 of Chapter 261 of the 1931 Session Laws provides, that in case of emergency, and in anticipation of taxes levied and in process of collection, the Auditor with the advice and consent of the State Auditing Board, may issue warrants in payment of duly authorized vouchers, which warrants so issued shall be paid by the State Treasurer out of any funds in his hands, other than sinking funds, the use of which is limited by the Constitution of this State; and

Whereas, the General Fund of this State due to slow tax collections is almost depleted; and

Whereas, there was on July 1st, 1932 due the General Fund of the State from uncollected taxes the following sums:

Due from 1929 taxes	\$ 173,884.85
Due from 1930 taxes	503,075.30 and
Due from 1931 taxes	1,669,488.37

or a total for the three years of ...\$2,346,448.52

I hereby request the consent of the State Auditing Board to overdraw the General Fund to the amount of \$600,000.00, which amount I deem sufficient to meet the current obligations of the State.

Respectfully,

JOHN STEEN (Signed)

Bismarck, N. Dak., Aug. 25, 1932.

State Auditor.

Request approved:

GEO. F. SHAFER (Signed)
Governor

ROBERT BYRNE (Signed)
Secretary of State

GILBERT SEMINGSON (Signed)
State Examiner."

A portion of the above authorization was used, which sum was refunded through subsequent collections. At the meeting of the Auditing Board on January 6, 1933, Hon. Berta E. Baker, State Auditor, presented a similar request to the State Auding Board, which request was approved in the sum of \$100,000.00.

On January 5th, there was an overdraft of \$16,273.29. The vouchers presented to the Auditing Board at the meeting of January 6th, totaled \$25,122.29 and in addition to this, the following Institutions had unpaid obligations as indicated below:

December Payroll

Deaf School Payroll	\$ 4,453.01
Mandan Training School	3,391.35
Forestry School	2,338.24
Science School	5,058.81
Ellendale Normal & Industrial	4,343.51
Mayville Normal	6,075.11
Blind School	1,106.63
Valley City Normal	11,228.91
Dickinson Normal	5,333.24
Agricultural College & Extension	25,291.75
University	33,796.54
Minot Normal	12,167.30
TOTAL	\$114,584.40

Aid to rural schools due in September, 1932, amounting to \$221,918.67 is unpaid.

Aid to high schools due at the same time amounting to \$77,914.00 is unpaid.

It will be proper to anticipate the payment due the Legislature on the twentieth day of the session which, based on the sum required by the Twenty-Second Assembly, amounts to \$31,514.40. This includes the mileage and per diem of members of the Legislature and employees but does not include the expenses for printing and miscellaneous items.

In addition to the above there are miscellaneous bills outstanding approximating more than \$25,000.00, bringing the total to more than \$500,000.00, which amount increases daily.

This situation constitutes an emergency and is called to the attention of the Legislature at this early date so that there may be ample time for consideration of the matter.

Very respectfully,

STATE AUDITING BOARD:

WILLIAM LANGER
Governor

ROBERT BYRNE
Secretary of State

BERTA E. BAKER
State Auditor

ALFRED S. DALE
State Treasurer

GILBERT SEMINGSON
State Examiner.

Concurrent Resolution No. 1 previously introduced by Representative Fitch, was referred to the Committee on Ways and Means.

The oath of office was administered to the following employees: Verna Grimstvedt, Elizabeth Huttner, and Fritz Mongeon.

SEVENTH ORDER OF BUSINESS

HOUSE CONCURRENT RESOLUTION NO. 3

Introduced by C. H. Morgan, of Richland County

CONCURRENT RESOLUTION—Great Lakes-St. Lawrence Waterway.

WHEREAS, on the 20th day of February, 1931, there was introduced in the 1931 Session of the North Dakota Legislature a concurrent resolution relating to the Great Lakes-St. Lawrence Waterway, and

WHEREAS, said resolution was adopted unanimously by the said House of Representatives of the State of North Dakota and was subsequently concurred in by the Senate of the State of North Dakota, and

WHEREAS, said resolution urged that the Congress of the United States enact necessary preliminary legislation for the development of the St. Lawrence Waterway to the sea, and

WHEREAS, such resolution further memorialized the President of the United States to proceed to negotiate a treaty with Canada for the development of said plan, and

WHEREAS, there is now pending in the United States Senate before the Foreign Relations Committee a seaway treaty, the ratification of which is necessary in order that the Great Lakes-St. Lawrence Waterway may be completed,

Therefore, be it resolved by the House of Representatives of the State of North Dakota, Senate concurring, that the United States Senate is hereby memorialized to ratify said treaty at the present short session of Congress, thereby clearing the way for extending ocean carriage 1500 miles into the heart of this continent.

Be it further resolved that copies of this resolution be forwarded to the President of the United States and to the Senate and House of Representatives of the United States.

Referred to Committee on Federal Relations.

Mr. Sundby (of McLean):

“Madam Speaker: I move that the resolutions of the Farmers’ National Relief Conference held at Washington,

D. C., December 7th to 10th, 1932, which statement was made to Congress and made a part of the Congressional Record be printed in the Journal and made a part of the records of the Twenty-third Legislative Assembly."

Which motion prevailed.

REPORT OF FARMERS NATIONAL RELIEF CONFERENCE

Washington, D. C.—December 7-10th, 1932
Statement to Congress

We farmers, 286 strong, represent the struggling majority of the farm population in 29 states and represent 36 different farm organizations, various political and religious creeds, races and colors. For the first time in history, we come ourselves face to face with Congress without high salaried "Farm Leaders or Lobbyists" standing between to becloud and divert our purpose. And our purpose is to demand immediate action. We are determined to stop a ruthless pressure from creditors who threaten to sweep us from our land and home.

For the last three years, a world economic crisis has sharpened the effect of ten years of post war farm depression. Our last reserves have been taken from us. We are not responsible for the universal breakdown that forced seventy millions of Americans into economic distress, uncertainty and want in the richest country in the world.

We know that the relief funds are largely squeezed from the worried balance of the population who are themselves slipping toward the brink of joblessness. We know that fantastic costs of local, State and Federal governments are also squeezed from them by Sales Taxes while the big incomes and corporations escape. We know that actual starvation is more and more frequently admitted in spite of bulging banks and storehouses of food. We have seen food destroyed and everywhere our crops rot on the ground in a marketless country because hungry millions have lost their purchasing power.

In the face of this social calamity "Farm Leaders" and politicians dare to talk of "Surplus:" Dare to base legislation on a theory of reduction of acreage that will fit the present starvation markets. Finally this bankrupt leadership dares to advocate the abandonment of our scientific and technical advances in farming and recommends that we return to a primitive, self-sufficing form of peasant farming.

We declare that this country is in the throes of a permanent farm crisis which threatens us with degradation and poverty unless we enforce abrupt changes in our economic set-ups. We declare that such an emergency can be met only by putting into effect the following demands which

must be considered as a whole. We ask Congress to suspend its rules and to permit the delegation from the Farmers' National Relief Conference to read these demands on the floor of Congress and that Congress shall immediately proceed to the enactment of emergency legislation on the basis of these demands.

WE DEMAND:

I. FEDERAL CASH RELIEF:

(a) To raise all rural families to a minimum health and decent standard of living, a minimum fund of \$500,000,000 must immediately be appropriated for the relief of that section of the distressed farm population in need of immediate relief, regardless of race, creed or color.

II. FEDERAL RELIEF IN KIND:

(a) Food products and supplies needed for relief of city unemployed should be purchased by the Federal Government directly from the farmers at a price which will insure the cost of production plus a decent standard of living.

(b) The processing and transportation of these food products and other relief supplies shall be regulated by the Federal Government so as to prevent profits to the food monopolies and transportation companies during this period of economic crisis.

III. ADMINISTRATION OF RELIEF FOR FARMERS:

(a) Federal cash relief and relief in kind to be administered by local committees of farmers in each township, precinct or other local unit selected by a mass meeting of all farmers needing relief.

IV. GOVERNMENT PRICE FIXING:

(a) A price regulating body controlled by actual consumers and producers, must be immediately elected whose function shall be to reduce prices to consumers and raise prices for all farm products sold. This adjustment to be made by deduction from the swollen profits of the profiteers who stand between field and family.

V. THE DEFEAT OF ANY LEGISLATION BASED ON THE THEORY OF "SURPLUS" PRODUCTION:

While millions of our population are under-nourished through loss of purchasing power, the acceptance of the surplus theory is a crime against farmers and workers.

VI. CREDIT:

(a) The enactment of legislation which will provide production credit for all farm families so as to insure a basis for national consumption at normal levels. This credit is to be administered as in Section III (above).

(b) The defeat of all proposals and the repeal of all legislation now in force which provides credit only for well-to-do farmers and corporations with collateral.

VII. DEBT HOLIDAY:

(a) A moratorium on mortgages, interest and rents for all farmers whose volume of production has until recently sustained the farm family at a decent standard of living.

(b) Cancellation of mortgages, interest, food and seed loans and debts for supplies and furnishing for farmers whose volume of production and economic unit has always been too small to carry the debt load and support the family at a minimum health standard. (Marginal farmers, share croppers and others.)

(c) Cancellation of back farm taxes and moratorium on future farm taxes during the crisis.

VIII. NO EVICTIONS:

During this national crisis Congress must declare all foreclosures, seizure of property and evictions illegal. We farmers have no collateral, but we represent the majority of the farm population. We have at last been forced to organize and present to this Congress our final demands. If our duly elected national representatives and senators fail as did the local, county and state authorities, then we pledge ourselves to protect our fellow farmers from suffering and their families from social disintegration, by our united action.

Adopted by the Farmers' National Relief Conference, in Session, Washington, D. C., December 8, 1932.

Certified as correct copy. (Signed) Lem Harris, Executive Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 3. 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 first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

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

The Committee on Appropriations introduced:

House Bill No. 5. 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.

The Committee on Appropriations introduced:

House Bill No. 6. 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 first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

House Bill No. 7. 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 first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

House Bill No. 8. 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 first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

House Bill No. 9. 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 first and second times and referred to the Committee on Appropriations.

Representative O. B. Larson introduced:

House Bill No. 10. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 274 of the Session Laws of 1927, Defining Usury.

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

Representative Odegard of Traill introduced:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to William Thatcher, Bottineau; George Langen, Lisbon; R. T. Meddaugh, Westhope; Henry P. Simpson, Jamestown; Carl Schultz, Noonan; H. E. Paul, Bismarck; Theo. Swenside, Amidon; L. J. Wehe, Bismarck; Elvin P. Christenson, Minot; Mr. Ed Foss, Hazen, and Mrs. E. Foss, Hazen.

Mr. Swett moved that the House do now recess until 1:00 P. M. o'clock tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

NINTH DAY AFTER RECESS AND TENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 12, 1933.

The House convened at 1:00 'clock P. M., pursuant to recess taken, Speaker Craig presiding.

TENTH ORDER OF BUSINESS

FIRST AND SECOND READING OF HOUSE BILLS

Representative Peterson of Mountrail introduced:

House Bill No. 12. A Bill for an Act to Amend and Re-enact Subdivision (b) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 165 and 167 of the Session Laws of 1929, being an Act to Provide for the Taxing and Licensing of Motor Vehicles and Trailers, the Creation of a Department of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, his Powers and Duties, Establishing the Distribution of Fees Received Therefrom, Fixing Penalties for the Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and for a Law Relating to the Subject Matter of this Act.

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

The Committee on Appropriations introduced:

House Bill No. 13. 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 first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, 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.

The Committee on Appropriations introduced:

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

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

Representative Piper introduced:

House Bill No. 17. A Bill for an Act Providing that it shall be Unlawful for any Executive, Legislative, Ministerial or Judicial Officer to Employ, Appoint, or Vote for the Employment or Appointment of any Person Related to him by Affinity or Consanguinity within the Third Degree, and further Providing when Employment of Relatives is Unlawful, and when Unlawful to Pay Salary in Certain Cases, and when an Employment or Appointment is Unlawful, and when Relatives cannot hold Office, and Officers Affected, and Penalty for Violation of this Act, and Providing that a Violation of this Act is Cause for Removal from Office; and this Act shall be Cited as the Law on Nepotism; and Making the Act an Emergency Measure, and Repealing all Other Acts and Parts of Acts in Conflict Herewith.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 12, 1933.

Madam Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
 SIDNEY A. PAPKE,
 Secretary.

CONSIDERATION OF MESSAGES FROM THE SENATE

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Mr. Swett moved that the Chair appoint a committee of three, of which the mover was not a member, to draw up suitable resolutions for deceased legislators.

Which motion prevailed.

The House returned to the Third Order of Business.

Mr. Hill moved that the permanent Journal be corrected as follows:

In Journal of the First Day, January 3rd, page 16, line 53, strike out the word "ministers" and insert in lieu thereof the word "clergy."

Which motion prevailed.

Mr. Aljets moved that the permanent Journal be corrected as follows:

In Journal of First Day, January 3rd, page 16, line 47, following the name "Wood" insert the name "Walter Martin."

Which motion prevailed.

At this time the oath of office was administered to Ross Tisdale, of St. Thomas.

Mr. Hill moved that the House do now adjourn.

Which motion prevailed.

TENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 12, 1933.

The House convened at 2:00 o'clock P. M. pursuant to adjournment taken, Speaker Craig presiding.

Prayer by Rev. Herzberg.

Roll Call: All members present except Born, Carlson, Fitch, Fitzgerald, Fuglestad and Lynch.

Mr. Mostad moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Ninth Day and recommend that the same be corrected as follows:

On Page 2, line 7, correct spelling of "thereof".

On page 2, line 19, following the word "action" insert a comma.

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by Vernon Nichols of Center and 23

others asking prevention of modification or repeal of prohibition laws was read and referred to the Committee on Temperance.

Similar petitions from Mrs. Leslie Swanson of Fairmount and 42 others, Mrs. J. A. Youngman of Dickey and 39 others, O. P. Cushman of Grand Forks and 85 others, Ralph Shirley of Steele and 59 others, Rev. Robt. Bechtle of Fargo and 76 others were read and referred to the Committee on Temperance.

A communication from former Representative George Worner of Great Bend, North Dakota, was read.

Mr. Strutz moved that same be printed in the Journal.

Which motion prevailed.

Great Bend, North Dakota,
January 2nd, 1933.

To The Honorable Members of the House of Representatives,

Bismarck, North Dakota.
Ladies and Gentlemen:—

Greetings! I would like to be with you to renew friendships and exchange friendly greetings with you, my worthy colleagues, with whom I sat in the Legislative Assemblies of 1925, 1927, 1929 and 1931. I have lived over half a century in North Dakota and Richland County, the state and county whose people I love.

I have seen the state wet and dry and in the power of various parties. I regret that I cannot be with you to meet former friends and make the acquaintance of the new members of the legislature, but while this pleasure is denied me, I take this means of expressing to you my hearty good wishes and pray the Lord to bless you all and give you wisdom to enact such laws as will prove a blessing to our great state and an honor to the Senate and House of Representatives.

Yours very truly,
GEORGE WORNER.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

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

Strike out the figures "\$100.00" on line 2 and insert "\$50.00" in lieu thereof.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

James McManus moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Savre moved that Mr. Ettestad be excused from the Committee on Education and Representative Niewoehner placed thereon.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Representatives Sannes and Erickson of McKenzie introduced:

House Bill No. 18. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the Session Laws of 1929, being an Act Providing for the Storage of Grain upon Farms and on or near Railway Rights-of-Way within the State of North Dakota, Regulating the Same for the Purpose of Procuring Loans upon such Grain; Making Provisions for the Issuance of Negotiable Warehouse Certificates upon Grain so Stored, not in a Public Warehouse; Creating a "Farm Storage Commission of the State of North Dakota," Prescribing its Duties and Empowering said Commission to Make Rules and Regulations Necessary or Advisable to the 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 Warehouses and Grain Grading.

The Committee on Appropriations introduced:

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs 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.

The Committee on Appropriations introduced:

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients 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.

Mr. Peterson of Mountrail moved that House Bill No. 12, previously referred to the Committee on State Affairs, be re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to Dr. A. O. Henderson, Mandan; Wm. Bierwogen, Elgin; H. D. Law, Mandan; Wm. Schantz, Bismarck; Aug. Slettum, Turtle Lake; W. N. Harris, Turtle Lake; E. Russel, Turtle Lake; Al P. Simons, Bismarck; C. R. Stauffer, Hurdsfield; E. H. Morisette, Hurdsfield; Fred J. Traynor, Devils Lake; P. F. McIntee, Norma; Ludwig Pederson, Langdon; F. Beglan, Ashley; Albert Doerr, Ryder.

Mr. Swett moved that the House do now recess until 1:30 P. M. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TENTH DAY AFTER RECESS AND ELEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 13, 1933.

The House convened at 1:30 P. M., pursuant to recess taken, Speaker Craig presiding.

The House returned to the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 8. 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.

JAMES McMANUS,
Chairman.

James McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 5. 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.

JAMES McMANUS,
Chairman.

James McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 9. 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 be indefinitely postponed.

JAMES McMANUS,
Chairman.

James McManus moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swett moved that the vote by which House Bill No. 9 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EIGHTH ORDER OF BUSINESS

The Speaker appointed the following committee to draw up suitable resolutions for deceased Members of the Legislature: Representatives Svingen, Holte and Niewoehner.

TWELFTH ORDER OF BUSINESS

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 12, 1933.

Madam Speaker: I have the honor to transmit herewith engrossed copy of Joint Resolution No. 1 which the President has signed and your signature is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

Mr. Twichell moved that Joint Resolution No. 1 be returned to the Senate for the purpose of being properly enrolled.

Which motion prevailed.

Mr. Falconer moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

ELEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 13, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Herzberg.

Roll Call: All members present except: Fitch, Fitzgerald, Johnson, and Traynor.

Mr. Jodock moved that all absent Members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Ninth Day after Recess and Tenth Day and recommend that the same be corrected as follows:

Page 2, line 28, correct spelling of "Consanguinity."

Page 7, line 6, strike out "Peterson," and insert in lieu thereof "Swendseid."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by Henry Fairchild, Chairman of Kidder County Taxpayers Association, recommending reduction of election officials' per diem, discontinuance of road work, prevention of increased gas tax levy, decrease in auto license fees, county auditors to collect auto license fees, reduction of rental of school lands, consolidation of county offices, reduction of legal interest rate, and reduction of salaries of county deputies and clerks, was read and referred to the Committee on State Affairs.

A communication signed by Linus Johnson, President of Rolette County Taxpayers Protective Association, asking reduction of activities and expense of the Game and Fish Department, and reduction of license fees, was read and referred to the Committee on Game and Fish.

Also a communication signed by Mr. Linus Johnson favoring the passage of an anti-nepotism bill was read and referred to the Committee on Ways and Means.

A communication signed by the County Commissioners of Stark County protesting the diversion of part of gasoline tax for relief of the poor was read and referred to the Committee on Taxes and Tax Laws.

A communication signed by Mrs. M. D. Kavanagh, President of the Devils Lake Twentieth Century Club, relative to the International Peace Garden, was read and referred to the Committee on Federal Relations.

A communication signed by L. K. Morland of Amidon, asking extension of time for redemption on real estate, reducing legal rate of interest, consolidation of counties, and recommending permanent closing of Teachers Colleges at Ellendale and Mayville, and consolidation of School of Forestry at Bottineau with Agricultural College, and State School of Science with State University, and asking passage of graduated income tax, was read and referred to Committee on Ways and Means.

Temperance petitions from J. I. Carter, of Grand Forks, and 19 others, and from J. R. Wenrick, of St. Thomas, and 48 others, were read and referred to the Committee on Temperance.

A communication signed by E. H. Cook of Backoo and 58 others asking reduction of tuition fees for High School pupils was read and referred to the Committee on Education.

Similar petitions signed by J. J. Samson, of Pembina County, and 21 others, and G. J. Dalstead of Akra, and 44 others, were read and referred to the Committee on Education.

A petition signed by Evert Ubben, of LaMoure, and 80 others asking discontinuance of Game Preserve on Cottonwood Lake, was read and referred to the Committee on Game and Fish.

A petition requesting repeal of the Dog Tax Law, signed by G. G. Mantz and 92 others, was read and referred to Committee on Agriculture.

Mr. Swett moved that the Speaker appoint a committee of three to act with a like committee from the Senate to arrange for a joint memorial service some time during the first part of February.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Strutz, Solberg, and Hanson of Stark.

FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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.

The Committee on Appropriations introduced:

House Bill No. 22. 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.

The Committee on Appropriations introduced:

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, 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.

The Committee on Appropriations introduced:

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

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

The Committee on Appropriations introduced:

House Bill No. 25. 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.

The Committee on Appropriations introduced:

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs 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.

Mr. Falconer introduced:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Was read the first and second times and referred to the Committee on School and Public Lands.

Mr. Shurr (by request) introduced:

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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

Representatives Hill and Jones introduced:

House Bill No. 29. A Bill for an Act to Amend and Re-enact Section 2263 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to County Agent Work and Provision Therefor.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Mr. Larson of Nelson introduced:

House Bill No. 30. A Bill for an Act Amending and Re-enacting Section 965 Compiled Laws 1913 Providing for the Delivery of Ballots and Other Election Supplies by the County Auditors to the Inspectors of Election in Each Precinct of Their Respective Counties.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. R. E. Swendseid introduced:

House Bill No. 31. A Bill for an Act Repealing Sections 9971a1 and 9971a2 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 128 of Session Laws of 1931, Relating to the Drawing of Bank Checks or Drafts Without Funds in the Bank to Protect Same and Making the Same a Misdemeanor; and Providing a Penalty Therefor.

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

Mr. R. E. Swendseid introduced:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

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

Mr. Sandlie introduced:

House Bill No. 33. A Bill for an Act Defining the Term "Machine Gun and Crimes of Violence"; Declaring the Effect of Possession or Use of the Machine Gun for Offensive or Aggressive Purpose; Declaring the Presumptions Arising Out of Possession or Use of Machine Guns. Provided for the Registry of All Machine Guns Manufactured or Handled by Any Manufacturer; Provided for Process for Searching Any

House or Place Supposed to Contain Such Weapons and for the Disposal of Any Machine Guns Taken from a Person who is Holding the Same for Purposes in Violation of this Act.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 13, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "B," which the Senate has passed, and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

TWELFTH ORDER OF BUSINESS

Senate Concurrent Resolution "B" was read and referred to Committee on State Affairs .

The House returned to the Fourth Order of Business.

REPORT OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

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

OLE ETTESTAD,
Chairman.

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

Mr. Ettestad moved that the rules be suspended, that Senate Bill No. 31 be considered properly engrossed and be put upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; 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, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnston	Rue
Broschat	Jones	Sandlie
Brunsdale	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Schauss
Crockett	Lavik	Scholl
Cunningham	Lemke	Shurr
Dahl	Lillehaugen	Smith
Dittmer	Lofthus	Solberg
Endres	Lund	Sprenger
Erickson, McKenzie	Lynch	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	McKellar	Stoa
Ettestad	McManus	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Flannigan	Muus	Svingen
Flaten	Nelson, Dickey	Swett

Messrs.	Messrs.	Messrs.
Fuglestad	Nelson, Morton	Swendseid
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Hill	Traynor
Fitzgerald	Johnson	

So the bill passed and the title was agreed to.

Mr. Ettestad moved that the vote by which Senate Bill No. 31 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,
January 13, 1933.

Madam Speaker: I have the honor to transmit herewith enrolled copy of Joint Resolution No. 1 which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 13, 1933.

Mr. President: I have the honor to return message from the Senate attached to Joint Resolution No. 1 for correction.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 13, 1933.

Madam Speaker: I have the honor to transmit herewith enrolled copy of Joint Resolution No. 1, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign Joint Resolution No. 1.

The Chief Clerk announced that the Speaker had signed Joint Resolution No. 1.

GENERAL ORDERS

Mr. Twete 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. Twete 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. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

"Strike out figures "\$100.00" in line two and insert "\$50.00" in lieu thereof.

And when so amended recommend that the same do pass.

EINAR TWETE,
Chairman.

Mr. Peters moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Russell Young, Bismarck; Mrs. L. B. Sowles, Bismarck; Geo. Thompson, Jamestown; Joy Wiese, Washburn; Paul Slagg, Washburn;

Ross Josephson, Washburn; Charles Scholl, Washburn; R. R. Scholl, Washburn; S. G. Calvelage, Jamestown; A. F. Glimm, Zahl; George Rose, Ellendale; Charles F. Martin, Bismarck; A. J. Jenson, Ellendale; Miss Fleming, Mandan; Miss Thorp, Mandan; J. A. Patterson, Minot; Mr. and Mrs. Burgeois, Bismarck; Mrs. Aug. Johnson, Bismarck.

Mr. Peters moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWELFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 14, 1933.

The House convened at 2:00 P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Herzberg.

Roll Call: All members present except Representatives Dittmer, Fitzgerald, Godwin, Jardine, McKellar, Savre, Schauss and Traynor.

Mr. Morgan moved that all absent members be excused.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Brunsdale moved that the House reconsider the clincher motion placed on Senate Bill No. 31 after its passage.

Which motion prevailed.

Mr. Brunsdale moved that the House reconsider the vote by which the House passed Senate Bill No. 31.

Which motion prevailed.

Mr. Brunsdale moved that Senate Bill No. 31 be returned to the Senate with the request that it be properly engrossed.

Which motion prevailed.

The House returned to the Third Order of Business.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Tenth Day After Recess and Eleventh Day and recommend that the same be corrected as follows:

Page 1, strike out all of line 26.

Page 2, strike out all of line 9.

Page 2, strike out all of line 26.

Page 11, strike out lines 31 and 32 and insert in lieu thereof "Strike out figures '\$100.00' in line two and insert '\$50.00' in lieu thereof.

"And when so amended recommend that the same do pass."

Following the name "Einar Twete" in line 33, insert the word "Chairman."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by officers of W. C. T. U. of West Fairview requesting legislators to uphold present prohibition laws was read and referred to the committee on temperance.

Similar petitions signed by Mrs. I. M. Bigelow, Mankato, N. Dak., and 52 others; H. Ralph Shirley of Steele, N. Dak., and 67 others, and Capt. Flora Edwards, of Mandan, N. Dak., and 55 others, were read and referred to the Committee on Temperance.

A petition signed by Hjalmer M. Johnson of Shepherd and 12 others requesting consolidation of State Teachers' Colleges, smaller appropriations for State University and Agricultural College, reduction of high school tuition 50%, repeal of dog tax law and reduction of automobile and truck license fees was read and referred to the Committee on State Affairs.

A petition signed by E. D. Beaudair of New Rockford, and 59 others, requesting passage of bill introduced to abolish penalties on delinquent taxes, reduction of legal interest rate and extension of time between delinquent date and date of transfer of title to county was read and referred to the Committee on Tax and Tax Laws.

Resolutions forwarded by Resolutions Committee of Bull Butte Township, Williston, N. Dak., requesting continuance of appropriations for state school aid; return of property valuation for tax purposes to 75% of true value, as formerly; requesting it be made mandatory for school officers to hold public meeting and allow open discussion of all school board transactions; requiring Bank of North Dakota to pay taxes on all acquired land; asking extension of time for redemption of all foreclosed land for period of two years, asking compulsory hail insurance on all tillable land were read at the desk, and referred to the appropriate committees.

Resolutions asking continuance of office of Veterans' Service Commissioner signed by Capt. A. A. Jones of Bismarck were read and referred to the Committee on Military Affairs.

A petition signed by G. F. Simons of Williston, North Dakota and 23 others, asking reduction of taxes on real estate on resident farmers, graduated income tax, graduated property tax, and compulsory hail insurance was read and referred to the Committee on Tax and Tax Laws.

A petition signed by Geo. P. Moeller of Hettinger, N. Dak., and 63 others asking abolishment of penalty on delinquent taxes was read and referred to the Committee on Tax and Tax Laws.

REPORTS OF STANDING COMMITTEES

Mr. Flannigan:

The employment committee having considered the salaries of employees to be paid during the Twenty-third Legislative Assembly, offer the following resolution; that the daily rate of pay for employees for services performed during this session shall be as follows:

Name and Title	Rate Per Day
James P. Curran, Chief Clerk	\$8.00
Howard Thomas, First Ass't Chief Clerk	6.00
Walter S. Martin, Second Ass't. Chief Clerk	5.00
Margaret O. Sheehan, Desk Reporter	8.00
John Clark, Sergeant-at-Arms	5.00
Clara B. Mikkelson, Chief Stenographer	5.00
Clara Kane, Stenographer	5.00
Myrtle Hight, Stenographer	5.00
Florence A. Lee, Stenographer	5.00
Ellen King, Stenographer	5.00
Lois Lynch, Stenographer	5.00
Ross Tisdale, Chief Engrossing and Enrolling Clerk	5.00
Benjamin Stoelting, Ass't. Engrossing and Enrolling Clerk	5.00
Mrs. Bertha E. Cleveland, Bill Clerk	5.00
J. I. Williams, Clerk, Committee on State Affairs	5.00
Herman Butt, Clerk, Committee on Appropriations	5.00
Elizabeth Huttner, Clerk, Committee on the Judiciary	5.00
Verna Grimstvedt, Clerk, Committee on Tax and Tax Laws	5.00
P. H. Miller, Chief Mailing Clerk	5.00
Thomas Devaney, First Ass't. Mailing Clerk	5.00
Fred Mongeon, Second Ass't. Mailing Clerk	5.00
J. M. Leppert, Voucher Clerk and Ass't Mailing Clerk	5.00
Emma C. Nagle, Postmistress	5.00
Stanley Frank, Bill Room Clerk	5.00
M. D. Leininger, Bill Messenger and Clerk	5.00
J. H. McCay, Committee Room Attendant and Messen- ger	5.00
Ed. Cooper, Ass't Sergeant-at-Arms and Door Keeper	5.00
A. J. McLarty, Door Keeper and Messenger	5.00
H. P. Halvorson, Gallery Door Keeper	5.00
Peter Hjelmstad, Cloak Room Attendant	5.00
Arthur Johnston, Telephone Messenger	5.00
Fred Fleck, Page and Messenger	5.00
E. D. Cantwell, Page and Messenger	5.00

Name and Title	Rate Per Day
J. E. Pfeiffer, Page and Messenger	5.00
Alva Wambheim, Page and Messenger	5.00
R. T. Wood, Proof Reader	5.00
O. A. Ronning, Ass't Proof Reader	5.00
Clergy of Bismarck and Mandan, including Rev. Van Horn of McKenzie, Chaplains	3.00
David Vogel, Special Messenger to Governor	5.00
H. A. Rauk, Janitor	5.00
C. O. Carlson, Janitor	5.00
A. E. Walley, Night Watchman	5.00

Mr. Godwin moved the adoption of the resolution.

Mr. Crockett made a substitute motion that the resolution be amended to include a 10% reduction in all salaries.

Mr. Godwin demanded a roll call.

Which motion was lost.

The question being on the substitute motion of Mr. Crockett, the motion prevailed.

Mr. Godwin moved to refer the resolution back to the committee for purpose of amending it to include legislators' salaries in 10% reduction.

Which motion was lost.

Mr. Crockett moved to adopt the resolution.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the resolution of the Employment Committee, the roll was called and there were ayes, 91; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Isaak	Piper
Bettenhausen	Homnes	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Scholl
Carlson	Kapfer	Shurr
Correll	Larson, Nelson	Smith
Crockett	Larson, Ransom	Sprenger
Cunningham	Lavik	Steedsman
Dahl	Lemke	Stoa
Endres	Lillehaugen	Strutz
Erickson, McKenzie	Lofthus	Sundby, McLean
Erickson, McLean	Lund	Sundby, Renville
Espeland	McInnes	Svingen
Ettestad	McManus	Swett

Messrs.	Messrs.	Messrs.
Falconer	Morgan	Swendseid
Fedje	Mostad	Symington
Flaten	Muus	Thompson
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Hagen	Niewoehner	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Noben	Place
Fitch	Olson, Bowman	Rue
Flannigan	Patterson	Schauss
Godwin	Peterson, Mountrail	Solberg
Lynch		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	Jardine	Savre
Fitzgerald	Johnson	Sticka
Gilchrist	McKellar	Traynor

So the resolution was adopted .

Mr. Crockett moved that the vote by which the resolution of the Employment Committee was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 7. 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 be amended as follows:

That in line three of the printed bill, strike out the figures 70,000.00 and insert the figures 40,000.00, in lieu thereof.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

FIFTH ORDER OF BUSINESS

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 14, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Bill No. 31 properly engrossed.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 14, 1933.

Madam Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 13. 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.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 14, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

For proper engrossment, and when properly engrossed request the return of same.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Mr. Swendseid moved that he be permitted to withdraw House Bill No. 31 as it had been duplicated by a bill in the Senate.

Which motion prevailed.

Mr. Owings moved that no communication be read from the desk unless addressed to the Speaker of the House.

Mr. Peters moved that Mr. Owings' motion be laid on the table.

Which motion prevailed.

Concurrent Resolution No. 4 read.

CONCURRENT RESOLUTION NO. 4

Introduced by Representative Jack A. Patterson

Requesting Boards of County Commissioners of Counties having World War Memorial Buildings to Furnish Meeting Places for all Veterans' Organizations without Charge.

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

WHEREAS, some veterans' organizations are unable to properly function on account of inability to pay rent for meeting places; and,

WHEREAS, numerous counties within the State have erected World War Memorial Buildings under the provisions of Section 2071c1 of the Supplement to the 1913 Compiled Laws of North Dakota, and amendments thereto; and,

WHEREAS, said World War Memorials were erected in commemoration of the people of the county who rendered services, or who lost their lives in the service of their country during the Great World War;

NOW, THEREFORE, BE IT RESOLVED: That the House of Representatives of the State of North Dakota, the Senate Concurring, most respectfully urge the Boards of County Commissioners of Counties within the State having World War Memorial Buildings to furnish meeting places for all Veterans' Organizations without charge.

AND BE IT FURTHER RESOLVED that the Secretary of State of the State of North Dakota be and is hereby instructed to forward a duly authenticated copy of this resolution to all Boards of County Commissioners within the State of North Dakota.

Mr. Lynch moved the adoption of the resolution.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Jones (by request) introduced:

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$500.00 which are Under the Jurisdiction of the Public Administrator.

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

Representatives Jodock, Fedje and Solberg introduced:

House Bill No. 35. A Bill for an Act Prohibiting Elevator Managers, Assistants, Agents Employees and Directors of Elevators Within this State, and Licensed Therein, from Buying or Selling or Aiding and Abetting Others in the Pretended Buying and Selling of Grain, Pork, Lard, or Any Mercantile or Agricultural Product on Margins, Without Any Intention of Future Delivery, Whether Such Pretended Contracts are to be Performed Within or Without this State, Defining Such Transactions, Making Such Contracts Presumptively Unlawful, and Providing a Penalty for the Violation Thereof.

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

Mr. Wm. B. Falconer introduced:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars, and Interest, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Spe-

cial 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.

Mr. Henrickson introduced:

House Bill No. 37. A Bill for an Act Requiring All Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to Keep and Maintain a Room or Other Convenient Place Where Bodies of Patients who Died in Said Hospitals may be Prepared for burial.

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

Representative Peters introduced:

House Bill No. 38. A Bill for an Act to Abolish the Offices of School District Treasurer, Township Treasurer, Village Treasurer and City Treasurer Except in Cities and School Districts Having a Population in Excess of Four Thousand (4000) and to Require the County Treasurer to Act as Treasurer of all Municipalities Under Four Thousand Population Within His County and to Provide for the Manner of Handling the Payments Made by Said Municipalities and for Bonding the County Treasurer in the Performance of Such Added Duties.

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

Representative Peters introduced:

House Bill No. 39. A Bill for an Act to Prohibit the Hunting or Killing of Pinnated Grouse (Prairie Chicken), Sharp Tailed Grouse (White Breasted Grouse) and Ruffed Grouse (Partridge) for a Period of Two Years from and after the Taking Effect of this Act.

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

THIRD READING OF SENATE BILLS AND MEMORIALS

Mr. Twichell moved that the rules be suspended, and Senate Bill No. 31 be placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the

State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; 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, 101; nays, 0; absent and not voting, 12 .

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Bowman
Anderson, Logan	Henrickson	Opdahl
Anderson, Sargent	Hill	Owings
Arnfinsen	Hillman	Peters
Arneson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McManus	Svingen
Fitch	Morgan	Swett
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Young
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	McKellar	Stoa

Messrs.	Messrs.	Messrs.
Fitzgerald	Patterson	Strutz
Jardine	Rue	Traynor
Johnson	Savre	Wright

So the bill passed and the title was agreed to.

Mr. Swett moved that the vote by which Senate Bill No. 31 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lynch moved that House Bill No. 4 be placed at the head of the calendar.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 13. 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.

The House returned to the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

The Joint Committee on Joint Rules made the following report:

Madam Speaker: Your Joint Committee on Joint Rules to whom was referred the matter of Joint Rules for the 23rd Legislative Assembly, have had the same under consideration and recommend that the rules, numbers 1 to 12 inclusive, used as Joint Rules for the 22nd Legislative Assembly be adopted for the use of the 23rd Legislative Assembly.

Further, That in Rule 13 of the same rules, amend by adding thereto the following: "The Secretary of State shall retain enough copies of these pamphlets to provide for the mailing of one copy to each newly certified elected member of the House and Senate, prior to the convening of the Legislative Assembly in 1935."

And when so amended recommend the same be adopted.

D. J. TINNES,
Chairman for the Senate.

GILBERT SUNDBY,
Chairman for the House.

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

SEVENTH ORDER OF BUSINESS

Mr. Flannigan moved that Rule 57 of the House Rules adopted for this session be stricken out.

Which motion prevailed.

Mr. Twichell moved that the vote by which rule 57 was stricken from the rule was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

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	Hanson, Stark	Olson, Bowman
Anderson, Logan	Henrickson	Opdahl
Anderson, Sargent	Hill	Owings
Anfinson	Hillman	Peters
Arneson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McManus	Svingen
Fitch	Morgan	Swett
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Thompson

Messrs.	Messrs.	Messrs.
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Adams	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	McKellar	Stoa
Fitzgerald	Patterson	Strutz
Jardine	Rue	Traynor
Johnson	Savre	

So the bill passed and the title was agreed to.

House Bill No. 8. 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, 103; nays, 0; absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnston	Rindy
Brunsdale	Jones	Sandlie
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett

Messrs.	Messrs.	Messrs.
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	McKellar	Stoa
Fitzgerald	Rue	Strutz
Jardine	Savre	Traynor
Johnson		

So the bill passed and the title was agreed to.

House Bill No. 5. 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, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrau
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnston	Rindy
Brunsdale	Jones	Sandlie
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprengrer
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka

Messrs.	Messrs.	Messrs.
Ettestad	McInnes	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark		

Absent and not voting:

Messrs. .	Messrs.	Messrs.
Dittmer	McKellar	Stoa
Fitzgerald	Rue	Strutz
Jardine	Savre	Traynor
Johnson		

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to Donald Falconer, Bismarck; Mrs. Wm. B. Falconer, Bismarck; Miss Violet Hunt, Bismarck; Samuel Eck, Bucyrus; Elwood Eck, Bucyrus; Geo. Bohnsack, Kelso; H. E. Timm, Wishek; M. J. Ford, Casselton; Leroy Tollund, Bismarck; Mrs. R. M. Rishworth, Bismarck; Chas. B. Haney, Bismarck; C. P. Stone, Mandan; Mr. and Mrs. Boise, Bismarck; Josie L. Swett, Steele; Hubert D. Swett, Steele; Dacotah O. Swett, Steele.

Mr. Solberg moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FOURTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

The House convened at 2:00 P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Bens.

Roll Call: All members present except Representatives Bettenhausen, Erickson, Jardine, Johnson, McMannus, Smith, Strutz, Traynor and Twichell.

Mr. Piper moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 1, following line 9, insert the line: "Prayer by Rev. Herzberg".

On Page 3, following line 10, insert the following:

"REPORTS OF STANDING COMMITTEES

"Mr. Flannigan:"

On Page 3, in line 23, correct spelling of "Clark".

On Page 8, line 21, strike out the word "report" and insert the word "resolution".

Correct roll call on page 4 to show Correll present and voting "Aye".

Also correct Journal of January 13th as follows:

On page 3, following line 26, insert the following line: "Prayer by Rev. Herzberg".

Also on page 8, at beginning of line 21, insert the word "Senate".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by the officers of the Rugby Women's Club urging passage of legislation to establish and perpetuate the International Peace Garden was read and referred to the Committee on State Affairs.

A communication signed by officers of the Working People's Legislative Club of Valley City, asking for the employment of North Dakota labor on the Capitol Building contract, also for the hauling of material for same by railroads instead of by foreign trucks, was read and referred to the Committee on State Affairs.

A communication from the officers of the Powers Lake National Farm Loan Association asking that foreclosed lands acquired by the State be put on tax lists was read and referred to the Committee on Tax and Tax Laws.

A communication signed by M. J. Holen and 32 others of Leyden, N. D., asking reduction in tuition for high school pupils was read and referred to the Committee on Education.

A similar communication signed by R. B. Arnason of Hensel and 26 others was read and similarly referred.

Petitions urging retention of prohibition laws signed by Mrs. J. K. Wead of Selfridge and 24 others; Dr. E. E. Robbins of Fargo and 19 others; Mrs. A. J. Catherwood, Park River, and 26 others; A. M. Wiley, Jamestown and 13 others, and Rev. Fenton G. Roscoe of Beach, and 20 others, were read and referred to the Committee on Temperance.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that the Speaker be empowered to appoint a committee of three to confer with the state printer and printer holding the contract for printing legislative bills to see why same were not printed more promptly.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Solberg, Johnston and Mostad.

Mr. Flannigan: Recently we were pleasantly surprised by receiving copies of a little memorandum book from the Lynner-Nystul Insurance Agency. It is quite a handy book and I know all the representatives appreciate it. At this

time I would like to move that the Chief Clerk send an expression of our appreciation to the Lynner-Nystul Agency for that slight token.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Lynch introduced:

House Bill No. 40. A Bill for an Act to Repeal Section 2645 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 283 of the Session Laws of 1927; and Sections 2646, 2647, 2648, 2649 and 2650, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

Representatives Hillman and Symington introduced:

House Bill No. 41. A Bill for an Act to Amend and Re-enact Section 1178 of the Compiled Laws of 1913, Relating to the Employment and Salaries of Teachers.

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

Representatives Lund, Fedje, Jodock and Savre introduced:

House Bill No. 42. A Bill for an Act Providing the Manner of Giving Notice of Annual School Elections, Holding the Same, Canvassing Votes Cast and Issuing Certificates of Election Thereon; in School Districts the Territory Comprising Which is Identical with that of the Township in which Such School District is Situate; and Combining Such Annual School District Election and the Annual Election of Officers of Such Township.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Wolf introduced:

House Bill No. 43. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws 1913, Providing that Absent Voter Ballots Shall be Printed Upon the Same Grade and Color of Paper as that Provided for the Official Election.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Representatives Holthusen and Svingen introduced:

House Bill No. 44. A Bill for an Act to Repeal Sections 1903, 1904, 1906, 1907, 1908, 1909 and 1910 of the Compiled Laws of North Dakota of 1913; and Section 1905 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Duties of County, Township, City and Village Assessors in Connection with the Securing of Statistics Relating to Agriculture, Horticulture and Stock Raising and

Such Other Subjects as May be Required by the State Statistician.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to transmit herewith:
House Concurrent Resolution No. 4.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

House Bill No. 5. 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. 8. 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 the House have passed and your favorable consideration is respectfully requested.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by

Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Which the House has passed unchanged.

Very respectfully,
 JAMES P. CURRAN,
 Chief Clerk.

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:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 7. 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.

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

That in line three of the printed bill, strike out the figures \$70,000.00 and insert the figures \$40,000.00, in lieu thereof.

M. H. LYNCH,
 Chairman.

Mr. Lynch moved to adopt the report of the Committee of the Whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to Dr. Hogue, Linton; Fred Klein, Beulah; Frank McGuinness, Mandan; John Geiszler, Ashley; H. T. Murphy, Bismarck; Selmer Johnson, Ryder.

Mr. Peters moved the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
 Chief Clerk.

FIFTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 17, 1933.

The House convened at 2:00 P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Bens.

Roll Call: All members present except Representatives Carlson, Flaten, Smith, Strutz, Traynor, and Twichell.

Mr. Jardine moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 1, after line 14, insert, "Which motion prevailed."

Page 5, strike out lines 39, 40 and 41.

Page 5, line 37, insert dollar sign in front of figures "70,000" and "40,000".

Page 6, line 4, correct spelling of "Klein".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by Christ Lemke of Burt and 26 others requesting enactment of legislation prohibiting sales

tax, temporarily prohibiting issuance of tax deeds, and asking extension of period of redemption of mortgage foreclosures, was read and referred to the Committee on Tax and Tax Laws.

Similar communications signed by E. E. Stiehlow of New England and 16 others, John T. Thompson and 20 others, Mrs. Cecil Rose, Bentley and 33 others, and John Mehier of Mott and 32 others were read and similarly referred.

A petition signed by Mrs. F. A. Matheson of Fairmount and 12 others, urging retention of present prohibition laws, was read and referred to the committee on temperance.

Mr. Flannigan stated that Clara Mikkelson had tendered her resignation because of need of rest and moved that her resignation be accepted.

Which motion prevailed.

Mr. Flannigan nominated Helen Ulsrud to fill the vacancy caused by Mrs. Mikkelson's resignation.

ROLL CALL

The question being on the election of Helen Ulsrud, stenographer, 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	Opdahl
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Sundby, McLean
Fedje	McKellar	Sundby, Renville
Fitch	McManus	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington

Messrs.	Messrs.	Messrs.
Fuglestad	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Wolf
Godwin	Noben	Wright
Hagen	Odegard	Young
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	
Hanson, Stark	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.
Smith	Traynor
Strutz	Twichell

So Helen Ulsrud was declared elected.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 7. 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.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

Mr. Swett moved that the report be adopted.

Which motion prevailed.

Mr. Flannigan announced the resignation of David Vogel as Special Messenger to the Governor, to take effect at the close of last legislative day, January 16, and moved that such resignation be accepted.

Which motion prevailed.

Mr. Solberg, on behalf of the committee appointed to interview printers in regard to printing of House Bills, reported that the committee had called upon the printer and found that state printing contract contained a clause to the effect that if bills were not received within a reasonable time the House was at liberty to take the work elsewhere; that the Senate committee had been appointed some time ago and the Senate had been receiving their bills; that although only 33

bills were in the books, 39 bills had been printed and were in the bill room; that the printer expected to be able to have bills which were introduced one day, printed and available the following day, and in no instance longer than the second day following at 10:00 o'clock, with the exception of the closing day of the session or in the case of an exceptionally lengthy bill.

Mr. Solberg moved that the report of the committee be adopted.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Swendseid introduced:

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

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

Mr. Swendseid introduced:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Laws of 1919, Chapter 8, Entitled "Appeals in Civil Cases Tried Without a Jury"; and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in all Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

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

Mr. Peterson of Mountrail introduced:

House Bill No. 47. A Bill for an Act Authorizing the State of North Dakota, Operating Thru the Fiscal Agent, the Bank of North Dakota, to Issue Non-interest Bearing Bonds in Currency Denomination and Form, in Exchange for Certificates of Indebtedness of the State or Any Political Subdivision of the State of North Dakota Authorized by Existing Laws to Issue Same and Making Said Bonds Legal Tender in the Payment of Taxes, Providing for Such Rules and Regulation to be Promulgated by the Bank of North Dakota; for the Purpose of Carrying Out the Provisions of This Act; and Said Bank of North Dakota is Authorized to Make Farm Loans and Remitting in Payment Thereof of Said Bonds; Providing that Legal Tender of the United States Shall be at Par for the Purpose of this Act, and Repealing all Acts or Parts of Acts in Conflict Herewith and Providing an Emergency Therefor.

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

EIGHTH ORDER OF BUSINESS

At this time the Speaker administered the oath of office to Helen Ulsrud.

THIRD READING OF HOUSE BILLS

House Bill No. 7. 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, as amended, the roll was called and there were ayes, 94; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Niewoehner
Anderson, Logan	Hanson, Stark	Noben
Anderson, Sargent	Henrickson	Odegard
Anfinson	Hill	Oglesby
Arneson	Hillman	Olson, Adams
Bailey	Holte	Opdahl
Bettenhausen	Holthusen	Patterson
Biewer	Homnes	Peters
Born	Isaak	Peterson, Bottineau
Broschat	Jardine	Peterson, Mountrail
Brunsdale	Jensen	Piper
Carlson	Jodock	Rathbun
Correll	Johnson	Rue
Crockett.	Johnston	Sandlie
Cunningham	Jones	Sannes
Dahl	Kapfer	Savre
Dittmer	Larson, Nelson	Scholl
Endres	Larson, Ransom	Shurr
Erickson, McKenzie	Lavik	Solberg
Erickson, McLean	Lemke	Sprenger
Espeland	Lillehaugen	Steedsman
Ettestad	Lofthus	Sticka
Falconer	Lund	Stoa
Fedje	McInnes	Sundby, McLean
Fitzgerald	McKellar	Swett
Flannigan	McManus	Symington
Flaten	Morgan	Thompson
Fuglestad	Mostad	Twete
Gessner	Muus	Wright
Gilbertson	Nelson, Dickey	Young
Gilchrist	Nelson, Morton	
Hagen	Nelson, Ward	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Benson	Rindy	Wolf
Olson, Bowman	Sundby, Renville	Madam Speaker
Owings	Svingen	
Place	Treffry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Schauss	Swendseid
Godwin	Smith	Traynor
Lynch	Strutz	Twichell

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 17, 1933.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 7. 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 the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Mr. Swett moved to recess at the call of the Chair.

Which motion prevailed.

The House was called to order at 3:30 p. m., Speaker Craig presiding.

The Senate body and a delegation representing the Fort Berthold Reservation on business matters affecting the Mandan, Gros Ventre and Arikara Indians assembled in the House.

Lieutenant Governor O. H. Olson named Senator E. C. Stucke as presiding officer.

Senator Stucke referred to these three tribes representing Indians who have always been friendly to the white man and at peace with the United State Government—loyal citizens and Christian indians.

Mr. A. W. Bowers, anthropologist, working on early Indian History for the University of Chicago, presented the following petition:

"We, the undersigned members of the three tribes, Mandan, Gros Ventres, and Arikaras of the Fort Berthold Indian Reservation, do petition the Governor, Legislature and State Highway Commission of the State of North Dakota that the Missouri River bridge now in the process of construction at Elbowoods be named "The Four Bears (Naxpitsi To-pac) Memorial Bridge" in honor of one of our most distinguished chiefs. Four Bears' name is highly respected among our people for the services he rendered us; he asked that his people live in peace with the whites; he lead the Head Men to Fort Laramie where a successful treaty was entered into with the United States Government; at all times his judgment was wise. No more fitting memorial could be raised in his honor than the dedication of the bridge "The Four Bears (Naxpitsi To-pac) Memorial Bridge."

The Assembly was addressed by the following:

Chief Drags Wolf, representing Gros Ventre tribe, Arthur Mandan, interpreter. A former Scout of the U. S. Army, one of a group who assisted the soldiers in repelling invaders and recovering Army mules and other stolen government property and assisted in the capture of Chief Black Moon, a hostile Indian.

Chief Wolf Lies Down, representing Mandan tribe, Arthur Mandan, interpreter. Another former Scout and member of the band assisting the soldiers with Drags Wolf. Also a former member of the reservation police force, and honored as a delegate at the inauguration of President Hoover and Vice President Curtis. Now serving as an advisor and wise counselor to the Mandan tribe and a member of the reservation Business Committee.

Chief White Shield, representing Arikara tribe, Peter Beauchamp, interpreter. An hereditary Chief—members of his family having for many generations been Chiefs of the Arikaras. One of the first pupils to attend the government school at Fort Stevenson. Served a number of years as agency apprentice carpenter. Now an outstanding and successful stock raiser.

Chief Bears Arm, of Elbowoods, Arthur Mandan, interpreter. An advisor and wise counselor of his people, the Gros Ventres.

Mr. Peter Beauchamp, twice honored as a delegate to Washington representing Fort Berthold Reservation—first in 1916 on tribal financial matters before the Indian Office, and again in 1930 before the Court of Claims.

Senator Stucke introduced the following:

Mr. Two Bull, a headsman of the Gros Ventres.

Mr. Medicine Crow, a member of the reservation police force.

Mr. James Baker, a headsman of the Mandan tribe and delegate to Washington at the Inaugural in 1929.

Mr. Fred Wheeler, a member of the American Expeditionary Forces and a leading farmer of the Gros Ventres tribe.

Chief Arthur Mandan, an advisor and official interpreter for the Gros Ventres and Mandans.

Mr. Jefferson B. Smith, Chairman of the Reservation Business Committee—a delegate to Washington on many occasions—and elected County Official of McLean County.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to Dora Jaskowski, Jamestown; M. H. Chernick, Bismarck; Rev. E. J. Bechtel, Fargo; Helen Boyle, Bismarck; Betty Boyle, Bismarck; H. W. Perry, Ellendale; C. H. Warner, Fargo; Dan Prentice, Wilton; Hugo Becker, Ashley; E. P. Christenson, Minot; H. L. Lutz, Rugby; A. F. Gronvold, Rugby.

Mr. Jodock moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

SIXTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 18, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Bens.

Roll call: All members present except Representatives Crockett, McInnes, Place, Rindy, Traynor and Twichell.

Mr. Rue moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

Mr. Flannigan: "I move that the Journal of the Fourth Day, January 6th, be corrected as follows:

Following line 33, page 4, insert: 'Benjamin Stoelting, Assistant Enrolling and Engrossing Clerk.'

"Also correct Journal of Wednesday, January 11, 1933, as follows:

"Following line 32, page 4, insert the following: 'At this time the Speaker administered the oath of office to Elizabeth Huttner, Verna Grimstvedt and Fred Mongeon.'"

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A communication from Buffalo Springs, N. Dak., addressed to Representative W. S. Place, urging the support of state aid to rural schools was read and referred to the Committee on Education.

A communication signed by officers of Elm Tree Township School Board, Charlson, N. Dak., condemning action of State Budget Board in cutting appropriation for State Aid to Rural Schools was read and referred to the Committee on Education.

A communication signed by officers of Earl School District, McKenzie, N. Dak., condemning Budget Board's tax cut on State Aid to Rural Schools was read and referred to the Committee on Education.

A similar communication signed by officers of Grassy Butte School District was read and similarly referred.

A petition urging retention of prohibition laws signed by Mrs. Jessie A. Potter of Fargo, and 12 others, was read and referred to the Committee on Temperance.

Similar petitions signed by Mrs. Geo. Clark, Fargo, and 20 others; Isaac S. Corn, of Grand Forks, and 14 others; John Egeberg, of Fargo, and 16 others; Mrs. S. J. Smith, of Portland, and 125 others; R. L. Colvin, of Hope, and 24 others; R. J. Walker, Grand Forks, and 22 others; Allen Harleman, of Dickinson, and 25 others; R. M. Spooner, of Havana, and 40 others; J. H. Gale, and 21 others; F. A. Erickson, and 23 others; Alvin P. Strutz, Jamestown, and 33 others; Henry Tabbert, Jamestown, and 23 others; L. M. Halling of Binford, and 65 others, were read and similarly referred.

A communication from Farmers Union Local No. 513 of Plaza urging income tax increase, stabilization of value of the dollar, and of farm products, financing of farm loans at lower rate of interest and such appraisal of real estate as will better adjust tax burden was read and referred to Committee on Tax and Tax Laws.

A resolution signed by the Resolutions Committee of Minot Post No. 753, Veterans of Foreign Wars, urging continuance of the office of Veterans Service Commissioner was read and referred to the Committee on Military Affairs.

A communication signed by Resolutions Committee of Three T. Local of Farmers Union, Charlson, urging 50 per cent decrease in tuition for high school pupils and asking that public utilities taxes be distributed equally among townships and school districts instead of only where property is located, was read and referred to Committee on Education.

A communication from the same local requesting a resolution be passed urging the appointment of John A. Simpson as Secretary of Agriculture, was read and referred to the Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$500.00 which are Under the Jurisdiction of the Public Administrator.

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

That on page one and line two the figures "\$500.00" be stricken out and the figures "\$300.00" be inserted in lieu thereof.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Concurrent Resolution B. Introduced by Senator Whelan.

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

GEO. ALJETS,
Chairman.

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

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred

House Bill No. 37. A Bill for an Act Requiring All Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to

Keep and Maintain a Room or Other Convenient Place Where Bodies of Patients who Died in Said Hospitals may be Prepared for burial.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. N. JODOCK,
Chairman.

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

Mr. Swett moved that the vote by which House Bill No. 37 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Madam Speaker: A minority of your Committee on Ways and Means to whom was referred

Concurrent Resolution No. 1. To limit the legislative session to a period of thirty days.

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

K. A. FITCH.

The Committee on Ways and Means made the following report:

Madam Speaker: A majority of your Committee on Ways and Means to whom was referred

Concurrent Resolution No. 1. To limit the legislative session to a period of thirty days.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GILBERT SUNDBY
EINAR TWETE
H. T. PETERSON
LOUIS ENDRES
F. BORN
MARTIN LUND
J. D. HOLTHUSEN
GEO. ALJETS
H. D. PIPER
MILTON R. YOUNG
H. A. RINDY
J. M. THOMPSON

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the majority report be adopted.

Mr. Fitch made the substitute motion that the report of the minority be substituted for the report of the majority.

Roll call demanded.

Which motion lost.

The question being on the substitute motion of Mr. Fitch. The motion lost.

The question being on the adoption of the majority report, the motion carried.

Mr. Owings moved that the vote by which the report on House Concurrent Resolution No. 1 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Concurrent Resolution No. 2. Introduced by Rep. Niewoehner. Relating to Resolution M. 13 passed by the 1931 Session of the Legislature suggesting to the board of capitol commissioners that they investigate the electric or automatic roll call systems now upon the market for the purpose of determining whether such electric or automatic roll call system shall not be installed in the new capitol now under construction.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 12. A Bill for an Act to Amend and Re-enact Subdivision (b) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapters 165 and 167 of the Session Laws of 1929, being an Act to Provide for the Taxing and Licensing of Motor Vehicles and Trailers, the Creation of a Department of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, his Powers and Duties, Establishing the Distribution of Fees Received Therefrom, Fixing Penalties for the Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and for a Law Relating to the Subject Matter of this Act.

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

Strike out everything in the title after the figures "1931" and insert in lieu thereof the words: "relating to the taxing and licensing of motor vehicles and trailers; declaring an emergency."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

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

FIRST AND SECOND READING OF HOUSE BILLS

Representatives Henrickson, Morgan and Springer introduced:

House Bill No. 48. A Bill for an Act to Regulate Grain Elevators and Track Buyers; Defining Same and Providing for the Bonding, Licensing, and Supervision Thereof and the Weighing, Buying and Handling of Grain; Prescribing the Duties and Powers of the Board of Railroad Commissioners in Relation Thereto; Providing for the Appointment of a Federal Licensed Inspector and Such Other Employees as May be Deemed Necessary to Carry Out the Provisions of this Act; Providing Penalties and Repealing of Chapter 155, Session Laws of 1927.

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

Mr. Fitch (by request) introduced:

House Bill No. 49. A Bill for an Act to Regulate the Business of Collection Agencies, Collection Bureaus and Collection Offices in this State and to Regulate the Business of Soliciting the Right to Collect or Receive Payment for Others of Indebtedness and to Provide for the Bonding of Collection Agencies, Collection Bureaus and Collection Offices and Persons Engaged in the Business of Soliciting the Right to Collect or Receive Payment for Others and Providing a Penalty for the Violation Thereof.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 18, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Bill No. 31, and Senate Concurrent Resolution No.

A, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced that the Speaker was about to sign Senate Concurrent Resolution No. A.

The Speaker signed Senate Concurrent Resolution No. A.

The Chief Clerk announced that the Speaker was about to sign Senate Bill No. 31.

The Speaker signed Senate Bill No. 31.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Wm. Stutsman, Mandan; Ed. Schrapel, Minot; Albert Peterson, Washburn; H. R. Freitag, Max; John Bibleheimer, Washburn; W. H. Melick, Rev. Leiske, Jamestown; Gottlieb Auch, Tuttle; John Roth, Tuttle; Emil Strand, Fryburg; John C. Sherman, County Auditor, Kidder County, and R. J. Montgomery, Chairman, County Commissioners, Kidder County.

Mr. Jodock moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

SEVENTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 19, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Andvik, Mandan.

Roll call: All members present except Representatives Born, Holthusen and Mostad.

Mr. Solberg moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the Benson County Taxpayers Association addressed to Mrs. Minnie D. Craig, Speaker, signed by Abram Baldwin, Secretary, asking legislation favoring consolidation of the County Judge and Clerk of Court, making County Treasurers ex-officio treasurers of all townships, school districts and cities having a population of less than 5,000; asking that boards with budget powers sit in joint meetings, that the Live Stock Sanitary Board be left unchanged, suggesting the elimination of the School of Science at Wahpeton, School of Forestry at Bottineau and Normal

School of Mayville, the work to be taken over by other state schools, asking extension of time to six years for taking tax deed, asking that half of the gasoline and automobile taxes be apportioned to the several counties, asking curtailment of overhead expense of the Highway Commission and if this be impossible to abolish Highway Commission entirely; opposing legislation exempting homesteads from taxation, old age pensions, or increase of pensions in any form, opposing compulsory hail insurance or return to 75 per cent valuation for assessment purposes, that only real estate owners be allowed to vote on bond issues, opposing employment of highly paid athletic coaches at state educational institutions, favoring a general sales tax and recommending rental for all state lands equal to taxes upon adjoining land was read and referred to the Committee on State Affairs.

A communication signed by officers of Farmers Mutual Insurance Co., of Rugby, opposing compulsory insurance on county schoolhouses and churches in the State Fire and Tornado Fund was read and referred to the Committee on Insurance.

A communication from Farmers Union Local 312 of Kramer, N. Dak., signed by Ewald Gonitzke, Secretary, and E. M. Krosney, President, asking support of Frazier Bill, Thomas Swank Bill, Wheeler Bill, asking legislature to pass resolutions in favor of above bills, also asking compulsory hail insurance, reduction of automobile license on old cars, raising of license fees on commercial trucks, requiring foreign trucks to obtain State license, asking for moratorium on all debts until congress enacts legislation guaranteeing cost of production of agricultural products, extension of time for taking of tax deed to six years and asking that all lands belonging to the Bank of North Dakota be required to pay taxes, was read and referred to the Committee on State Affairs.

A communication from the Women's Nonpartisan Club No. 468, of Parshall, signed by Mrs. T. J. Dalen, President, asking repeal of deficiency judgment law, cut in legal rate of interest from 9 per cent to 6 per cent, reduction in mileage of county and state officials to 6c, opposing abolition of school and township boards, opposing fishing licenses for residents of the state, also hunting licenses for farmers hunting on their own farms, opposing penalty on car and truck licenses, favoring adoption of Washington plan of licensing, asking heavy tax on unsold cars and trucks stored in local garages and owned by big automobile companies, asking repeal of dog tax, favoring 1c gasoline tax as proposed in Governor Langer's Message to be used for county poor, favoring compulsory hail insurance, favoring mortgagee standing proportion share of taxes, and favoring Senate Bill 35, was read and referred to the Committee on State Affairs.

A communication from the Williams County Farmers Union signed by Morris Erickson, Secretary, asking Bank of North Dakota be required to pay taxes on acquired land, also asking priority right of foreclosed owners to repurchase, asking passage of old age pension law, compulsory hail in-

surance, and asking that school boards be required to lay all transactions before public at annual meeting for open discussion, and asking legislature to pass resolution urging appointment of John A. Simpson as Secretary of Agriculture, was read and referred to the Committee on Federal Relations.

A communication from Lloyd Spetz Post No. 1, Bismarck, signed by Robert J. Dohn, Commander, asking continuance of Veterans Service Commissioner and retention of T. O. Kraabel, the present incumbent, was read and referred to the Committee on Military Affairs.

A communication from the Fargo Women's W. C. T. U., urging the retention of the present prohibition laws was read and referred to the Committee on Temperance.

Also from the High Prairie Young People's Society of LaMoure County, Alice Sandness, President.

Similar communications from Mrs. I. Akerberg, Plaza, and 19 others; Ludvig Lunde, Cooperstown, and 43 others; Arthur Warberg, Minnewaukan, and 36 others; Mrs. A. M. Brooks, and 12 others; Mrs. C. F. Plummer, Minnewaukan, and 54 others; Geo. Grasson, Linton, and 36 others; C. D. Larson, of Westby, and 32 others; T. R. Williams, Larimore, and 28 others; Aug. H. Evert, Edgeley, and 44 others; Mrs. B. F. Spaulding, and 159 others; Mrs. J. R. Law, Fargo, and 33 others; J. B. Fadenrecht, Munich, and 24 others; L. J. Pinkerton, Grand Forks, and 23 others; R. M. Sproul, Bufalo, and 42 others; Daniel Knox Ford, Stanley, and 82 others, and Ed. Van Ungt, Westfield, and 26 others, were read and referred to the Committee on Temperance.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 19, 1933.

Mr. President: I have the honor to return

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Concurrent Resolution No. A.

Which the Speaker has signed.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

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

H. M. HENRICKSON,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred

House Bill No. 39. A Bill for an Act to Prohibit the Hunting or Killing of Pinnated Grouse (Prairie Chicken), Sharp Tailed Grouse (White Breasted Grouse) and Ruffed Grouse (Partridge) for a Period of Two Years from and after the Taking Effect of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EINAR TWETE,
Chairman.

Mr. Twete 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 29. A Bill for an Act to Amend and Re-enact Section 2263 of the Supplement to the 1913 Compiled

Laws of North Dakota, Relating to County Agent Work and Provision Therefor.

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

OLE ETTESTAD,
Chairman.

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

House Concurrent Resolution No. 5 was read.

Mr. Swett moved that the resolution be printed in the Journal.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 5

Introduced by H. W. McInnes.

A CONCURRENT RESOLUTION

For Memorial to his excellency, Franklin D. Roosevelt, President-elect of the United States of America, petitioning the President to appoint as a member of his cabinet, Hon. John A. Simpson.

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

WHEREAS: American agriculture is at its lowest ebb in the history of this nation, and the nation's prosperity can only return with the return of the prosperity of agriculture, and whereas, in the Cabinets of the Presidents of the United States, Secretaries of Agriculture have seemingly forgotten their duties to that portion of the population of this nation they should represent, together with the interest of the balance of the people; and it is necessary to have as Secretary a man who knows and appreciates and will fight for the needs of the farmer, and

WHEREAS, the Hon. John A. Simpson, President of the Farmers Educational & Co-operative Union of America, a national organization, and as such has for many years fought the battles of agriculture, and is intimately acquainted with the farmers needs and demands, and is in truth a real dirt farmer; and consequently will be a great aid to the executive officers of this government in bringing back our lost prosperity and returning this nation and its people to peace and contentment, faith in the principles of our republic, and foster confidence in thirty millions of farmers in the wisdom of the leaders of this nation.

THEREFORE: The Legislative Assembly of the State of North Dakota respectfully pray that you appoint Honorable John A. Simpson Secretary of Agriculture of the United States and take him into your family of advisors.

AND BE IT FURTHER RESOLVED, that certified copies of this Joint Resolution be forwarded to Frankling D. Roosevelt, President-elect of the United States of America.

Mr. Swett moved the adoption of the resolution.

Which motion prevailed.

Mr. Swett moved that copies of all House and Senate Journals be mailed to all state officials and state departments.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Fedje introduced:

House Bill No. 50. A Bill for an Act to Amend and Re-enact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota for 1913, Providing for Standard Policy and Automatic Cancellation Thereof.

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

Mr. Fedje introduced:

House Bill No. 51. A Bill for an Act to Provide for the Payment of Funds Collected by an Agent for his Principal; Making the Wrongful Withholding Thereof a Misdemeanor, and Providing for the Punishment Thereof.

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

Mr. Crockett introduced:

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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

Mr. Lynch introduced:

House Bill No. 53. A Bill for an Act to Amend and Re-enact Sections 22, 23 and 24 of the Political Code Compiled Laws of North Dakota for 1913 and to Repeal Section 25 Thereof.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 19, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Senate Bill No. 59. 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 Concurrent Resolution "D".

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

Mr. Swett: "A few days ago we lost one of the outstanding jurists in the State of North Dakota. I move that the Chair appoint a committee of three to work in conjunction with a like committee from the Senate to draft suitable resolutions to be placed on the records in our Journal, and that a copy of same, suitably engrossed, be sent to the widow of the late Judge Pugh of Dickinson."

Which motion prevailed.

The Speaker appointed the following committee: Representatives Anderson of Sargent, Rue, and Shurr.

Mr. Swett moved that the rules be suspended, that Senate Concurrent Resolution "D" be considered properly engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution "D".

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 82; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Anfinson	Henrickson	Peterson, Mountrail
Arneson	Hill	Piper
Bailey	Isaak	Place
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Sandlie
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Crockett	Larson, Ransom	Schauss
Dahl	Lavik	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Ettestad	McInnes	Stoa
Falconer	McManus	Strutz
Fedje	Nelson, Dickey	Sundby, McLean
Fitch	Nelson, Ward	Sundby, Renville
Fitzgerald	Niewoehner	Svingen
Flannigan	Noben	Swett
Fuglestad	Odegard	Swendseid
Gessner	Oglesby	Treffry
Gilbertson	Olson, Adams	Twete
Gilchrist	Olson, Bowman	Wolf
Godwin	Opdahl	Madam Speaker
Hagen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Smith
Correll	Jones	Steedsman
Cunningham	Lynch	Symington
Dittmer	McKellar	Thompson
Flaten	Morgan	Traynor
Hillman	Muus	Twichell
Holte	Nelson, Morton	Wright
Homes	Peters	Young
Jardine	Rathbun	
Johnson	Rue	

Absent and not voting:

Messrs.
Born
Holthusen
Mostad

So the resolution passed and the title was agreed to.

Mr. Flannigan moved that the vote by which Senate Concurrent Resolution No. "D" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Mr. Brunsdale: I would like to explain my vote on the resolution upon which we are now taking a roll call. I am

not opposed to the investigation of the affairs of the Capitol Commission, but I do feel that this House is not giving this matter proper consideration and I feel further that this House is not, if it passes this resolution, giving proper consideration to the people out over the state who have the greatest difficulty to maintain themselves in food and shelter, by voting, without considering this matter before a committee, for the appropriation of as large an amount as \$7,500.00—therefore I vote 'No'."

Mr. Flaten: "I would like to second the remarks made by Mr. Brunsdale and vote 'No'."

Mr. Piper: "The chances that the taxpayers of this state may be saved thousands of dollars outweigh the objections I heretofore had to this resolution. Therefore I vote 'Aye'."

Mr. Rue: "I am a contractor and builder and I know something of what it is all about. Whatever you do in any contract of any size there are a lot of rumors. They don't mean anything. I attended the investigation hearing of the Capitol Commission. They gave all the information asked of them and were willing to show any records or go over any of the proceedings and I can't see how this body can appropriate \$7,500 on rumors. I vote 'No'."

Mr. Smith: "I at this time welcome the investigation, which seems to be the wish of the majority of this House. But I believe it can be carried through without the appropriation of a single additional dollar. I think the expenditure of \$7,500 or any part thereof is useless and it is absolutely opposed to the mandate of the people by whom the members of this body were elected. I vote 'No'."

Mr. Strutz: "There are several millions of dollars to be spent in this Capitol Building. The sum of \$7,500 in comparison with \$2,000,000.00 is not very large. Some of the members have explained their vote. They said they voted 'No' because they have had no information at all about it. I think all the information as to why this investigation should be held has been given. We have had it in the Senate Journal for almost a week. You will also remember two years ago I opposed the appointment of the Capitol Commission for various reasons. Since this Capitol Commission has been appointed, I think we owe it, not only to the people of the State of North Dakota that this matter should be thoroughly investigated, but also that we owe it to the Capitol Commission. If I was one of these men I would want my name cleared. For these reasons I vote 'Aye'."

Mr. Swett: "I don't want all the life insurance taken out today to be on the other side. I am going to vote 'Aye'. I am going to vote 'aye' on the resolution because the Capitol Commission have announced that they welcome it. By their printed and public remarks they welcome this investigation. I am going to vote 'aye' further because the people of North Dakota are entitled to know what has happened here at Bismarck since this Capitol Commission was created. I am going to vote 'aye' for the further reason that we

have had this resolution in our Journals since January 10th and have had plenty of opportunity to know what it is all about. Their claim that they do not know what it is all about is certainly no reflection on the majority faction. I vote 'Aye'."

Mr. Thompson: "I have been here through a good many investigations and I never heard of an investigation, no matter which side it came from, that when they got through knew any more than they did to begin with. When you come spending \$7,500 for an investigation at this time when we have got a state affairs committee on both sides with attorneys and have an attorney general—I welcome an investigation but I think it is rumored and believed some attorneys will get a good salary out of it and I am not in favor of voting to spend that sum of money. I vote 'No'."

Mr. Traynor: "I am not opposed to this investigation but I am opposed to what it seems to me is an extravagant appropriation. If it carried a small appropriation I would vote 'aye.' As long as there have been some comments made as to the activities of the Commission—if there is anything wrong with them I don't want to cover it up. However, as we are here working in the interests of economy—I am a member of the Appropriations Committee. In the sittings of that Committee we are striving in every way to save every dollar of the taxpayers money, regardless of whether we belong to the one faction or the other. Every member of that Committee is sincerely trying to be economical. Therefore, to be consistent, with an appropriation like this, I must vote 'no'."

Mr. Twichell: "I want to explain my vote and have it recorded in the Journal. I think it is more seldom in my case than that of anyone else. This matter came up in the Senate. It is true, Mr. Bangs sent us a telegram. He welcomed an investigation. The investigation he welcomed was an investigation that at that time was arranged for to be made in a public meeting and in that meeting the Members of the House and Senate State Affairs Committee would have been seated next the witnesses, and the people examined and these rumors were all to be gone into. The purpose of that meeting was whether there would be any reason to make an investigation or whether it could be investigated by two or three meetings of the State Affairs Committee.

"The Committee——"

Mr. Flannigan: "Are we debating this question? Or are you voting?"

Mr. Twichell: "These are my reasons for——"

Mr. Flannigan: "We are now on the question of voting, and the roll is being called. Are you debating the question——"

Mr. Twichell: "I submit that I am explaining my vote. That meeting was held. Instead of being held in this House

as agreed by the State Affairs Committee, Mr. Aljets and myself appearing before them, it was taken over to a small room in the Patterson Hotel. The architects, contractors, and members of the board all came here in good faith, expecting to deny these rumors and insofar as the rumors are concerned, I think I know what they are and they have been answered satisfactorily to me. I don't believe anybody in this House is more critical of any attempt to take from North Dakota or her citizens one dollar unfairly or unreasonably and in view of the fact, and also in view of the fact that this investigation could have been held without expense, and for the further reason that it appears much more important that we hire some lawyer than that we save \$7,500, I vote 'no'."

Mr. Wright: "I would welcome an investigation and I would like to vote for it, but I can't vote for it with that \$7,500 appropriation. Therefore, I vote 'no'."

Mr. Swett moved that the remarks of Mr. Flannigan and Mr. Twichell, who spoke on a point of personal privilege, be stricken from the record.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

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

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

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 St. John's Orphanage of Fargo, North Dakota.

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

Senate Bill No. 59. 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.

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

Concurrent Resolution No. "B" was read the third time.

Mr. Lynch moved the adoption of the resolution.

Which motion prevailed.

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:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$500.00 which are Under the Jurisdiction of the Public Administrator.

And recommend the adoption of the Standing Committee's amendments as follows:

That on page one and line two the figures "\$500.00" be stricken out and the figures "\$300.00" be inserted in lieu thereof.

Also that in line one of the title the figures "\$500.00" be stricken out and the figures "\$300.00" be inserted in lieu thereof.

And when so amended, recommend that the same do pass.

House Bill No. 12. A Bill for an Act to Amend and Re-enact Subdivision (b) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 165 and 167 of the Session Laws of 1929, being an Act to Provide for the Taxing and Licensing of Motor Vehicles and Trailers, the Creation of a Department of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, his Powers and Duties, Establishing the Distribution of Fees Received Therefrom, Fixing Penalties for the Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and for a Law Relating to the Subject Matter of this Act.

And recommend that the same be re-referred to the Committee on State Affairs.

C. O. SVINGEN,
Chairman.

Mr. Peters moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Les Taylor, Hensler; Fred Spaulding, Fargo; W. J. Wyland, Fargo; J. H. Holman, Fargo; Leonard Stensland, Far-

go; Theo. Kaldor, Hillsboro; P. B. Peterson, Hillsboro; C. H. Reimers, Carrington; John Nystul, Fargo; Julius Overmoen, Hillsboro; Clarence Fisk, Hunter; Ester Larson, Bismarck; V. P. Cadieux, Jamestown; Earl Gordon, Williston; Mrs. P. M. Hanson, Jamestown; Mrs. Stangler, Jamestown; P. M. Hanson, Jamestown; E. H. Mattingly, Jamestown, and Russel Young, Bismarck.

Mr. Fedje moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

EIGHTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 20, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Andvik, Mandan.

Roll Call: All members present except: Representatives Brunsdale, Holte, Holthusen, Johnson, Mostad, Nelson, Scholl and Twichell.

Mr. Jodock moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by Christ Thurn of Zeeland and 138 others asking repeal of amendment of Chapter 3, S. L. 1931, relative to the "dog tax," was read and referred to the Committee on State Affairs.

Similar petitions signed by David Foerderer of Wishek and 29 others, Adam Wald of Wishek and 25 others, John H. Boschee of Zeeland and 67 others and Emanuel Schock, Mc-

Intosh County, and 120 others, were read and referred to the Committee on State Affairs.

A communication signed by Emanuel Schock of McIntosh County, and asking reduction in taxes and salaries, repeal of Section 11420, C. L. 1913, relative to Juvenile Commissioner, was read and referred to the Committee on State Affairs.

Similar petitions from Christ Thurn of Zeeland and 137 others, David Foerderer and 28 others, John P. Schumacher of Ventura, and 66 others, and Adam Wald and 22 others, were read and similarly referred.

A communication signed by officers of the Charbonneau Farmers Union Local No. 638, asking reduction of penalty and interest on taxes, reduction of legal interest rate, increase in inheritance tax, safeguarding bank deposits, and borrowers, favoring moratorium on real estate mortgages until passage of Frazier Bill or similar relief, and asking state bank to take steps to re-finance its real estate loans, asking abolition of the motor vehicle department, same to be taken over by counties, and a 50% reduction on license fee for family cars, and rescinding of back licenses and penalties for years 1931 and 1932 on cars and trucks used as family cars and non-commercial purposes, exemption of farm machinery from taxation, retention of state seed department, condemning action of budget board in cutting appropriations for state aid to rural schools, and favoring taxation that will place maintenance of public schools on income, inheritance and utility tax, asking change in system of collecting personal property taxes, asking anti-discrimination law to cover handling of farm commodities, was read and referred to the Committee on State Affairs.

A communication signed by Harmon E. Dickey, President, and Ruth Goldsmith, Secretary, of the Fairview Parent-Teachers Association condemning budget board for cutting appropriation for state aid to grade schools and asking additional income and inheritance tax and that tax on public utilities be levied for school purposes, was read and referred to the Committee on Education.

Communications urging the retention of present prohibition laws were received and read as follows:

Geo. H. Stead, Grand Forks, and 27 others.

Guy A. Montgomery, LaMoure, and 45 others.

Mrs. C. J. Rollefson, Crosby, and 15 others.

Mrs. S. T. May, Dickinson, and 20 others.

Mrs. A. Swenson, Fargo, and 31 others.

Arthur W. Teigland, Fargo, and 36 others.

Mrs. R. A. Pixley, Fargo, and 88 others.

Mrs. Anton Peterson, Washburn, and 12 others.

Melvin C. Orstad, Park River, and 29 others.

Rev. O. E. Kinzler, Moffit, and 42 others.

P. O. Laurhammer, Edinburg, and 32 others.

C. W. Langdon, Drayton, and 90 others.

All were referred to Committee on Temperance.

A communication from the Spencer-Baden, Greenbush and Kenmare Farmers Union locals, and others of Ward County, asking transfer of issuance of automobile licenses from state to county, elimination of licenses on cars in storage for a year, reduction of license fee on motor vehicles according to valuation and age, favoring compulsory hail tax and assessment of taxes on land acquired by the Bank of North Dakota, was read and referred to the Committee on State Affairs.

A petition signed by William Barkfish of Golden Valley and 31 others requesting reduction of tuition fees for high school pupils was read and referred to the Committee on Education.

A petition signed by J. E. Knain of Forman and 12 others urging retention of present tuition fee was read and referred to the Committee on Education.

A communication from the Farmers Union Local at New England signed by Henry G. Geanig and 32 others, asking that legal rate of interest be lowered from 9% to 6%, that interest rate on real and personal property be set at not to exceed 6%, asking cancellation of penalty on real estate and property taxes for years 1929, 1930, 1931, 1932, and asking that tuition for high school students be paid by state, asking compulsory hail insurance and that Bank of North Dakota be required to pay taxes on acquired land, was read and referred to the Committee on State Affairs.

A communication signed by Helen M. Fisher and Clara Stafsberg of Jamestown, North Dakota, asking continuance of Ellendale and Mayville Normal Schools, was read and referred to the Committee on Education.

A petition signed by Christ Thurn of Zeeland, and 118 others, asking legislation providing for minimum of five months term in rural schools, that districts be not required to pay tuition for high school students, that foreclosed lands held by Bank of North Dakota be placed on the tax list, and asking for economy and tax reduction, was read and referred to the Committee on Education.

Similar petitions signed by Peter Schmaltz of Wishek and 19 others; John Boschee, Zeeland, and 62 others; David Foerderer of Wishek and 28 others, Emanuel Schock and 117 others, and Christ Thurn, Zeeland, and 137 others, were read and similarly referred.

Mr. Swett moved that House Bill No. 2 be re-referred to the Committee on Education.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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

In the title following the word "Pupils" strike out the period and insert in lieu thereof a comma, and add the following: "And Providing for Discontinuation of Tuition Payments."

Page 1, line 6, following words "AMOUNT OF" insert the following: "AND HOW DISCONTINUED."

Page 2, line 13, after the word "resides" strike out the period and insert in lieu thereof a comma and add the following: "provided that such tuition payments shall cease upon filing with said school district board a petition signed by electors in said district, equal in number to two-thirds of the voters in said district."

Page 2, line 23, strike out the word "enrolled" and insert in lieu thereof the words "in attendance," and add the following:

"Provided however, that any school board charging tuition under this act for a non-resident pupil shall not charge or receive any registration, entrance, attendance or admission fee, or any other fee for such pupil, for the purpose of circumventing the provisions and intentions of this act."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Swett moved that the bill be re-referred back to the Committee on Education, which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

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

Page 1, line 4, after, "Section 1187." add the following: "SCHOOL HOUSE SITES, HOW OBTAINED AND AREA ALLOWED.)"

Page 1, line 6, after the comma, following the word "acre" add the word "and".

Following the word "site" on page 2, line 22, strike out the words, "may be sold to any purchaser in the form and manner provided for the sale of real property of deceased persons, the school board acting as appraisers and performing all acts in connection with the offer and sale of such site," and insert in lieu thereof, the words: "shall be the property of the school district."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

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

The Committee on Appropriations made the following report

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 6. 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:

That in line three of the printed bill, strike out the figures \$2000.00 and insert the figures \$1000.00 in lieu thereof.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

Mr. Jones moved that House Bill No. 29 be re-referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 20, 1933.

Mr. President: I have the honor to return herewith Senate Concurrent Resolution "B".

Also,

Senate Concurrent Resolution "D".

Which the House has passed unchanged.

I also transmit

House Concurrent Resolution No. 5.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 20, 1933.

Mr. President: I have the honor to transmit herewith

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Ettetstad asked for extension of time on House Bill No. 1.

Which request was granted.

Mr. Flannigan moved that House Bill No. 27 be re-referred to the Committee on School and Public Lands.

Which motion prevailed.

Mr. Opdahl requested an extension of time on House Bill No. 10.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Swendseid introduced:

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the 1913 Compiled Laws of North Dakota and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

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

Mr. Strutz introduced:

House Bill No. 55. A Bill for an Act to be Incorporated with Section 1176 Compiled Laws North Dakota 1913, Defining the Powers and Duties of Common School Boards, Providing that when Pupils of School Age Have Suffered Physical Injuries and Disabilities which Interfere with or Prevent Their Attendance at the Schools of Their District, that School Boards May Pay Tuition Not Exceeding the Sum of \$10 Per Month for Instruction at Their Homes.

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

Mr. Swendseid introduced:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 20, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

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 for the Glanders and Dourine Indemnity Fund.

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 indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

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

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

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

THIRD READING OF HOUSE BILLS

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

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	Patterson
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Mostad
Holte	Twichell
Holthusen	

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Hollis A. Swett, Steele; Mrs. M. Jensen, Antler; Mrs. Pete Peterson, Antler; C. P. Rapsavage, Center; Peter Dennis, Center; Mrs.

Peter Dennis, Center; Wm. Doyen, Carrington; Chris Taverna, New Rockford; Joseph Almoras, Wells; Harry Hardy, Ross; Myron Atkinson, Bismarck; Christ Clumtson, Parshall; Henry Luchsinger, Parshall; Iver Rude, Parshall; J. R. Stebbtelon, Parshall; Axel Olson, Parshall; H. L. Selvig, Plaza; Paul Linssen, Bismarck; Toby Swenson, Northwood; C. O. Swenson, Northwood; Alfred Huus, Grand Forks; Harold Wicks, Jamestown; Howard Bird, Flaxton; E. C. Brochart, Underwood; W. Rowe, Cando; Emil Hanggin, Calvin; Jacob Schaf, Odense; Judge Lembke, Hettinger; J. Alex Munro, Fargo; F. J. Graham, Ellendale; L. L. Taylor, Hensler; Aug. Herberg; Merricourt; C. H. Conway, Starkweather; Dr. Jack Crawford, New Rockford.

Mr. Solberg moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

NINETEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 21, 1933.

The House convened at 2:00 o'clock p. m. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Rindahl.

Roll Call: All members present except Representatives Brunsdale, Correll, Holte, Holthusen, Isaak, Jardine, Lynch, Strutz, Twichell, Wright and Young.

Mr. Henrickson moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

On page 3, line 7, correct spelling of "Baden".

On page 3, line 13, strike out "to" and insert "of" in lieu thereof.

On page 4, line 3, correct spelling of "following".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Northampton, Massachusetts,
January 18, 1933.

Hon. Minnie D. Craig,
Speaker of the House,
Bismarck, N. D.

Dear Mrs. Craig:

Please accept Mrs. Coolidge's thanks for the very kind expression of sympathy received from the House of Representatives, of which you are the Speaker.

Sincerely yours,

HARRY E. ROSS,
Secretary.

A communication signed by John T. Grimes of Ryder urging abolishment of penalty on unpaid taxes, and of governmental survey commission, favoring strengthening of initiative and referendum law, asking that state establish a hospital to take care of county patients, asking resolution be passed memorializing Congress to reduce Federal mileage allowance of 20c, asking a 25% reduction of salaries of National Senators and Representatives, and 50% cut in salaries of clerks employed by such Senators and Representatives, was read.

A communication from the Jamestown Chamber of Commerce signed by H. C. Fulton, Secretary, urging that appropriation for National Guard be not decreased, was read and referred to the committee on appropriations.

A petition signed by T. D. Acheson of Bottineau and 81 others urging passage of an Act to provide seed and feed for people in that section, as Federal aid would be too late to save their stock, was read and referred to the Committee on State Affairs.

A communication signed by officers of Barton Women's Club urging passage of legislation for furtherance of the International Peace Garden project was read and referred to the Committee on Federal Relations.

Communications signed by members of the County Board of the Farmers Educational and Cooperative Union of Stutsman County, urging change in gas tax law, reduction of legal rate of interest from 9% to 6%, asking that cooperative marketing be taught in public schools, asking emergency protection in ownership of homes and property, no foreclosures of property or evictions from homes, extension of period of redemption for foreclosures and tax deeds, also abatement of penalty on delinquent taxes, repeal of deficiency judgment law, repeal of all laws providing issuance of tax free securi-

ties, adoption of Frazier Bill without delay or amendment, enactment of law preventing substitution for or circumvention of crop mortgage law, asking revision of tax laws affecting lands covered by mortgages and liens, favoring increased income, inheritance and gift tax, and opposing any form of sales tax.

A petition signed by Mrs. J. M. Holcomb of Jamestown and 201 others, urging retention of present prohibition laws, was read and referred to the Committee on Temperance.

Similar petitions signed by Erle Hill, Erie and 18 others, A. Cuthbertson, Absaraka and 28 others, R. F. Smith of Page and 59 others, John Lindseth, Kintyre and 11 others, Oscar Larvick, Temvick and 38 others, Mrs. G. N. Knight, Jamestown and 13 others, T. B. Shipley, Jamestown and 12 others, A. L. Newton, Jamestown and 5 others, Mrs. George Knight and 28 others, C. A. Armstrong and 10 others, Mrs. J. C. Freiss, and 28 others, F. A. Young, Jamestown and 25 others, Ole G. Wader of Hoople and 28 others, J. E. Harmon of Minot and 44 others, Mrs. L. Langenhaugen, Sharon and 29 others, Edward Duerksen of Alsen and 27 others, were read and referred to the Committee on Temperance.

Mr. Swett moved that the communication from the State Treasurer's office be printed in the Journal without reading.

Which motion prevailed.

TO THE TWENTY-THIRD LEGISLATIVE ASSEMBLY:

I feel it is my duty to call your attention to the fact that the credit of the State of North Dakota is at stake in the matter of providing funds for the payment of interest upon the bonds issued by the state when the next interest payment becomes due on July 1st. Already the State Treasurer has borrowed \$2,255,000.00 from the Bank of North Dakota on Certificates of Indebtedness to pay the interest due. Approximately \$400,000 additional must be borrowed to complete the payment of interest due last January 1, 1933. A million dollars must be available next July 1st, and very likely another million dollars will be required for the January 1, 1934, interest payment. There are sufficient funds in the Real Estate Bond Principal Fund to pay all real estate bonds falling due in the next two years.

I also wish to call your attention to the fact that the running expenses for the state for its institutional, departmental and other purposes is a little less than half a million dollars a month, or roughly \$5,000,000.00 per annum, not including highway construction or maintenance, funds for the latter being obtained from the gas tax and the license tags.

The total collections for the past six months to the General Fund have been \$1,326,755.08, but indications are that the tax payments will fall off considerably. Perhaps \$1,000,000 may be collected during the next few months, after which collections will fall off very materially.

TAX DEMANDS GREAT

The financial requirement for the year 1933, conservatively estimated, to be raised by taxation, will be:

Interest on North Dakota Bonds	\$4,000,000.00
State Expenditures	4,000,000.00

The total available collections to meet this huge requirement will not exceed \$3,000,000.00, it is estimated. This figure may appear high, but even if it is discounted 20%, should tax collections be better than I anticipate, it will still leave some \$4,000,000.00 to raise. This does not include those revenues from the gasoline tax and the license tax sales, which amounted to \$2,424,690.90 for the fiscal year ending June 30, 1932.

While this sum is being required by the state, the other taxing units throughout the state will be demanding not less than \$20,000,000.00 and if present plans and programs continue the taxpayers will be called upon for some \$25,000,000.00 to \$20,000,000.00 for all tax purposes, at the lowest estimate.

A large portion of these expenditures are fixed charges such as interest and principal payments upon bonds due by the state and counties and other political subdivisions. Moreover, the principal payments which should be made to the State Treasurer by the farmers having Farm Loans (there are 16,000 such loans) will not be made. This will curtail the Principal Real Estate (Sinking) Fund, which deficiency must be made up in future years if left out of the tax assessments at this time. Thus we will be storing up a tax burden for future years, which rightly belong to the present time.

Realizing that further delay will leave our state finances in a chaotic condition, as the Fiscal Officer of your State, I humbly present the following suggestions for your immediate consideration:

First, that a Bill be immediately introduced transferring one cent of the gas tax to the General Fund for the next two years to furnish funds to pay off the legislative members' salaries and expenses, and to conduct the other necessary governmental functions of the State of North Dakota.

Second, that a Bill be introduced and passed transferring the State Bridge Fund, and any other funds not essential for immediate needs, approximating \$400,000 to the General Fund, or to the Real Estate Interest Fund. The present emergency demands the transfers.

Third, that provision be made for the continued liquidity of the Bank of North Dakota, in addition to insuring sufficient funds to make interest payments. This may be done by a direct property tax, by diverting 1c of the gasoline tax, or by payment of the installments due upon farm loans by the farm owners.

A tax upon real estate, or a special tax upon some commodity, or some form of a sales tax may bring in sufficient funds. The income must be certain. A direct additional tax levy upon real estate at this time will not meet with favor from the taxpayers, even though it be for the laudable purpose of preserving the state's credit. I do not favor a tax levy upon real estate. The sales tax will be resented.

PROPOSES NEGOTIABLE CERTIFICATES

I do, however, wish to offer a painless, self-liquidating relief plan which I think will enable the farmers to meet their debts to the state, both on their farm loans and for their taxes.

A SELF-LIQUIDATING FARM RELIEF PLAN

By Alfred S. Dale, State Treasurer

This Farm Relief Plan is offered as an Emergency Measure in this financial crisis facing North Dakota, until such time as the Federal Government takes the necessary steps to improve the farmers' lot. It is designed to assist the Bank of North Dakota, facing a \$4,000,000.00 deficiency for its interest payments during 1933. It will relieve the already overburdened taxpayers on our farms and in our villages and cities who must make up this deficiency.

THIS PLAN PROPOSES TO DOUBLE THE PRESENT FARM INCOME, thus giving every farmer more purchasing power, and an opportunity to liquidate his debts. It will bring speedy relief. It is simple. It requires no costly machinery for its operation.

Many suggestions have been made to help the farmer. It is generally agreed that if he received a fair price for his wheat, his pork, his beef, his poultry, he would have no difficulty in paying taxes and mortgage installments. It is also quite universally conceded and acknowledged that some form of currency inflation is necessary to bring this about. Otherwise the farmer can never hope to pay taxes or to lift the mortgage burden now resting upon Agriculture.

Germany got rid of its domestic debts by inflating its currency and not redeeming it. Russia did the same. France and Italy used inflationary methods to obtain debt relief. Even the Revolutionary War debt was not all paid, history books notwithstanding. Millions and millions of currency issued by the colonies and by the central government were

never redeemed. Hamilton could not and did not finance the Revolutionary War. Civil War finance methods were based on currency inflation, and had it not been for the great untouched natural resources of our country which were then to be opened for exploitation and the sale of vast tracts of government lands which brought in huge sums of money to the national treasury, the finances of the Civil War and after, might have been a sorry mess.

The fallacy of no redemption feature in most currency inflation proposals is avoided in this plan. The negotiable certificate issued by the Bank of North Dakota, the State Treasurer, or the treasurer of any political unit will be REDEEMED under this plan. It will inject relief at the bottom where it is needed, instead of furnishing aid to railroads, insurance companies and huge banking corporations at the top.

HOW IT WORKS

An illustration will make the plan clear.

Mr. Farmer, for example, has one thousand bushels of wheat. (The same principle applies for any other farm produce—beef, pork, etc.). Today, if he sold that wheat he could get only \$350. What taxes can be pay with that? What debt can he settle? How can he pay a farm loan installment?

Under this proposed plan, Mr. Farmer, who we will say has a loan from the Bank of North Dakota upon his farm, under this plan will take his wheat to market, and turn the \$350 draft he received for it over to the Bank of North Dakota. It in turn credits him with \$350 on his loan, and reissues to him a series of \$1, \$5, and \$10 negotiable certificates to the extent of \$350. This and his \$350 credit make \$700 in all. (The Bank of North Dakota cannot issue currency because the United States Constitution prohibits that.) In other words, it pays him 70c per bushel for his wheat. Under this plan he thus gets twice the current market price. He pays his installment due the state, and receives an equivalent amount in negotiable bonds which are self-liquidating, as explained below.

If he wishes to pay taxes he turns his wheat money over to the County Treasurer, who issues him \$350 in negotiable certificates.

At present there are 2,000 towns and cities in the United States which are issuing scrip money in connection with their unemployed.

HOW REDEEMED

The scrip plan in operation in St. Paul and other cities involves the acceptance of these notes by merchants and

dealers. Naturally, it is essential that any bonds or certificates issued by the Bank of North Dakota or the State Treasurer must be accepted. Communities all over the United States using scrip are finding them readily negotiable. Merchants, dealers and others in the state have indicated their willingness to accept such certificates at a small discount for each transaction. This plan proposes a 3% discount on each transaction. So when Mr. Farmer takes his \$1 certificate to his merchant, that merchant gladly buys the 3c Revenue Stamp which must be attached to the certificate, gets his money, and is happy.

These revenue stamps are to be purchased from the State Treasurer, each transaction involving the placing of a 3c revenue stamp on each \$1 certificate. The merchant transacts business with a garage man who places a 3c stamp thereon. He goes to the grocer, and so on.

It requires 35 transactions to redeem and automatically liquidate any given amount. The state obtains the money beforehand by selling the stamps to be attached to the certificate. When the certificate has the required 35 stamps it may be returned to the state and the holder receives the full value thereof. In the meantime the note has performed the true functions of money—it has served as a means of exchange, with a small service charge. Uncle Sam charges 2c on each check today, yet checks are written and used.

With payments due the state for taxes, interest or principal amounting to over \$10,000,000 annually, and with over thirty millions for taxes alone due to all political units, it is readily seen that an immense amount of farm products can be purchased and certificates issued. The parties handling the currency, or certificate rather, absorb the extra 35c bounty per bushel paid to the farmer for his wheat. These state certificates will readily pass inasmuch as they are redeemable at par. The experience everywhere indicates their ready acceptance.

Before this plan, which may be called revolutionary and radical by some, is put into operation, the business men, the commercial clubs, the banks, the larger business institutions of the state should all be invited to assist in furthering the proposal. That they will quickly take it up is almost a foregone conclusion. The expressed sentiment of many legislators indicates that scrip money for paying school teachers, county and state employees is already seriously considered. But that does not take care of the farmer. To give a school teacher scrip merely transfers the burden to the merchants, and does not help the farmer. It is desirable, no doubt, but leaves the farmer holding his wheat, yet compelled to pay taxes to redeem the scrip, under other plans. This plan automatically doubles the price of grain, and it is self-liquidating.

There is one additional feature. When Mr. Farmer receives this double price for his grain he must sign up an agreement, in consideration for this special price, to reduce his acreage in accordance with a specified agreement, when he receives these certificates. The argument for this is that he has received his pay by getting double price for that reduction.

The plan is feasible. It is timely. North Dakota is Progressive. Two thousand cities have already adopted scrip money. It is not an experiment. Let it extend to the farmer, and serve the purpose of inflating the currency as well as doubling the price of farm produce.

If adopted by the present Progressive Legislature, and I have every confidence that it will be, this plan will no doubt be adopted by the Federal Government in connection with its vast system of farm loans and seed loans, as well as its taxes. It is far superior to the complicated Roosevelt Allotment Plan, because it is simple, self-liquidating and speedy.

This plan, let me repeat, will accomplish the following purposes:

1. It will DOUBLE the price of wheat (or any commodity to which its principles may be applied).
2. It will induce payment of farm loans to the Bank of North Dakota, and render unnecessary a \$4,000,000 tax levy for 1933 to pay interest on State of North Dakota Real Estate Bonds.
3. It will bring about payment of taxes, and consequent payment of county, school and state employees and all other public expenses.
4. It will NOT create a surplus of wheat because each bushel is sold at the time of the transaction and not held in storage.
5. It will inflate the currency by doubling the prices paid to the farmer.
6. It will bring relief to the farmer first and financial relief to the railroads, the big insurance companies and other corporations second.
7. It is simple, workable, and self-liquidating.

These are the aims and hopes of the state and nation. This Self-Liquidating Farm Relief Plan, which I propose will accomplish every one of these desirable results.

I recommend this Plan to you, and trust that you will speedily pass the necessary legislation to place it into operation.

I thank you.

ALFRED S. DALE,
State Treasurer.

REPORTS OF STANDING COMMITTEES

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred

House Concurrent Resolution No. 3.

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

W. S. PLACE,
Chairman.

Mr. Place moved that the report be adopted.

Mr. Morgan made a substitute motion that House Concurrent Resolution No. 3 be withdrawn as a similar resolution had been passed.

Which motion prevailed.

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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

W. S. PLACE,
Chairman.

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

Mr. Piper requested an extension of time on House Bill No. 17.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Sundby of McLean (by request) introduced:

House Bill No. 57. A Bill for an Act Providing that the Qualified Electors of Any County May Petition for the Recall of Any Member of the Board of Commissioners of that County, if the Members of Such Board are Elected at Large Therein, or that the Qualified Electors Within Any

Commissioner's District of Such County May Petition for the Recall of the Commissioner Elected from that District by Filing a Petition with the County Auditor of the County, Demanding the Recall of Such Officer; and that the Proceedings for the Preparation and Filing of such Petition and for the Calling and Holding of the Election and Determining the Results Thereof, Shall be the Same as that Provided for the Recall of Congressional, State, and County Officers by Article 33 of the Amendments to the Constitution of the State.

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

Mr. Place introduced:

House Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 182, Laws 1923 (Supp. Compiled Laws 1913, CHAPTER 32A, as Amended by Chapters 255 and 256 Session Laws 1927, as Amended by Chapters 273 and 274, Session Laws 1931) to Abolish the State Securities Commission and to Transfer All Powers and Duties Conferred Upon the Said Commission to the State Banking Board; and to Repeal All Acts or Parts of Acts in Conflict With the Provisions of this Act.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarek, North Dakota,
January 21, 1933.

Madam Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

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

GENERAL ORDERS

Mr. Traynor 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. Traynor to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

And recommend that the bill be returned to the house without action.

House Bill No. 6. 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 that the bill be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

Mr. Fedje moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Swett moved that House Bill No. 11 be re-referred to the Judiciary Committee.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 21, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "D".

Also,

Senate Concurrent Resolution "B".

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Clerk announced that the Speaker was about to sign Senate Concurrent Resolution "D".

The Speaker signed Senate Concurrent Resolution "D".

The Clerk announced that the Speaker was about to sign Senate Concurrent Resolution "B".

The Speaker signed Senate Concurrent Resolution "B".

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Obed Wyum, Rutland; Miss Hazel Falconer, Bismarck; Mrs. Wm. B. Falconer, Bismarck; Jim Bastrup, Courtenay; Mrs. Alfred Dale, Bismarck; Dana M. Wright, St. Johns; Gunder Bolstad, Devils Lake; Evelyn Thomas, Sterling; Helen Weaver, Sterling; F. D. Henderson, Fargo; Leonard Borgen, Ruso; Mr. and Mrs. J. J. Borchardt, Underwood; Oliver Eilson, Bismarck; Mr. and Mrs. Ed. Hefti, Devils Lake; Mrs. C. O. Arneson, Devils Lake; Royce Gessner, Penn; John Orgard, Center; O. B. Just, Mercer; Judge G. Grimson, Rugby; Mrs. W. J. Godwin, Mandan; Enid Godwin, Mandan; Blanche Monson, Bismarck; Esther Larson, Bismarck; Geneva L. Briggles, Hazelton; Geo. Swendseid, Stanley; Henry Huether, Ashley; V. S. Collins, Ashley; Dr. L. B. McLain, Lisbon; Lyle Nagle, Jamestown; Marcie LeGrave, Bismarck.

Mr. Niewoehner moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 23, 1933.

The House convened at 2:00 o'clock P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. F. E. Logee.

Roll Call: All members present except Representatives Brunsdale, Homnes, Isaak, Jardine, Lemke, McKellar, Mostad, Owings, Peters, Peterson (of Mountrail) and Swendseid.

Mr. Hagen moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 3, line 21, correct spelling of "Duerksen".

Page 11, strike out paragraphs 7, 8, 9 and 10.

Page 12, line 26, correct spelling of "Dana".

Page 12, line 37, correct spelling of "V. S. Collins".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by Jacob Mack and 65 others, of Dickinson, No. Dak., asking the legislature to repeal all prohibition laws was read and referred to the Committee on Temperance.

Similar petitions signed by Mike Wanner of Gladstone and 79 others, R. R. Kurtz, Dickinson and 74 others, Anton Binek of Dickinson and 103 others, and W. R. Bronaugh of Glenfield and 17 others, were read and referred to similar committee.

A communication signed by the Secretary of the Walle Farmers' Mutual Fire Insurance Company, Grand Forks, opposing legislation making it compulsory for directors and trustees of country schoolhouses and churches to purchase insurance from State Fire and Tornado Fund, was read and referred to the Committee on Insurance.

A communication signed by Mrs. Geo. Dockter of Linton and 28 others, urging retention of prohibition laws was read and referred to the Committee on Temperance.

Similar communications signed by Nels Gullison, Rutland and 28 others, C. E. Aaker, of Hatton and 4 others; Wm. Movius, of Mohall and 22 others; Julius Thompson, of Rutland and 21 others; Mrs. E. P. Quain of Bismarck and 38 others, Mrs. Evan C. Thomas and 12 others, Mrs. J. E. Strand, Treasurer of Emanuel Lutheran Ladies' Aid of Abercrombie on behalf of its 42 members, Mrs. W. L. Sherwin, Bismarck, and 30 others, was read and referred to the Committee on Temperance.

Seventh Order of Business.

Mr. Hanson of Barnes requested an extension of time on House Bill No. 30.

Which request was granted.

The Speaker announced the appointment of the Joint Capitol Investigation Committee as follows:

Representatives Flannigan, Lillehaugen, Holthusen and Peterson of Mountrail.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 23, 1933.

Mr. President: I have the honor to return herewith
Senate Concurrent Resolution "B".

Also,

Senate Concurrent Resolution "D".

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Olson of Adams introduced:

House Bill No. 59. 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.

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

Mr. Patterson introduced:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls.

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

Representatives Place, Noben and Olson introduced:

House Bill No. 61. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of North Dakota for 1913, Relating to the Use of Native Coal Oil, and Gas.

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

Mr. Flannigan introduced:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 185 of the Laws of the State of North Dakota for 1931 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

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

Mr. Flannigan introduced:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

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

THIRD READING OF HOUSE BILLS

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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	Hanson, Stark	Peters
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Piper
Arneson	Holte	Place
Bailey	Holthusen	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flannigan	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Traynor
Gessner	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Godwin	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Opdahl	Young
Hanson, Benson	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Owings
Homnes	McKellar	Swendseid
Isaak	Mostad	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 23, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 38. 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.

Senate Bill No. 41. 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. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Senate Bill No. 48. 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 Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 23, 1933.

Madam Speaker: I have the honor to transmit herewith: Senate Concurrent Resolution "A-1."

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully, .

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

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

Senate Bill No. 38. 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.

Senate Bill No. 41. 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. 48. 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.

The House returned to the Eighth Order of Business.

The Clerk announced that the Speaker was about to sign Senate Concurrent Resolution No. "A-1."

The Speaker signed Senate Concurrent Resolution No. "A-1."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 23, 1933.

Mr. President: I have the honor to return herewith:

Senate Concurrent Resolution No. "A-1."

Which the Speaker has signed.

Also transmit,

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

COURTESIES OF THE FLOOR

The Courtesies of the Floor were extended to: T. O. Kraabel, Fargo; M. G. Hiem, Logan Powell, Jamestown; M. Wright, St. John; Vera Inman, Amidon; Mrs. Fred Born, Richardton; Mr. and Mrs. E. O. Bailey, Bismarck; Mrs. Melacher, Mrs. Geo. Laney, Napoleon; Gunder Batslad, Devils Lake; Herb Baeverstead, Cando; Robert Maltman, Forest River.

Mr. Twete moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 24, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Logee.

Roll Call: All members present except: Representatives Brunsdale and Fitzgerald.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 5, last line, strike out "Appropriations" and insert in lieu thereof "Banks and Banking."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from Governor William Langer making further recommendations relative to individual appropriations was read.

Mr. Swett moved that the record show same was received but be not printed as it appears in the Senate Journal of Monday, January 23rd.

Which motion prevailed.

A communication signed by resolution committee of the Farmers Equity Elevator Co. of Powers Lake, urging repeal of present storage law or amendment to benefit grain farmer instead of grain trade, was read and referred to the committee on Warehouse and Grain Grading.

A communication addressed to members from the 45th legislative district urging reduction of high school tuition fee and raising minimum wage for teachers from \$45 to \$70 was read and referred to the Committee on Education.

A communication signed by A. E. Wilke of Charbonneau and 20 others condemning budget board for seeking to cut appropriation for state aid to rural schools, was read and referred to the Committee on Education.

A communication addressed to Ole Ettestad, signed by O. P. Helseth of Balfour, asking a tax on property held by religious organizations, urging repeal of dog tax and relief from back taxes, was read.

A communication was received from State Examiner Gilbert Semingson submitting Bank of North Dakota reports, and asking their return after serving their purpose, was read.

Mr. Swett moved the report be received.

Which motion prevailed.

A communication signed by officers of Dunseith Women's Club urging furtherance of International Peace Garden project was read and referred to the committee on Federal Relations.

A communication signed by P. A. Wick, on behalf of the farmers of Bowman County, asking abatement of penalty and interest on all delinquent taxes, principal payable in three annual installments; repeal of 50% valuation law, asking redemption period for tax sale extended to six years; asking state, county or other agencies to pay political subdivisions where real estate owned one-fourth of gross income derived from lease of public lands, asking one cent gas tax distributed to school districts, asking that no tax free securities be sold for a period of two years, that sheriff of county give list of all delinquent taxes to township or school clerk, and that amount of delinquent taxes owed by any claimant be applied against claim, asking that penalty on automobile license be eliminated when autos not in use, and reduction of such license fees 50%, asking reduction of high school tuition, reduction of county agent's salary, requiring that posting and printing of sample ballots be discontinued, that presidential primary be eliminated, asking increased income tax law, outlawing of seed and feed loans, compulsory publi-

cation of school treasurer's reports and various other subjects was read and referred to the Committee on State Affairs.

A communication signed by the Secretary of the Sanish Commercial Club urging curtailment of road building program, asking that 20% of gasoline tax and all cigarette and snuff taxes collected be placed in special fund in trust with Industrial Commission to be loaned to school districts unable to collect taxes, that if money not sufficient, additional gas tax be levied, and suggesting manner in which fund be handled and money loaned, was read and referred to the Committee on Tax and Tax Laws.

A communication signed by S. A. Halpern and 162 others of Glen Ullin, urging repeal of all prohibition enforcement acts, was read and referred to the Committee on Temperance. Petitions urging the retention of the prohibition laws signed by Geo. Miller, Valley City, and 4 others; Mrs. A. L. Lane, Valley City, and 21 others; John W. Blume, Valley City, and 11 others; Mrs. Charles Atherton, Valley City, and 28 others; Rev. J. J. Stempges, Clyde, and 52 others; Mrs. Chas. Moore, Linton, and 15 others; Mrs. J. L. Hughes, Bismarck, and 9 others; Mrs. Elizabeth Knowles, Wing, and 7 others; Mr. Chas. W. Howe, Wilton, and 20 others, were read and referred to the Committee on Temperance.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 24, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed Representatives Anderson of Sargent, Shurr and Rue to act with a like committee from the senate for the purpose of preparing a memorial resolution to the widow of the late Judge Thomas H. Pugh.

Also,

The Speaker has appointed Representatives Strutz, Solberg and Anderson of Stark to act with a like committee from the Senate for the purpose of arranging for a joint memorial exercise to be held some time in February.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Select Joint Committee on House Photographers made the following report:

Madam Speaker: Your Select Joint Committee on House Photographers to whom was referred the selection of photographers for the 23rd legislative assembly beg leave to make the following report:

Our efforts to meet jointly with the Senate committee were of no avail. The Senate select committee reported to their body without consulting with us, and have given their contract to the Butler Studio. We therefore recommend that the House contract be given to the Slorby Studio of Bismarck,

which offers to make a group picture, frame and hang it at a cost of 75c to each member. They further agree to furnish copies of the group picture, size eleven by fourteen inches, at a cost of \$1.00 per print. We further recommend that the Slorby Studio be awarded the sole privilege of photographing members of the House of Representatives of the 23rd Legislative Assembly on the floor of the House Chamber.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed.

The Committee on Warehouse and Grain Grading made the following report:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 18. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the Session Laws of 1929, being an Act Providing for the Storage of Grain upon Farms and on or near Railway Rights-of-Way within the State of North Dakota, Regulating the Same for the Purpose of Procuring Loans upon such Grain; Making Provisions for the Issuance of Negotiable Warehouse Certificates upon Grain so Stored, not in a Public Warehouse; Creating a "Farm Storage Commission of the State of North Dakota," Prescribing its Duties and Empowering said Commission to Make Rules and Regulations Necessary or Advisable to the 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 be amended as follows:

Amend the title by striking out all the title after the comma in line two, and add the following: "relating to the Grain Storage Commissioner, and substituting for such commissioner, the railroad commission."

In line ten after the word "act," add the following: "And all of the papers, documents, and files, and all office equipment, and all other property of whatsoever nature, now in the possession of the Grain Storage Commissioner, is hereby transferred to the Board of Railroad Commissioners." Add: "Sec. 3. 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."

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

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

On line 15 after the word "defendant" strike out the words "makes and". On line 16 after the word "property" insert a ",", and the following words "or a part thereof," and further in line 16, after the word garnishment strike out the word "and" and insert in lieu thereof the word "or".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senatè Bill No. 59. 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.

R. E. SWENDSEID,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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

In the title, following the word "pupils", strike out the period and insert in lieu thereof a comma, and add the following: "And Providing for Discontinuation of Tuition Payments."

Page 1, line 6, following words "Amount of" insert the following: "And how discontinued".

Page 2, line 17, after the word "time" insert: "Not exceeding four school years".

Page 2, line 23, strike out the word "enrolled" and insert in lieu thereof the words "in attendance" and add the following: "Provided, however, that any school board charging tuition under this act for a non-resident pupil shall not charge or receive any registration, entrance, attendance or admission fee, or any other fee for such pupil, for the purpose of circumventing the provisions and intentions of this act."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 33. A Bill for an Act Defining the Term "Machine Gun and Crimes of Violence"; Declaring the Effect of Possession or Use of the Machine Gun for Offensive or Aggressive Purpose; Declaring the Presumptions Arising Out of Possession or Use of Machine Guns. Provided for the Registry of All Machine Guns Manufactured or Handled by

Any Manufacturer; Provided for Process for Searching Any House or Place Supposed to Contain Such Weapons and for the Disposal of Any Machine Guns Taken from a Person who is Holding the Same for Purposes in Violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the 1913 Compiled Laws of North Dakota and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

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

Amend the title as follows: In line one, strike out the figures "1913". In line two strike out the words "North Dakota" and insert the figures "1913" in lieu thereof.

In the printed bill in Section 1, line one after the word "of" insert the word "the".

In line two strike out the figures "1913". In the same line strike out the words "North Dakota of" and insert the figures "1913" in lieu thereof. In the last line of the original bill strike out the word "as" and insert the word "its" in lieu thereof.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars, and Interest, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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, in the title of the bill, strike out the words and figures "\$300.00" and insert the words and figures "\$200.00" in lieu thereof.

And line 2 in the title of the bill, strike out the words "and interest".

Line 3, of the printed bill, strike out the words and figures "\$300.00" and insert in lieu thereof the words and figures "\$200.00".

In the same line and including line 4, strike out the words "and interest at 6% per annum from December 1st, 1919".

On page 2 of the printed bill strike out all of Section 2.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

A majority of the Committee on Education made the following report:

Madam Speaker: A majority of your Committee on Education to whom was referred

House Bill No. 41. A Bill for an Act to Amend and Re-enact Section 1178 of the Compiled Laws of 1913, Relating to the Employment and Salaries of Teachers.

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

On page 1, line 5, following the word "for", insert "failure in school room discipline" comma.

MARY A. RATHBUN,
PETER PETERSON,
M. P. BIEWER,
F. PAUL SMITH,
R. A. OWINGS,
A. C. JOHNSON,
DAN R. JONES.

And when so amended recommend the same do pass.

A minority of the Committee on Education made the following report:

Madam Speaker: A minority of your Committee on Education to whom was referred

House Bill No. 41. A Bill for an Act to Amend and Re-enact Section 1178 of the Compiled Laws of 1913, Relating to the Employment and Salaries of Teachers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. L. BROCHAT,
H. F. NIEWOEHNER,
OLE O. SUNDBY,
H. T. LILLEHAUGEN,
GUS A. SCHAUSS,
L. E. CORRELL,
Mr. Sundby (of McLean),
Chairman.

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

Mr. Flannigan moved that the vote by which the minority report on House Bill No. 41 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Mr. Place requested permission to withdraw House Bill No. 58.

Which request was granted.

Mr. Aljets moved that House Bill No. 59 be re-referred to the Committee on Counties.

Which motion prevailed.

Mr. Scholl moved that the courtesies of the floor be extended to Mr. Oscar Oberg, former member from McLean County.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Patterson introduced:

House Bill No. 64. A Bill for an Act Providing that Any Person Applying for a License to Practice Any Profession in North Dakota where a License is Required to so Practice, Must be a Citizen of the United States Before Such License can be Granted.

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

Mr. Rindy introduced:

House Bill No. 65. A Bill for an Act to Repeal Chapter 184, Session Laws 1931 and to Enact that Guests Riding in Motor Vehicles Within the State Shall Not be Deprived of the Rights of Recovery When the Driver is Known to have been Ordinarily Negligent; and Declares an Emergency.

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

Mr. Anderson (of Logan) introduced

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation

Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Court May Entertain Such Application and Render a Decree of Absolute Divorce.

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

Representatives Jodock, Lund, Lillehaugen and Swendseid introduced:

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

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

The Committee on Cities and Municipal Corporations introduced:

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

The Committee on Cities and Municipal Corporations introduced:

House Bill No. 69. A Bill for an Act Authorizing Counties, Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

The Committee on Cities and Municipal Corporations introduced:

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers

of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Godwin introduced:

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148, Session Laws of the State of North Dakota for 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner. Providing for the Conservation of Water and Construction of Dams Within the State.

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

Mr. Crockett introduced:

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

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

HOUSE CONCURRENT RESOLUTION No. 6

Introduced by Representative Lillehaugen

Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF NORTH DAKOTA CONCURRING:

That we, the members of the state legislature in regular session assembled, representing the people of the commonwealth of North Dakota, hereby renew our pledge of loyalty to our God, our Nation and our flag, and to the Commander in Chief of the Army and Navy to whom we pledge our lives and property, and the lives and property of our posterity UPON INSTANT CALL to defend them against any nation which shall attempt to attack our shores or invade our land.

And we further pledge that should such attack or invasion provoke a declaration of war against such nation, that this commonwealth will furnish her full quota of the man-power to do the fighting and the dying to make the defense of this nation adequate though the filling of such quota may require submission to conscription or selective draft.

Realizing that "war is hell," that human life is sacred and that bonds mean bondage, we demand in the name of this commonwealth that the power to declare war other than to resist attack or invasion of our own shores, be vested in the voice by referendum vote of the people governed, and in

the event of conscription, draft or other compulsory service of the man-power in future wars, we demand that you provide for the conscription of all productive resources and accumulated fortunes in excess of \$500,000.00 before further bonds against the nation in defense of which our volunteer and conscripted men and boys offered their lives to the end that our returned soldiers, their posterity and those who furnish the food and clothing to sustain them may not be placed in perpetual bondage to pay interest on those bonds and further swell such fortunes.

AND your memorialists will ever pray.

House Concurrent Resolution No. 6 was read.

Mr. Lillehaugen moved that House Concurrent Resolution No. 6 be printed in the Journal and referred to the Committee on Federal Relations.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 24, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Senate Bill No. 44. 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 the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 24, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed Senators Cain, Wog and Martin to act with a like committee from the House for the purpose of preparing a memorial resolution to the widow of the late Judge Thomas H. Pugh.

Also,

The President has appointed Senators Bangert, Indergaard and Field to act with a like committee from the House for the purpose of arranging for a joint memorial service to be held sometime in February.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 24, 1933.

Madam Speaker: I have the honor to return herewith:
House Concurrent Resolution No. 5.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 44. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

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

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

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 authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

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

EIGHTH ORDER OF BUSINESS

Mr. Svingen asked for an extension of time on House Bill No. 38.

Which request was granted.

Mr. Shurr requested an extension of time on House Bill No. 44.

Which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: John Dawson, Mandan; O. H. Larson, Wheelock; S. R. Severson, Wheelock; R. J. Severson, Wheelock; E. O. Haugen, Wheelock; E. R. Stegner, Bowman; Edwin Rice; Plaza; Paul A. Dalages, Stanley; A. H. Anderson, Carpio; Mrs. Haas, Minot; Mrs. Joe J. Schell, Lehr; Mrs. J. W. Schell, Lehr; W. J. Schell, Lehr; August Krantz, Kenmare; Adam Nagel, Lehr; Fred Wolf, Fredonia; C. A. Williams, Fargo; G. D. Saunders, Mandan; Oscar Oberg, Washburn; E. E. Solgman, Mandan; Herman Hasse, Judson; Jacob J. Brosy, Wishek; John Moos, Bismarck; Geneva Briggie, Hazelton; Esther B. Larson, Temvick; D. L. Donnelly, Jamestown; Rudolph Walker, Sheridan County; Jacob Stutz, Sheridan County.

Mr. Stoa moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 25, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Richardson.

Roll Call: All members present except Representatives Gilchrist, Lavik, Patterson and Twichell.

Mr. Jodock moved that all absent members be excused.

Which motion prevailed.

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 3, line 36, insert "The" at the beginning of paragraph.

Page 14, line 29, correct spelling of "Nagel."

Page 14, line 32, correct spelling of "Brtsy."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from Farmers Union Local 675 of Surrey, asking reduction of legal rate of interest to 6%, elimination

of so-called "carrying charges," and elimination of deficiency judgment law, was read and referred to the Committee on State Affairs.

A petition signed by officers of the Hilton Farmers Union Local No. 1116 asking law forbidding dispossession of farmers and exemption to the extent of five cows, five horses and enough farm machinery to operate 160 acres, was read and referred to the Committee on Judiciary.

A communication from school officers of Nelson County asking diversion of gasoline tax and a portion of snuff and cigarette tax, to school fund; asking that rural schools do not lose their classification by reason of inability to have full term, asking tonnage tax on lignite for school purposes, also on eastern coal, asking abolishment of state motor vehicle department and issuance of motor vehicle license by clerks of court, elimination of duplication of work by higher institutions of learning, and elimination of some of those institutions, recommending continuance of state aid to rural schools and asking that transportation act be not repealed, was read and referred to the Committee on Education.

A petition signed by Lars P. Bergman and 34 others asking reduction of present gas tax to two cents and prohibiting rebate for tractors was read and referred to the Committee on Tax and Tax Laws.

A petition signed by Henry Martin of Hebron and 28 others, urging reduction of high school tuition fee was read and referred to the Committee on Education. Similar petitions signed by John Wiedrid of Zap and 17 others, and Arthur F. Schulz of Golden Valley and 28 others, were read and similarly referred.

A communication signed by Leslie Hart of Marmarth and 72 others, asking repeal of prohibition laws, was read and referred to the Committee on Temperance. Similar petitions from W. C. Vandervoort, Marmarth, and 250 others, Otto H. Buehner of Dodge and 50 others, E. R. Helbling of St. Anthony and 32 others, from the German-Hungarian Club of Dickinson, signed by Ludwig Lenhardt, President, for its 136 members, from H. L. Reichert, Dickinson, and 37 others, Jacob Walth of Richardton and 27 others, J. C. Hack of New England and 51 others, were read and similarly referred.

Petitions urging retention of prohibition laws, signed by Mrs. Edward Eloffson, Fargo, and 25 others; K. K. Remboldt, Jamestown, and 24 others; Ernest J. Meyer, Mapleton, and 19 others; Mrs. Robt. Parker, Ray, and 24 others; Rev. O. W. Jefferson, Bottineau, and 31 others; Florence Peters, Jamestown, and 97 others; Mrs. Lee Sutterlin, Cavalier, and 18 others; Allen T. Shaw, Fargo, and 18 others; J. A. McCrae, Grand Forks, and 18 others; Wm. Hemington, Benedict, and 19 others; Mrs. J. D. Robertson, Park River, and 18 others; Henry Pals, Grand Rapids, and 49 others; and L. C. Husgard, Rutland, and 19 others, were read and referred to the Committee on Temperance.

A communication from the Nora Farmers Union Local asking reduction of legal rate of interest, repeal of deficiency judgment law, Bank of North Dakota to pay taxes on foreclosed lands and more equitable distribution of tax burden, was read and referred to the Committee on State Affairs.

A communication signed by Gottlieb Harr, Lehr, and 46 others asking legislation permitting school directors to limit number of months of school per year, amendment of Sec. 1438a1, 1438a2 and 1438a3 relative to high school tuition, urging that Bank of North Dakota be required to pay taxes on foreclosed lands, and asking strict economy and tax reduction wherever possible, was read and referred to the Committee on Education.

A communication with similar signatures asking amendment of law relative to juvenile commissioner and abolishing of that office, was read and referred to the Committee on State Affairs.

A communication with similar signatures asking repeal of dog tax, or amendment, was read and referred to the Committee on Live Stock.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 5. A Concurrent Resolution for Memorial to His Excellency, Franklin D. Roosevelt, President-elect of the United States of America, Petitioning the President to Appoint as a Member of His Cabinet, Hon. John A. Simpson.

And find the same correctly Enrolled.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Warehouse and Grain Grading made the following report:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

House Bill No. 35. A Bill for an Act Prohibiting Elevator Managers, Assistants, Agents Employees and Directors of Elevators Within this State, and Licensed Therein, from Buying or Selling or Aiding and Abetting Others in the Pretended Buying and Selling of Grain, Pork, Lard, or Any Mercantile or Agricultural Product on Margins, Without Any Intention of Future Delivery, Whether Such Pretended Contracts are to be Performed Within or Without this State, Defining Such Transactions, Making Such Contracts Presumptively Unlawful, and Providing a Penalty for the Violation Thereof.

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

Section 3, line 3—following the word “Chicago” add the words “or with any other Board of Trade”.

Section 3, line 6—strike out the words “presumed to be” and insert in lieu thereof the words “prima facie evidence of”.

Section 4, line 3—strike out the figures “\$200.00” and insert in lieu thereof “\$500.00”.

Section 4, line 4—strike out the figures “30” and insert in lieu thereof “90”.

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

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

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred

House Bill No. 50. A Bill for an Act to Amend and Re-enact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota for 1913, Providing for Standard Policy and Automatic Cancellation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS,
Chairman.

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

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred

House Bill No. 51. A Bill for an Act to Provide for the Payment of Funds Collected by an Agent for his Principal; Making the Wrongful Withholding Thereof a Misdemeanor, and Providing for the Punishment Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS,
Chairman.

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

The Speaker called Mr. Flannigan to the Chair.

Mr. Swett moved that the courtesies of the floor be extended to John Nystul of Fargo, Chairman of Nonpartisan League Executive Committee.

Which motion prevailed.

Mr. Swendseid moved that the vote by which House Bill No. 52 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swendseid moved that House Bill No. 52 be re-referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Swett moved that House Bill No. 18 be re-referred to the Committee on Warehouse and Grain Grading.

Which motion prevailed.

The Speaker resumed the Chair.

The Chief Clerk announced the Speaker was about to sign House Concurrent Resolution No. 5.

The Speaker signed House Concurrent Resolution No. 5.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 25, 1933.

Mr. President: I have the honor to transmit herewith House Concurrent Resolution No. 5.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Representative Stoa introduced:

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1926, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

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

Representatives Odegaard and Lillehaugen introduced:

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota

for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

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

Representative Gilchrist introduced:

House Bill No. 75. A Bill for an Act Making Invalid Chattel Mortgages Upon Future Acquired Property and Upon Property Not Particularly Described in Such Mortgage.

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

Mr. Godwin introduced:

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10144 Compiled Laws 1913, as Amended by Section 10144 Supplement to Compiled Laws 1913; 10145 Compiled Laws 1913 and 10145 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

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

Mr. Godwin introduced:

House Bill No. 77. A Bill for an Act Regulating the Manufacture and Sale of Beer in North Dakota If and When United States Congress Authorizes the Manufacture and Sale of Beer in United States; Providing for Issuing Permits and Licenses for Manufacture and Sale Thereof; for the Appointment of a Beer Commissioner to be Appointed by the Governor and Providing for the Payment and Collection of a Tax Thereon; and Furnishing of Bond; and Defining

the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of this Act; and Providing that Any Person Violating this Act Shall be Enjoined and that Any Building or Premises Made Use of for Purposes in Violation of this Act Shall be Deemed a Nuisance and Abated by Injunction.

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

THIRD READING OF HOUSE BILLS

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Was read the third time.

Mr. Born requested unanimous consent of the House to amend House Bill No. 56.

Which request was refused.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 98; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Bowman
Anderson, Logan	Henrickson	Opdahl
Anderson, Sargent	Hill	Owings
Anfinson	Hillman	Patterson
Arneson	Holte	Peterson, Bottineau
Bailey	Jensen	Peterson, Mountrail
Bettenhausen	Jodock	Piper
Biewer	Johnson	Place
Broschat	Johnston	Rathbun
Brunsdale	Jones	Rindy
Carlson	Kapfer	Sandlie
Correll	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Cunningham	Lavik	Schauss
Dahl	Lemke	Scholl
Dittmer	Lillehaugen	Shurr
Endres	Lofthus	Smith
Erickson, McKenzie	Lund	Solberg
Erickson, McLean	Lynch	Sprenger
Espeland	McInnes	Steedsmann
Ettestad	McKellar	Sticka
Falconer	McManus	Stoa
Fedje	Morgan	Strutz
Fitzgerald	Mostad	Sundby, McLean
Flannigan	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Swett
Fuglestad	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Symington

Messrs.	Messrs.	Messrs.
Gilchrist	Niewoehner	Treffry
Godwin	Noben	Twete
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Jardine	Thompson
Gessner	Peters	Traynor
Holthusen	Rue	Wright
Homes	Svingen	Young
Isaak		

Absent and not voting:

Messrs.	Messrs.
Fitch	Twichell

So the bill passed and the title was agreed to.

Mr. Stoa moved that the vote by which House Bill No. 56 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1933.

Madam Speaker: I have the honor to return herewith:
House Concurrent Resolution No. 5.

Which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 25, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 25, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

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

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

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

THIRD READING OF SENATE BILLS

Senate Bill No. 59. 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 corporations 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, 87; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Oglesby
Anfinson	Holte	Opdahl
Arneson	Holthusen	Owings
Bailey	Homnes	Patterson
Bettenhausen	Isaak	Peters
Biewer	Jardine	Peterson, Bottineau
Born	Jensen	Peterson, Mountrail
Brunsdale	Jodock	Piper
Carlson	Johnson	Rathbun
Correll	Johnston	Rue
Cunningham	Jones	Sandlie
Dittmer	Kapfer	Sannes
Endres	Larson, Ransom	Savre
Erickson, McKenzie	Lavik	Schauss
Espelund	Lillehaugen	Scholl
Ettestad	Lund	Shurr
Falconer	Lynch	Smith
Fitch	McInnes	Solberg
Fitzgerald	McKellar	Sprenger
Flannigan	McManus	Steedsman
Flaten	Morgan	Sticka
Fuglestad	Mostad	Svingen
Gessner	Muus	Swendseid
Gilbertson	Nelson, Dickey	Symington
Gilchrist	Nelson, Morton	Thompson
Godwin	Nelson, Ward	Traynor
Hagen	Niewoehner	Wolf
Hanson, Stark	Noben	Wright
Henrickson	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Rindy
Anderson, Sargent	Hill	Stoa
Broschat	Larson, Nelson	Strutz

Messrs.	Messrs.	Messrs.
Crockett	Lemke	Sundby, McLean
Dahl	Lofthus	Sundby, Renville
Erickson, McLean	Olson, Adams	Treffry
Fedje	Olson, Bowman	Twete
Hanson, Barnes	Place	Madam Speaker

Absent and not voting:

Messrs.	Messrs.
Swett	Twichell

So the bill passed and the title was agreed to.

Mr. Swendseid moved that the vote by which Senate Bill No. 59 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Owings 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. Owings to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

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

On line 15 after the word "defendant" strike out the words "makes and". On line 16 after the word "property" insert a comma and the following words "or a part thereof," and further in line 16, after the word garnishment strike out the word "and" and insert in lieu thereof the word "or".

And with the further amendment to strike out Section 3.

And when so amended recommend that the same do pass.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

And recommend that the bill be referred back to the House without action.

Also,

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the 1913 Compiled Laws of North Dakota and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

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

Amend the title as follows: In line one, strike out the figures "1913". In line two strike out the words "North Dakota" and insert the figures "1913" in lieu thereof.

In the printed bill in Section 1, line one after the word "of" insert the word "the".

In line two strike out the figures "1913". In the same line strike out the words "North Dakota to" and insert the figures "1913" in lieu thereof. In the last line of the original bill strike out the word "as" and insert the word "its" in lieu thereof.

And when so amended recommend that the same do pass.

Also,

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars, and Interest, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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 the adoption of the standing committee's amendments as follows:

In line 1, in the title of the bill, strike out the words and figures "\$300.00" and insert the words and figures "\$200.00" in lieu thereof.

And line 2 in the title of the bill, strike out the words "and interest".

Line 3, of the printed bill, strike out the words and figures "\$300.00" and insert in lieu thereof the words and figures "\$200.00".

In the same line and including line 4, strike out the words "and interest at 6% per annum from December 1st, 1919".

On page 2 of the printed bill strike out all of Section 2.

And when so amended recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Lynch requested that the report of the Committee of the Whole be divided as to House Bill No. 36.

Which request was granted.

Mr. Fedje moved that the report of the Committee of the Whole as to House Bill No. 45, House Bill No. 2 and House Bill 54, be adopted.

Which motion prevailed.

Mr. Swett moved that the report of the Committee of the Whole as to House Bill No. 36 be adopted.

Mr. Lynch moved as a substitute motion that further action on House Bill No. 36 be indefinitely postponed and asked for a roll call on his motion, which was denied.

The question being on the substitute motion of Mr. Lynch that House Bill No. 36 be indefinitely postponed, the motion lost.

The question then being on the original motion of Mr. Swett that the report of the Committee of the Whole as to House Bill No. 36, the motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that House Bill No. 2 be re-referred to the Committee on Education.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Mrs. F. W. Erickson, Charbonneau; Judge Ronald Davies, Grand Forks; Fred Berg, McClusky; Josie L. Swett, Steele; H. E. Miller, Hazen; Peter Buchle, Golden Valley; J. H. Isaak, Golden Valley; Paul Schaff, St. Anthony; Jacob Hecher, Shields; Mrs. Val P. Wolf, Hague; Lydia Lange, Mandan; Mrs. Gus Schauss, Mandan; Philip Bitterman, Bismarck; Herb Baverstad, Bismarck; John Marien, Larimore; H. J. Adams, Stanley; Harry Rosenthal, Bismarck; Gerald McCuthern, Amidon; John Ny-stul, Fargo; A. J. Mathus, Dickinson; John J. Nath, Hebron; F. C. McAneny, Fargo; W. H. Shure, Fargo; Jacob Shaeffer, Napoleon; Mrs. J. Shaeffer, Napoleon; Harold Knight, Jamestown.

Mr. Treffry moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 26, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by Rev. Richardson.

Roll Call: All members present except Representatives Scholl, Strutz and Traynor.

Mr. Larson of Nelson moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

On page 4, strike out line 40.

On page 5, after line 40, insert "The Speaker resumed the Chair".

On page 13, line 22, strike out "carried and insert "prevailed".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

Mr. Swett moved that the Journal be further corrected on page 5, line 4, to show John Nystul as Chairman of the Non-partisan League Executive Committee.

Which motion prevailed.

Mr. Larson of Nelson moved the further correction: On page 2, line 19, following the word "be" insert the word "not".

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A communication, signed by the Chairman of the Board of Administration, relative to site for prospective hospital for insane at or near city of Rugby, was read and referred to the Committee on State Affairs.

A communication signed by officers of Elm Tree School District, Charlson, urging diversion of cigarette and snuff tax and other funds, for school purposes, was read and referred to the Committee on State Affairs.

A communication from the P.-T. A. of Dore, protesting loss of state aid to rural schools, and urging curtailment of normal schools if necessary, was read and referred to the Committee on Education.

A communication by H. D. Jonas of Fredonia and 83 others urging reduction of high school tuition was read and referred to the Committee on Education.

A communication by H. D. Jonas of Fredonia and 79 others asking legislation permitting choice of subjects by high school students, was read and referred to the Committee on Education.

A communication signed by W. C. Krebsbach and 78 others, of Napoleon, asking repeal of existing receivership laws, was read and referred to the Committee on Banks and Banking.

A communication signed by R. A. Allen of Cooperstown, and 24 others, asking repeal of all prohibition laws was read and referred to the Committee on Temperance.

A similar petition, signed by Geo. A. Lerom, of Buxton, and 57 others, was read and similarly referred.

Petitions urging retention of prohibition laws, signed by L. P. Larson of Finley and 98 others; E. W. Thrams, Rawson and 11 others; Ivar Wambheim of Hatton and 60 others; Mrs. J. Peterson of Watford City and 45 others; Mrs. F. W. Pike of Ray and 14 others; J. Palmer Sorlien of Grenora and 19 others, were read and referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam 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 to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, Bismarck, of Bismarck, North Dakota, for Professional Services Rendered 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.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

Mr. Peters moved the report be adopted.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 26, 1933.

Mr. President: I have the honor to return herewith

Senate Bill No. 59. 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 corporations made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Which the House has passed unchanged.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 55. A Bill for an Act to be Incorporated with Section 1176 Compiled Laws North Dakota 1913, Defining the Powers and Duties of Common School Boards, Providing that when Pupils of School Age Have Suffered Physical Injuries and Disabilities which Interfere with or Prevent Their Attendance at the Schools of Their District, that School Boards May Pay Tuition Not Exceeding the Sum of \$10 Per Month for Instruction at Their Homes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Ole O. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lillehaugen moved that the vote by which House Bill No. 55 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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

Strike out all of the title and have the title read as follows: "For an Act to amend and re-enact Chapter 256 of the Session Laws of North Dakota for 1931, relating to tuition fees for non-resident pupils."

Strike out all of Section 1 of the printed bill and insert in lieu thereof the following: "Section 1. AMENDMENT.) That Chapter 256 of the Session Laws of North Dakota for 1931 be, and the same is, hereby amended and re-enacted to read as follows:"

On line 6, strike out the words and figures "Section 1438a2" and insert in lieu thereof "Chapter 256".

Page 2, line 17 after the word "time" insert; "not exceeding four school years".

Page 2, line 23, strike out the word "enrolled" and insert in lieu thereof the words "in attendance."

Page 2, line 23, after the word "enrolled" strike out the period and insert in lieu thereof a comma and add the following: "provided, however, that any school board charging tuition under this Act for a non-resident pupil shall not charge or receive any registration, entrance, attendance or admission fee, or any other fee for such pupil, for the purpose of circumventing the provisions and intentions of this Act."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

Ole O. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 57. A Bill for an Act Providing that the Qualified Electors of Any County May Petition for the Recall of Any Member of the Board of Commissioners of that County, if the Members of Such Board are Elected at Large Therein, or that the Qualified Electors Within Any Commissioner's District of Such County May Petition for the Recall of the Commissioner Elected from that District by Filing a Petition with the County Auditor of the County, Demanding the Recall of Such Officer; and that the Proceedings for the Preparation and Filing of such Petition and for the Calling and Holding of the Election and Determining the Results Thereof, Shall be the Same as that Provided for the Recall of Congressional, State, and County Officers by Article 33 of the Amendments to the Constitution of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

Mr. Godwin moved that the vote by which House Bill No. 57 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:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 40. A Bill for an Act to Repeal Section 2645 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 283 of the Session Laws of 1927; and Sections 2646, 2647, 2648, 2649 and 2650, 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.

GEO. ALJETS,
Chairman.

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

Mr. Peters moved that the vote by which House Bill No. 40 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:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 61. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of North Dakota for 1913, Relating to the Use of Native Coal Oil, and Gas.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Mr. Hanson of Barnes requested an extension of time on House Bills Nos. 42 and 43.

Which request was granted.

Mr. Henrickson requested an extension of time on House Bill No. 27.

Which request was granted.

House Concurrent Resolution No. 7 was read.

Mr. Godwin moved that House Concurrent Resolution No. 7 be printed in the Journal, and be referred to the Committee on State Affairs.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 7

Introduced by Representative W. J. Flannigan

Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Kellar Railroad Retirement Pension Bill.

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

WHEREAS, there is a bill known as the Hatfield-Kellar Railroad Retirement Pension Bill providing for the establishment of a National Pension Plan for all employees of the railroads in the United States now before the Congress of the United States, and

WHEREAS, we believe that upon the united support of all railroad employees and the public depends the passage of a just and satisfactory pension bill, and

WHEREAS, it is adequate in its provisions for retirement; tends to relieve unemployment because it retires older men on pension annuities and keeps younger men at work,

WHEREAS, a full application of its principles to all persons will help solve the unemployment problem confronting the nation,

NOW THEREFORE, the Twenty-third Legislative Assembly of the State of North Dakota respectfully requests and petitions the Congress of the United States to give favorable consideration to this bill,

BE IT FURTHER RESOLVED, that the Secretary of State cause sufficient copies of this resolution to be printed and that he cause to be mailed a copy to both the President of the Senate and Speaker of the House of Representatives of the Congress of the United States, requesting that said resolution be read before each of said bodies.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Biewer introduced:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

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

Mr. Svingen and Mr. McManus introduced:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

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

The State Affairs Committee introduced:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

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

Mr. Crockett introduced:

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Punishment therefore.

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

Mr. Flannigan introduced:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

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

THIRD READING OF HOUSE BILLS

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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 third time.

Mr. McManus asked for unanimous consent to amend House Bill No. 36.

Mr. McManus moved that House Bill No. 36 be amended by striking out period at end of bill, and inserting "The payment herein provided for is made in full settlement and satisfaction of any and all claims on the part of said Wehe for services claimed to have been performed in this matter, and the acceptance of a warrant in the amount herein appropriated shall stop his making further claim against the state in this matter."

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 36 be considered properly re-engrossed and placed upon 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, 44; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Jodock	Peterson, Mountrail
Biewer	Johnston	Place
Carlson	Kapfer	Rindy
Crockett	Larson, Nelson	Rue
Dahl	Larson, Ransom	Sandlie
Erickson, McKenzie	Lavik	Sannes
Erickson, McLean	Lemke	Savre
Espeland	Lillehaugen	Schauss
Ettestad	Lofthus	Scholl
Falconer	McKellar	Shurr
Fedje	McManus	Solberg
Fitzgerald	Mostad	Stoa
Flannigan	Nelson, Ward	Sundby, McLean
Fuglestad	Niewoehner	Sundby, Renville
Gilchrist	Noben	Svingen
Godwin	Odegard	Swendseid
Hagen	Oglesby	Thompson
Hanson, Barnes	Olson, Adams	Treffry
Hanson, Benson	Olson, Bowman	Wolf
Hill	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Nelson, Morton
Arneson	Henrickson	Owings
Bailey	Holte	Piper
Bettenhausen	Homnes	Rathbun
Born	Isaak	Smith
Broschat	Jardine	Sprenger
Brunsdale	Jensen	Steedsmann
Correll	Johnson	Sticka
Cunningham	Jones	Swett
Dittmer	Lund	Symington
Endres	Lynch	Twete
Fitch	McInnes	Twichell
Flaten	Morgan	Wright
Gessner	Muus	Young
Gilbertson	Nelson, Dickey	

Absent and not voting:

Messrs.
 Peters
 Strutz
 Traynor

So the bill passed and the title was agreed to.

Mr. Olson of Adams moved that the vote by which House Bill No. 36 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Mr. Swett: I vote "no" for the purpose of reconsideration.

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Was read the third time.

Mr. Swendseid asked for unanimous consent to amend House Bill No. 45.

Which request was granted.

Mr. Swendseid moved that House Bill No. 45 be amended by striking out the emergency clause.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended, that House Bill No. 45 be considered properly re-engrossed, and placed upon 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, 102; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Bowman
Anderson, Logan	Henrickson	Opdahl
Anderson, Sargent	Hill	Owings
Anfinson	Hillman	Patterson
Arneson	Holte	Peters
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Piper
Biewer	Isaak	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnson	Sandleie
Carlson	Johnston	Sannes
Correll	Jones	Savre
Cunningham	Kapfer	Schauss
Dahl	Larson, Nelson	Scholl
Dittmer	Larson, Ransom	Shurr

Messrs.	Messrs.	Messrs.
Endres	Lavik	Smith
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Svingen
Fitch	McManus	Swett
Fitzgerald	Morgan	Swendseid
Flaten	Mostad	Symington
Fuglestad	Muus	Thompson
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Lemke	Place
Flannigan	Olson, Adams	Solberg
Jardine	Peterson, Mountrail	Sprenger

Absent and not voting:

Messrs.
Strutz
Traynor

So the bill passed and the title was agreed to.

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the 1913 Compiled Laws of North Dakota and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.
Jardine

Absent and not voting:

Messrs.
Strutz
Traynor

So the bill passed and the title was agreed to.

The House returned to the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, 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 strike out the figures "\$209,488.58" and insert "\$181,606.20" in lieu thereof.

In line 9, item 1, strike out the figures "\$13,823.80" and insert "\$12,441.42" in lieu thereof.

On page 2, in line 13, item 1, strike out the figures "\$27,000.00" and insert "\$25,000.00" in lieu thereof.

In line 14, item 2, strike out the figures "\$2,500" and insert "\$2,000" in lieu thereof.

In line 15, item 3, strike out the figures "\$2,500" and insert "\$2,000" in lieu thereof.

In line 18, item 6, strike out the figures "\$500" and insert "\$400" in lieu thereof.

In line 20, item 8, strike out the figures "\$400" and insert "\$300" in lieu thereof.

In line 25, item 13, strike out the figures "\$65,000" and insert "\$55,000" in lieu thereof.

In line 26, item 14, strike out the figures "\$16,000" and insert "\$15,000" in lieu thereof.

In line 27, item 15, strike out the figures "\$12,000" and insert "\$10,000" in lieu thereof.

In line 28, strike out all of item 16.

In line 30, item 18, strike out the figures "\$12,000" and insert "\$11,000" in lieu thereof.

In line 31, item 19, strike out the figures "\$6,000" and insert "\$5,000" in lieu thereof.

In line 32, item 20, strike out the figures "\$24,000" and insert "\$19,200" in lieu thereof.

In line 33, item 21, strike out the figures "\$12,500" and insert "\$11,500" in lieu thereof.

In line 35, strike out the figures "\$283,188.58" and insert "\$257,006.20" in lieu thereof.

On page 3, line 38, strike out the figures "\$194,188.58" and insert "\$168,006.20" in lieu thereof.

In line 40, item 1, strike out the figures "\$8,000" and insert "\$7,000" in lieu thereof.

In line 42, item 1, strike out the figures "\$1,000" and insert "\$500" in lieu thereof.

In line 44, item 3, strike out "\$300" and insert "\$200" in lieu thereof.

In line 45, item 4, strike out the figures "\$300" and insert "\$200" in lieu thereof.

In line 49, change the totals from "\$209,488.58" to read "\$181,606.20."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

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

JAMES McMANUS,
Chairman.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 26, 1933.

Madam 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 maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 42. A Bill for an Act making an 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. 46. 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 first and second times and referred to the Committee on Appropriations.

GENERAL ORDERS

Mr. Muus 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. Muus to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 35. A Bill for an Act Prohibiting Elevator Managers, Assistants, Agents Employees and Directors of Elevators Within this State, and Licensed Therein, from Buying or Selling or Aiding and Abetting Others in the Pretended Buying and Selling of Grain, Pork, Lard, or Any Mercantile or Agricultural Product on Margins, Without Any Intention of Future Delivery, Whether Such Pretended Contracts are to be Performed Within or Without this State, Defining Such Transactions, Making Such Contracts Presumptively Unlawful, and Providing a Penalty for the Violation Thereof.

And recommend that the bill be returned to the House without action.

EINAR MUUS,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole as to House Bill No. 35 be adopted.

Which motion prevailed.

Mr. Fedje moved that House Bill No. 35 be re-referred to the Committee on Judiciary.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Twichell moved that the time for introducing appropriation bills be extended to the 35th day.

Which motion prevailed.

COURTESIES OF THE FLOOR

E. O. Craig, Esmond; R. F. Mills, Minot; E. D. Grantier, Oscar Hagen, Watford City; Thomas Gales, Fargo; A. H. Anderson, Carpio; P. L. Mylan, Jamestown; L. F. Schmidt, Jacob Schower, J. C. Dockter, Kidder County; Walter Mohn, Bismarck; Mrs. H. L. Nelson, Wm. Kane, Minot; Carl Lewis, Fargo; A. P. Simon, Bismarck; R. W. Safstrom, Forman; Wm. Wurtele, Streeter; W. G. McDonald, Minnewaukan;

Adam Wald, Ed Nathan, Wishek; Earl L. Nyhus, Fargo;
C. E. Ligon, Rolf Norman, Bismarck; E. F. Berry, Jamestown;
Ernest A. Boehrer, Stanton; R. E. Hummel, John Fry,
Washburn.

Mr. Fugelstad moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 27, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Logee.

Roll Call: All members present except Representatives Hagen, Lofthus and Traynor.

Mr. Jodock moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 7, line 27, strike out "of and insert "to".

On page 13, line 29, strike out the figures "\$238,188.58" and insert "\$283,188.58".

Page 15, line 41, correct spelling of "Grantier".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

A communication from F. L. Anders, Secretary of the State Capitol Commission, with report attached, was read.

Mr. Swett moved that the report be printed in the Journal.

Which motion prevailed.

BOARD OF
STATE CAPITOL COMMISSIONERS
NORTH DAKOTA

January 26, 1933.

SUBJECT: ANNUAL REPORT

The Chief House of Representatives
23rd Legislative Session,
Bismarck, North Dakota.

Dear Sir:

Pursuant to paragraph (d) of Section Two of Chapter 205 S. L. 1931, I herewith transmit to you, the Annual Report of the Board of State Capitol Commissioners, for the period of its existence up to and including December 31, 1932.

This report is as of January 1st, 1933. I am adding to this transmittal a receipt for your signature or that of your authorized representative.

Respectfully yours,

BOARD OF STATE CAPITOL COMMISSIONERS,

By F. L. ANDERS, Secretary.

January 24, 1933.

SUBJECT: ANNUAL REPORT.

The Board of State Capitol Commissioners,
Bismarck, North Dakota.

Gentlemen:

I herewith transmit to you the annual financial report provided for in Paragraph (d) of Section 2, of Chapter 205, S. L. 1931, entitled "An Act providing for the Construction of a Capitol building for the State of North Dakota * * * *."

The report contains a summary of expenditures, an itemized statement of expenditures, an exhibit of contracts awarded, and an exhibit of the contractors' bonds that have been heretofore filed with the State Auditor in connection with the filing of their contract.

CONSTRUCTION, SUPERVISION AND INSPECTION

The Building will be completed on or before February 8th, 1934; the total cost, including Architects' commissions and Board expenses, will be substantially less than the appropriation and will approximate \$1,940,000.00 with a probability that savings, of which the State receives 80% under the contract, may reduce this amount.

The construction of the new State Capitol Building is well under way; the steel erection of the administrative section being practically completed and the concrete floors

completed up to and including the fourteenth floor. Steel erection on the legislative section is under way. The Architects' services that have been contracted for include all the usual and customary architectural and professional services required in the design, erection, construction and completion of the new Capitol Building. This specifically includes the inspection of material and work, the employment at the expense of the Architects, of an inspector on the job until the work is completed, and includes the prompt rejection of any or all improper work and/or materials. The Architects shall inspect all materials and supervise the construction of the Building. Such superintendence and inspection so required means daily and continuous superintendence and inspection, either by the Architects themselves, or by a representative in their employ.

The North Dakota Architects give particular attention to the inspection and superintendence of the work and material and, in addition, three members of the architectural staff are permanently located on the job, engaged solely in the work of inspection and superintendence of material and work. Final inspection and determination of the completion of the building in accordance with the plans and specifications, is also included.

In addition to this the Architects have employed the Robert W. Hunt Company, who specialize in the inspection of materials and in the construction of all classes of engineering and architectural work. The Robert W. Hunt Company maintain offices all over the world and more especially at centers where materials of construction are manufactured, such as steel plants, cement manufacturing establishments, and so on. Daily reports are received by this office on the progress of construction and on the inspection and shipment of steel, cement, brick, woodwork and all other materials that enter into this building. These reports are in great detail and become a part of the permanent record of this office. The Robert W. Hunt Company maintain permanently during the period of construction an inspection engineer on this work, whose duty it is to inspect the materials entering into the building and to supervise and inspect the construction thereof.

In addition thereto the State has delegated to the Secretary the additional duty of general supervision of materials and character of construction, and he is the technical adviser to the Board. The Secretary has had many years of experience on the design, construction and operation of large engineering works and therefore is qualified to fully represent the State in this capacity.

MEETINGS

The Commission has held a total of 110 meetings in Bismarck, Grand Forks, Fargo, Minneapolis and Chicago. These meetings have ranged from one to ten days in length. The cost of these meetings have been \$5,409.37, or a little less than \$50.00 per meeting. They have been held for the purpose of selecting architects, analyzing and entering into contracts, investigation for the determination of type of

building, investigation to determine character, durability and desirability of materials of construction, investigation for the determination of quality and quantity of mechanical equipment, and investigation for the determination of the economies of office planning and location.

OFFICE ORGANIZATION

The importance of carrying on the creation, design and construction of this building cannot be overestimated. It was early found that if the President of the Commission was to function properly or at all, that it was necessary to organize an office in the City of Grand Forks. The office of the Secretary in Bismarck has at all times been in close touch with the President of the Board and has filed with the President for his information and study, copies of all important documents. The amount of legal work done by the President of the Board without compensation is beyond calculation.

OFFICE RENTAL, HEAT AND LIGHT

To date no office rent has been a charge against either the Grand Forks office or the Bismarck office, nor has there been any charge for light and heat. The office space for all purposes, including filing equipment, typewriters, and so on, have been furnished free to the Board by President Bangs. Office space for meetings of the Board in Bismarck has been furnished by Vice President Conklin at no expense to the State. The Secretary's office has been located in a balcony in the Adjutant General's office at 316 Thayer Street, Bismarck, North Dakota, at no expense to the State.

REPORT DATED DECEMBER 1, 1932

Your attention is called to the Report of the Board of State Capitol Commissioners to the Governor, dated December 1, 1932, which report goes into detail showing that due to causes operating since Chapter 205 became a law, and since the design of the building was accepted, that there are not funds available for the completion of the building. Funds should be provided during this session of the Legislature so that Option "C" of the contract can be taken advantage of before the time of its expiration, which is March 1st, 1933.

BONDS FOR CONTRACTORS

Your especial attention is called to the enumeration of the contractors' bonds and the value thereof, which is the last tabulation in this report.

VOUCHERS PAYABLE AND WARRANTS

The original of all vouchers are filed in the office of the State Auditor and upon the basis of these vouchers the Auditor issues his warrant upon the State Treasurer. The duplicate of each voucher is filed in the office of the Secretary of the Board and becomes a part of the permanent records. All vouchers in the State Auditor's office are open

to inspection of the public at any time, as likewise the vouchers and records of the office of the Secretary.

Respectfully submitted,

F. L. ANDERS, Secretary.

SUMMARY OF EXPENDITURES FROM CAPITOL BUILD-
ING FUNDS ON VOUCHERS APPROVED BY THE
BOARD OF STATE CAPITOL COMMISSIONERS
FROM ORGANIZATION TO DECEMBER 31, 1932

Board of Commissioners—Travel Expense	\$ 5,409.37
Technical Expense	93,427.23
Contracts—S. F. Lambert—Debris Removal	3,900.00
Contracts—The Lundoff-Bicknell Co.—General Construction	306,687.21
Office Supplies & Expense	2,239.43
Furniture & Fixtures Purchases	886.23
Publication & Advertising	304.65
Secretary Salary	6,555.49
Clerk Hire—Grand Forks Office	2,923.52
Secretary Travel & Expense	1,618.26
Stenography	1,628.11
Auditing	429.25
Insurance (One-half to be charged to The Lun- doff-Bicknell Co.)	1,686.06
Miscellaneous Expense	200.70
Bond Premiums—Commissioners, Secretary & Architects	1,000.00
TOTAL APPROVED VOUCHERS	\$ 428,895.51

ITEMIZED STATEMENT OF EXPENDITURES BY
BOARD OF STATE CAPITOL COMMISSIONERS FROM
ORGANIZATION TO DECEMBER 31, 1932

Voucher		
No.	Payable to and Issued For	Amount
1	F. L. Anders, Consulting Engineer	\$ 255.55
2	F. L. Anders, Secretary Salary	222.22
3	Geo. A. Bangs, Travel & Office Supplies	269.15
4	Aaron T. Jahr, Salary as Clerk	210.00
5	Harris-Woodmansee, Furniture & Office Supplies	128.40
6	F. L. Anders, Travel Expense	22.79
7	F. L. Anders, Travel Expense	42.55
8	F. L. Anders, Travel Expense	75.23
9	The Bismarck Tribune, Office Supplies	9.50
10	French & Welch Hdw. Co., Floor Paint	5.20
11	Hoskins-Meyer, Office Supplies	8.60
12	Harris-Woodmansee, Furniture & Office Supplies	34.10
13	Webb Bros., Furniture	58.00
14	State Bonding Fund, Bonds for Members & Secretary	500.00
15	G. A. Fraser, Travel Expense	168.99
16	F. L. Anders, Travel Expense	165.99

Voucher No.	Payable to and Issued For	Amount
17	F. L. Anders, Travel Expense	59.08
18	The Bismarck Tribune, Office Supplies	1.00
19	The Quick Print, Office Supplies	16.00
20	Underwood Typewriter Co., Typewriter	83.03
21	N. W. Bell Telephone Co., Telephone & Telegraph	8.50
22	F. L. Conklin, Travel Expense & Supplies ..	125.35
23	State Supply Dept., Office Supplies	32.83
24	Melville Elec. Shop, Fan & Cord	39.85
25	Melville Elec. Shop, Elec. Fixtures & Labor ..	36.24
26	Bismarck Tribune Co., Printing Supplies	100.47
27	Harris-Woodmansee, Furniture & Office Supplies	45.35
28	F. L. Anders, Secretary Salary	333.33
29	Hewitt & Brown, Inc., Prepare "Invitation to Arch."	100.00
30	Geo. A. Bangs, Travel Expense	68.00
31	Aaron T. Jahr, Salary as Clerk	150.00
32	Geo. A. Bangs, Travel Expense & Office Expense	42.97
33	Aaron T. Jahr, Travel Expense	13.52
34	G. A. Fraser, Travel Expense	212.48
35	Forum Pub. Co., Advertising for Bids	9.87
36	Pioneer Pub. Co., Advertising for Bids	10.75
37	Geo. A. Bangs, Travel Expense	24.05
38	Hoskins-Meyer, Furniture & Office Supplies	63.07
39	Bismarck Capitol, Advertising for Bids	9.45
40	The Quick Print, Office Supplies	59.50
41	The Bismarck Tribune, Advertising for Bids ..	9.87
42	Nellie L. Fosteson, Stenography	50.00
43	F. L. Conklin, Travel Expense	180.84
44	F. L. Conklin, Travel Expense	68.00
45	Grand Forks Herald, Advertising for Bids ..	10.08
46	Webb Bros., Furniture	36.50
47	Geo. A. Bangs, Travel Expense	78.50
48	F. L. Conklin, Travel Expense	130.10
49	Harris-Woodmansee, Office Supplies	18.13
50	N. W. Bell Telephone Co., Telephone & Telegraph	14.05
51	N. W. Bell Telephone Co., Telephone & Telegraph	13.12
52	F. L. Anders, Secretary Salary	333.33
53	F. L. Anders, Travel Expense	130.75
54	F. L. Anders, Travel Expense	9.62
55	F. L. Anders, Travel Expense	32.34
56	G. A. Fraser, Travel Expense	111.74
57	G. A. Fraser, Travel Expense	76.45
58	Aaron T. Jahr, Salary as Clerk	150.00
59	Geo. A. Bangs, Travel Expense	105.26
60	Geo. A. Bangs, Office Expense	21.67
61	State Supply Dept., Postage	10.00
62	Jos. Bell DeRemer, Travel Expense	151.94
63	Void	
64	Geo. A. Bangs, Travel Expense	83.45

Voucher No.	Payable to and Issued For	Amount
65	Geo. A. Bangs, Travel Expense	18.00
66	Hoskins-Meyer, Office Supplies	3.50
67	Geo. A. Bangs, Stenography & Travel Exp.	111.43
68	F. L. Anders, Secretary Salary	333.33
69	F. L. Anders, Travel Exp. & Office Supplies	95.04
70	Commercial Service, Stenography	8.50
71	Aaron T. Jahr, Salary as Clerk	150.00
72	F. L. Conklin, Travel Expense	51.15
73	F. L. Conklin, Travel Expense	92.80
74	The Quick Print, Office Supplies	18.00
75	The Quick Print, Office Supplies	16.00
76	The Quick Print, Office Supplies	50.90
77	The Quick Print, Office Supplies	76.00
78	Geo. A. Bangs, Stenography Office Expense	46.48
79	Nellie L. Fosteson, Stenography	25.00
80	The Quick Print, Office Supplies	6.25
81	N. W. Bell Telephone Co., Telephone	5.90
82	G. A. Fraser, Travel Expense	69.55
83	G. A. Fraser, Travel Expense	76.64
84	Commercial Service, Stenography & Post- age	8.98
85	Commercial Service, Stenography & Post- age	7.74
86	The Quick Print, Office Supplies	2.75
87	The Provident Life Ins. Co., Photostatic Work	3.75
88	T. R. Atkinson, Survey & Prints of Capitol Water System	88.00
89	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,275.00
90	F. L. Anders, Secretary Salary	333.33
91	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,275.00
92	Railway Express Agency, Express	8.75
93	Railway Express Agency, Express	11.73
94	Railway Express Agency, Express	5.67
95	Railway Express Agency, Express	7.44
96	Railway Express Agency, Express	9.40
97	Geo. A. Bangs, Stenographer & Office Ex- pense	54.41
98	Geo. A. Bangs, Travel Expense	88.85
99	Aaron T. Jahr, Salary as Clerk	150.00
100	Harris-Woodmansee, Office Supplies	6.60
101	N. W. Bell Telephone Co., Telephone & Telegraph	23.11
102	G. A. Fraser, Travel Expense	35.97
103	Bismarck Tribune, Mounting Maps	48.00
104	Commercial Service, Office Supplies	1.30
105	Underwood Typewriter Co., Office Supplies	4.50
106	Hoskins-Meyer, Office Supplies	1.95
107	Fargo Foundry Co., Make Soil Testing Equipment	12.03
108	Melville Elec. Shop, Elec. Fixtures & Labor	24.09
109	Nellie L. Fosteson, Stenography	35.00
110	The Quick Print, Office Supplies	16.00

Voucher No.	Payable to and Issued For	Amount
111	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
112	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
113	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
114	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
115	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
116	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
117	F. L. Anders, Secretary Salary	333.33
118	Aaron T. Jahr, Salary as Clerk	150.00
119	Geo. A. Bangs, Stenography & Office Exp.	13.32
120	Geo. A. Bangs, Travel Expense	16.35
121	Geo. A. Bangs, Travel Expense	12.45
122	T. R. Atkinson, Surveying	191.50
123	Harry A. Jones, Packing & Shipping Plans, etc.	30.00
124	Railway Express Agency, Express	2.59
125	F. L. Conklin, Travel Expense	145.88
126	State Highway Commission, Make Negatives & Prints	28.30
127	Northern Pacific Ry., Freight .....	.50
128	Hoskins-Meyer, Office Supplies	1.65
129	Harris-Woodmansee, Office Supplies	16.50
130	Wachter Transfer Co., Hauling .....	.50
131	Aaron T. Jahr, Salary as Clerk	150.00
132	Geo. A. Bangs, Stenography & Office Exp.	10.60
133	Geo. A. Bangs, Travel Expense	111.37
134	Geo. A. Bangs, Travel Expense	102.96
135	F. L. Anders, Secretary Salary	333.33
136	F. L. Anders, Travel Expense	390.03
137	Hoskins-Meyer, Furniture & Office Supplies	160.68
138	State Supply Dept., Office Supplies	10.70
139	French & Welch Hdw. Co., Floor Paint	5.20
140	State Highway Commission, Blue Prints	7.74
141	N. W. Bell Telephone Co., Telephone & Telegraph	9.40
142	N. W. Bell Telephone Co., Telephone & Telegraph	6.92
143	Hoskins-Meyer, Films	1.30
144	G. A. Fraser, Travel Expense	198.73
145	S. F. Lambert, Contract for Debris Removal	3,900.00
146	F. L. Anders, Secretary Salary	333.33
147	Aaron T. Jahr, Salary as Clerk	150.00
148	F. L. Anders, Taxi Hire during Architects Investigation	17.00
149	F. L. Anders, Travel Expense	13.92
150	Railway Express Agency, Express	3.13
151	Commercial Service, Stenography	32.50
152	Bismarck Tribune, Office Supplies .....	.65
153	Harris-Woodmansee, Office Supplies	28.39

Voucher No.	Payable to and Issued For	Amount
154	Harris-Woodmansee, Furniture & Office Supplies	12.42
155	Melville Elec. Shop, Labor	2.30
156	Robert W. Hunt Co., Tests of Sandstone	85.00
157	State Supply Dept., Office Supplies	21.00
158	Commercial Service, Stenography	9.64
159	Geo. A. Bangs, Travel Expense	48.88
160	W. F. Kurke, Engineer Service & Travel	443.30
161	Nellie L. Fosteson, Stenography	25.00
162	Western Union Tel. Co., Telegrams	11.56
163	John Larson, Soil Exploration at Capitol	567.19
164	Railway Express Agency, Express .....	.51
165	Bismarck Tribune, Office Supplies .....	.40
166	Hoskins-Meyer, Office Supplies	1.40
167	W. F. Kurke, Engineer Service & Travel	68.69
168	Eugene Dietzgen Co., Office Supplies	6.19
169	The Quick Print, Office Supplies	36.44
170	State Supply Dept., Office Supplies	13.40
171	N. W. Bell Telephone Co., Telephone & Telegraph	12.51
172	M. J. O'Connor, Pack & Ship Stone Samples	3.00
173	G. A. Fraser, Travel Expense	41.24
174	The Quick Print, Prints from Louisiana Capitol	1.75
175	Geo. A. Bangs, Office, Steno., Travel Expense	28.86
176	Railway Express Agency, Express	6.86
177	F. L. Conklin, Travel Expense	16.30
178	Nellie L. Fosteson, Stenography	50.00
179	Dakota Photo Engraving Co., Cut & Maps of Capitol Bldg.	72.54
180	G. A. Fraser, Travel Expense	29.09
181	F. L. Anders, Secretary Salary	333.33
182	Geo. A. Bangs, Travel Expense	47.68
183	Aaron T. Jahr, Salary as Clerk	150.00
184	DeRemer, Kurke, Holabird & Root, Architect Fees	8,160.00
185	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
186	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
187	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
188	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
189	DeRemer, Kurke, Holabird & Root, Architect Fees	1,275.00
190	DeRemer, Kurke, Holabird & Root, Architect Fees	2,805.00
191	DeRemer, Kurke, Holabird & Root, Architect Fees	1,700.00
192	Railway Express Agency, Express .....	.87
193	The Quick Print, Office Supplies	6.00
194	French & Welch Hdw. Co., Office Supplies	1.75
195	Eugene Dietzgen Co., Office Supplies	1.48

Voucher		
No.	Payable to and Issued For	Amount
196	Commercial Service, Office Supplies	1.55
197	Hoskins-Meyer, Office Supplies	1.00
198	Harris-Woodmansee, Office Supplies	18.05
199	Aaron T. Jahr, Salary as Clerk	150.00
200	N. W. Bell Telephone Co., Telephone & Telegraph	7.12
201	F. L. Anders, Car Transportation for Comm.	8.75
202	Western Union Telegraph Co., Telegrams	3.09
203	F. L. Anders, Secretary Salary	333.33
204	N. W. Bell Telephone Co., Telephone	11.45
205	The Quick Print, Printing	7.00
206	State Highway Commission, Negatives & Prints	1.90
207	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
208	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
209	G. A. Fraser, Travel Expense	70.84
210	F. L. Conklin, Travel Expense	188.16
211	F. L. Conklin, Travel Expense	43.95
212	F. L. Anders, Secretary Salary	333.33
213	Aaron T. Jahr, Salary as Clerk	150.00
214	The Butler Studio, Pictures	4.50
215	The Frederick Post Co., Tee Square & Triangle	5.19
216	The Quick Print, Office Supplies	6.25
217	The Quick Print, Office Supplies	19.00
218	Hoskins-Meyer, Office Supplies	1.23
219	The Quick Print, Office Supplies	10.50
220	Harris-Woodmansee, Office Supplies	30.80
221	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
222	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
223	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
224	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
225	Western Union Telegraph Co., Telegrams	2.73
226	North W. Bell Telephone Co., Telephone	5.95
227	Railway Express Agency, Express .....	.88
228	Northern Pacific Ry., Freight .....	.97
229	The Quick Print, Printing	4.00
239	Northwestern Trust Co., Premium on Architect Bond	500.00
231	Henry Fuermann & Sons, Pictures	50.00
232	Geo. A. Bangs, Stenography & Office Expense	18.94
233	Geo. A. Bangs, Stenography & Office Expense	31.61
234	Jos. E. Sullivan, Stenography	125.00
235	Jos. E. Sullivan, Stenography	130.00
236	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
237	Geo. A. Bangs, Travel Expense	45.98

Voucher No.	Payable to and Issued For	Amount
238	F. L. Anders, Secretary Salary	333.33
239	F. L. Anders, Travel Expense	28.84
240	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
241	Aaron T. Jahr, Salary as Clerk	150.00
242	State Supply Dept., Office Supplies	4.95
243	John L. Larson, Soil Exploration	23.93
244	T. R. Atkinson, Blue and White Prints	20.00
245	The Huey Co., Pictures	8.61
246	Harris-Woodmansee, Office Supplies	12.51
247	N. W. Bell Telephone Co., Telephone	20.80
248	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
249	Margaret O. Sheehan, Stenography	65.30
250	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
251	N. W. Bell Telephone Co., Telephone & Telegraph	4.47
252	Geo. A. Bangs, Travel Expense	45.83
253	G. A. Fraser, Travel Expense	62.68
254	Geo. A. Bangs, Stenography & Office Expense	17.13
255	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
256	G. A. Fraser, Travel Expense	43.80
257	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
258	F. L. Anders, Secretary Salary	333.33
259	Geo. A. Bangs, Travel Expense	64.65
260	Harris-Woodmansee, Office Supplies	6.50
261	N. W. Bell Telephone Co., Telephone & Telegraph	29.50
262	French & Welch Hdwe. Co., Axe	1.15
263	Nellie L. Fosteson, Stenography	35.00
264	Aaron T. Jahr, Salary as Clerk	150.00
265	Bismarck Tribune, Printing	34.00
266	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
267	Geo. A. Bangs, Stenography & Office Expense	18.89
268	DeRemer, Kurke, Holabird & Root, Archi- tect Fees	1,700.00
269	F. L. Anders, Secretary Salary	333.33
270	Rembrandt Studio, Pictures	14.00
271	State Supply Dept., Office Supplies	14.40
272	Railway Express Agency, Express .....	.41
273	Nellie L. Fosteson, Stenography	35.00
274	Frank L. Anders, Survey Expense Paid ...	14.05
275	Aaron T. Jahr, Salary as Clerk	150.00
276	Geo. A. Bangs, Stenography & Office Expense	10.15
277	Valley City Times Record, Advertisement for Proposals	16.74
278	Forum Publishing Co., Advertisement for Proposals	16.20

Voucher No.	Payable to and Issued For	Amount
279	Minot Daily News, Advertisement for Proposals	15.39
280	Grand Forks Herald, Advertisement for Proposals	15.66
281	Jamestown Sun, Advertisement for Proposals	17.28
282	Pioneer Publishing Co., Advertisement for Proposals	16.74
283	Bismarck Tribune, Advertisement for Proposals	12.18
284	Journal Publishing Co., Advertisement for Proposals	15.39
285	Hoskins-Meyer, Furniture	52.60
286	French & Welch Hdwe. Co., Office Supplies .....	.25
287	Harris-Woodmansee, Furniture & Office Supplies	43.65
288	N. W. Bell Telephone Co., Telephone & Telegraph	28.40
289	The Improvement Bulletin, Advertisement	23.20
290	F. L. Anders, Travel Expense	46.50
291	DeRemer, Kurke, Holabird & Root, Travel Expense—W. F. Kurke	412.59
292	DeRemer, Kurke, Holabird & Root, Travel Expense—Joseph B. DeRemer	579.27
293	DeRemer, Kurke, Holabird & Root, Travel Expenses—Holabird & Root	1,538.06
294	DeRemer, Kurke, Holabird & Root, Architect Fees	11,220.00
295	Geo. A. Bangs, Travel Expense	101.50
296	F. L. Anders, Secretary Salary	333.33
297	Nellie L. Fosteson, Stenography	50.00
298	Harris-Woodmansee, Office Supplies	2.95
299	Rembrandt Studio, Frame for Plan	4.55
300	Bismarck Tribune, Printing	4.50
301	Melville Electric Shop, Labor .....	.55
302	N. W. Bell Telephone Co., Telephone & Telegraph	27.60
303	Western Union Telegraph Co., Telegrams....	5.50
304	Railway Express Agency, Express	1.56
305	Wachter Transfer Co., Hauling and Ice	3.50
306	Aaron T. Jahr, Salary as Clerk	150.00
307	F. L. Anders, Travel Expense	262.95
308	Holabird & Root, Architect Fees	15,300.00
309	Geo. A. Bangs, Travel Expense	213.58
310	F. L. Anders, Taxi & Office Expense	11.10
311	Railway Express Agency, Express	1.77
312	The Quick Print, Office Supplies	38.50
313	F. L. Conklin, Travel Expense	246.36
314	Geo. A. Bangs, Stenography & Office Expense	14.82
315	G. A. Fraser, Travel Expense	63.75
316	G. A. Fraser, Travel Expense	206.56
317	Margaret O. Sheehan, Stenography	32.40
318	Horace B. McGrath, Labor	4.80
319	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00

Voucher No.	Payable to and Issued For	Amount
320	Harris-Woodmansee, Office Supplies	4.80
321	Roy G. Arntson, Painting Signs	4.00
322	Lundoff-Bicknell Co., Contractors Installment No. 1	29,587.19
323	F. L. Anders, Secretary Salary	333.33
324	The Butler Studio, Photographic Work	7.50
325	G. A. Fraser, Travel Expense	40.44
326	N. W. Bell Telephone Co., Telephone & Telegraph	25.45
327	Hoskins-Meyer, Photos	3.50
328	Aaron T. Jahr, Salary as Clerk	150.00
329	Western Union Tel. Co., Telegrams	4.08
330	F. L. Anders, Office Expense	16.45
331	Geo. A. Bangs, Travel Expense	94.18
332	Geo. A. Bangs, Stenography & Office Expense	22.57
333	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
334	City of Bismarck, Rent of Auditorium	22.00
335	Bd. of Managers-Memorial Bldg., Rent & Incidentals	16.25
336	Nellie L. Fosteson, Stenography	50.00
337	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
338	Margaret O. Sheehan, Stenography	25.50
339	The Daily Reminder, Stenography	1.50
340	The Lundoff-Bicknell Co., Contractors Installment No. 2	24,234.02
341	Bismarck Tribune, Printing Supplies	28.00
342	Dakota Nat. Bank & Trust Co., Rent of Safety Deposit Box	5.50
343	Harris-Woodmansee, Office Supplies	18.45
344	N. W. Bell Telephone Co., Telephone & Telegraph	62.60
345	F. L. Conklin, Travel Expense	58.35
346	Aaron T. Jahr, Salary as Clerk	150.00
347	Wachter Transfer Co., Hauling .....	.50
348	Frank L. Anders, Secretary Salary	333.33
349	Marie Jacobson, Stenography	75.00
350	Lester S. Diehl, Auditing	32.00
351	Western Union Tel. Co., Telegrams	3.15
352	George A. Bangs, Travel Expense	22.93
353	George A. Bangs, Stenography & Office Expense	122.31
354	George A. Bangs, Travel Expense	40.45
355	Margaret O. Sheehan, Stenography	16.20
356	Holabird & Root, Telephone Calls by Commissioners	9.10
357	Finneys Drug Store, Photographs	6.00
358	State Supply Dept., Postage	18.00
359	DeRemer, Kurke, Holabird & Root, Travel Expense of Architects	162.36
360	DeRemer, Kurke, Holabird & Root, Travel Expense of Architects	191.70
361	DeRemer, Kurke, Holabird & Root, Travel Expense of Architects	221.11

Voucher No.	Payable to and Issued For	Amount
362	DeRemer, Kurke, Holabird & Root, Architects Fees	425.00
363	DeRemer, Kurke, Holabird & Root, Architects Fees	425.00
364	DeRemer, Kurke, Holabird & Root, Architects Fees	425.00
365	DeRemer, Kurke, Holabird & Root, Architects Fees	425.00
366	DeRemer, Kurke, Holabird & Root, Architects Fees	425.00
367	The Quick Print, Programs of Cornerstone Laying	3.50
368	Grand Forks Herald, Advertisement for Proposals	8.10
369	Forum Publishing Co., Advertisement for Proposals	8.64
370	The Quick Print, Office Supplies	53.00
371	The Lundoff-Bicknell Co., Contractors Installment No. 3	38,383.42
372	Geo. A. Bangs, Travel Expense	43.35
373	Bismarck Tribune, Advertisement for Proposals	8.10
374	State Supply Dept., Carbon Paper	4.20
375	The Improvement Bulletin, Advertising	20.80
376	F. L. Anders, Secretary Salary	333.33
377	Marie Jacobson, Stenography	100.00
378	Horace McGrath, Lettering Cornerstone Material	1.60
379	G. A. Fraser, Travel Expense	52.00
380	Minot Daily News, Advertisement for Proposals	8.10
381	Rembrandt Studio, Photographs	3.00
382	Harris-Woodmansee, Office Supplies	33.80
383	Hoskins-Meyer, Office Files & Photo Work	52.36
384	George A. Bangs, Travel Expense	28.37
385	G. A. Fraser, Travel Expense	90.78
386	Wachter Transfer Co., Hauling .....	.50
387	N. W. Bell Telephone Co., Telephone & Telegraph	69.15
388	Lester S. Diehl, Auditing	95.00
389	E. R. Monson, Actuarial Work	5.00
390	Lundoff-Bicknell Co., Contractors Installment No. 4	78,705.46
391	Western Union Tel. Co., Telegrams	9.64
392	Aaron T. Jahr, Salary as Clerk	150.00
393	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
394	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
395	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
396	Geo. A. Bangs, Stenography & Office Exp.	40.11
397	Margaret O. Sheehan, Stenography	12.50
398	F. L. Anders, Sept. Car Rental & Office Expenses	43.48

Voucher No.	Payable to and Issued For	Amount
399	F. L. Anders, October Car Rental	40.00
400	F. L. Anders, Travel Expense	43.05
401	F. L. Anders, Travel Expense	24.60
402	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
403	Lundoff-Bicknell Co., Contractors Payment No. 5	21,898.92
404	Geo. A. Bangs, Travel Expense	41.55
405	DeRemer, Kurke, Holabird & Root, Architect Travel	145.10
406	DeRemer, Kurke, Holabird & Root, Architect Travel	93.95
407	Lundoff-Bicknell Co., Photo Prints of Progress	32.40
408	State Supply Dept., Postage & Supplies	35.10
409	Bismarck Tribune, Re-bind Dictionary	2.50
410	F. L. Anders, Secretary Salary	333.33
411	Marie Jacobson, Stenography	100.00
412	N. W. Bell Telephone Co., Telephone & Telegraph	55.70
413	DeRemer, Kurke, Holabird & Root, Travel Expense	174.36
414	Bismarck Capital, Subscription & Advertising	11.72
415	Rembrandt Studio, Photos	25.20
416	F. L. Anders, Travel Expense	50.30
417	F. L. Anders, Travel Expense	36.33
418	F. L. Anders, November Car Rental	40.00
419	Void	
420	George A. Bangs, Travel Expense	44.85
421	Hoskins-Meyer, Furniture & Office Expense	52.81
422	Mrs. Harold Wahl, Stenography	10.00
423	Forum Publishing Co., Advertising	11.88
424	Lundoff-Bicknell Co., Contractors Payment No. 6	47,223.10
425	Lester S. Diehl, Auditing	62.25
426	Harris-Woodmansee, Office Supplies	20.25
427	Minot Daily News, Advertising	10.26
428	Murphy Ins. Co., Ins. on Capitol Bldg.	914.75
429	Bismarck Tribune, Advertising	10.26
430	Grand Forks Herald, Advertising	9.99
431	Capital Publishing Co., Office Supplies	3.00
432	Western Union Tel. Co., Telegrams	5.72
433	Nellie L. Fosteson, Stenography	60.00
434	Aaron T. Jahr, Salary as Clerk	150.00
435	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
436	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
437	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
438	Geo. A. Bangs, Stenography & Office Exp.	49.08
439	Geo. A. Bangs, Travel Expense	31.80
440	State Board of Auditors, Adding Machine	125.00
441	Otto Dirlam, Keys .....	.70

Voucher No.	Payable to and Issued For	Amount
442	Capital Typewriter Co., Typewriter Ribbons	2.00
443	State Supply Dept., Postage & Supplies	22.75
444	Wm. F. Kurke, Travel Expense	31.57
445	DeRemer, Kurke, Holabird & Root, Travel Expense	57.02
446	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
447	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
448	Railway Express Agency, Express	4.63
449	DeRemer, Kurke, Holabird & Root, Travel Expense	113.42
450	F. L. Anders, Travel Expense	44.80
451	F. L. Anders, Travel Expense	23.92
452	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
453	F. L. Anders, Secretary Salary	333.33
454	Marie Jacobson, Stenography	100.00
455	F. L. Anders, December Car Rental	40.00
456	Lundoff-Bicknell Co., Contractors Installation No. 7	33,377.77
457	Lundoff-Bicknell Co., Contractors Installation No. 8	2,179.36
458	G. A. Fraser, Travel Expense	53.79
459	G. A. Fraser, Travel Expense	68.58
460	Geo. A. Bangs, Travel Expense	227.89
461	F. L. Conklin, Travel Expense	77.15
462	Murphy Insurance Co., Ins. on Capitol Bldg.	771.31
463	DeRemer, Kurke, Holabird & Root, Travel Expense	65.56
464	George A. Bangs, Stenography	57.60
465	George A. Bangs, Travel Expense	28.26
466	F. L. Anders, Travel Expense	40.26
467	Nellie L. Fosteson, Stenography	50.00
468	Lester S. Diehl, Auditing	240.00
469	Lundoff-Bicknell Co., Contractors Installation No. 9	31,097.97

CONTRACTS AWARDED
BY BOARD OF STATE CAPITOL COMMISSIONERS
DECEMBER 31, 1932

Date of Contract	Awarded To and Purpose	Amount
8-20-31	S. F. Lambert, Removal of debris	\$ 3,900.00
8-28-31	DeRemer, Kurke, Holabird & Root, Architectural Services, Architectural fee to be 6% of cost of the work and not less than	108,000.00
	Mechanical fee to be 1½% of cost of the work and not less than	27,000.00
8-8-32	The Lundoff-Bicknell Co., General Construction; guaranteed maximum cost	1,403,775.00
9-17-32	J. W. Darragh, Plumbing, Drainage & Gas Fitting	62,725.00

Date of Contract	Awarded To and Purpose	Amount
9-17-32	T. P. Riley, Heating & Ventilating	147,750.00
9-17-32	Dearborn Elec. Const. Co., Electrical Wiring	94,500.00
11-15-32	Otis Elevator Co., Elevators & Dumb-waiter	73,310.00
TOTAL		\$1,920,960.00

Note: Additions and deductions to the plans and specifications under which the above contracts were awarded are in the process of settlement between the architects, contractors and the Board of State Capitol Commissioners. The amounts as shown will be modified by these changes.

CONTRACTORS' BONDS FILED WITH STATE AUDITOR

Contractor and With Whom Bonded	Amount
S. F. Lambert—	
Western Surety Co., Sioux Falls, S. D.	\$ 3,900.00
DeRemer, Kurke, Holabird & Root—	
Northern & Dak. Trust Co., Fargo	50,000.00
The Lundoff-Bicknell Co.—	
Aetna Casualty & Surety Co., Hartford, Conn.	500,000.00
American Surety Co. of New York	500,000.00
Maryland Casualty Co., Baltimore, Md.	500,000.00
J. W. Darragh—	
No Bonds on File	
T. P. Riley—	
Aetna Casualty & Surety Co., Hartford, Conn.	45,000.00
American Surety Co. of New York	45,000.00
Maryland Casualty Co., Baltimore, Md.	45,000.00
Dearborn Elec. Const. Co.—	
Aetna Casualty & Surety Co., Hartford, Conn.	31,500.00
American Surety Co. of New York	31,500.00
Maryland Casualty Co., Baltimore, Md.	31,500.00
Otis Elevator Co.—	
Aetna Casualty & Surety Co., Hartford, Conn.	25,000.00
American Surety Co. of New York	25,000.00
Maryland Casualty Co., Baltimore, Md.	25,000.00

ALL CONTRACTS and contractor's bonds have been filed with the State Auditor except the contract and bond of J. W. Darragh.

PETITIONS AND COMMUNICATIONS

A communication signed by the Secretary of the North Dakota Crop Improvement Association urging change of

method of voting on county agent was read and referred to the Committee on State Affairs.

A communication from the Towner County Taxpayers' Association recommending the closing of teachers colleges at Mayville and Dickinson and the Ellendale Normal and Industrial School, consolidation of the School of Forestry at Bottineau with the Agricultural College at Fargo, asking change in election laws to provide for four year terms for all elective officers, asking consolidation of all election days to one date, passage of graduated income tax law, elimination of penalty and interest on real estate taxes, reduction of legal rate of interest to 6%, elimination of tax free securities, Bank of North Dakota to pay taxes on foreclosed land, and asking that all government funds be placed in Bank of North Dakota, was read and referred to the Committee on Tax and Tax Laws.

A communication signed by officers of Women's Club of Westhope urging perpetuation of International Peace Garden was read and referred to the Committee on Federal Relations.

A communication from George F. Yantis, Speaker of the House of Representatives, Olympia, Washington, with House Joint Memorial No. 2 attached, urging Congress to pass H. R. 13999, was read.

Mr. Swett moved that the Journal show same was received, and that it be referred to the State Affairs Committee.

Which motion prevailed.

A communication signed by the officers of the Standing Rock Stiklestad Lutheran Congregation of Fort Ransom, asking retention of present prohibition laws, was read and referred to Committee on Temperance.

A petition signed by Jacob Bauer of Lehr and 37 others, urging legislation in accordance with the Governor's message, and asking repeal of existing law governing receivership of closed banks, was read and referred to the Committee on Banks and Banking.

A communication signed by F. C. Lovrien of Spencer, Iowa, calling attention to the proposition of requiring a mixture of grain alcohol with gasoline, claiming for same all advantages of ethyl gasoline, was read and referred to the Committee on State Affairs.

A communication from the Surrey Farmers Union Local No. 625 asking reduction of legal rate of interest, and elimination of so-called "carrying charges" and deficiency judgment law, was read and referred to the Committee on Banks and Banking.

A communication from the Farmers Union Local of Tioga asking compulsory state hail insurance, reduction of appropriations for state colleges, normal schools and state university, asking that taxes on public utilities be prorated to

school districts and townships, asking that only freeholders be allowed to vote on bond issues, and opposing repeal of blue sky laws, was read and referred to the Committee on State Affairs.

A petition signed by J. P. Schafer of Belfield and 48 others, asking repeal of all prohibition enforcement laws, was read and referred to the Committee on Temperance.

A communication signed by school officers of Max-Sanish-Soo Branch urging legislation increasing state aid to elementary and high schools, allowing school districts to increase tax levy by popular vote, opposing cut in tuition law, was read and referred to the Committee on Education.

A petition signed by H. J. Magnuson of Regan and 45 others opposing any change in existing laws under which smaller units of government now operate was read and referred to the Committee on State Affairs.

A communication from the Bean-Goodwin Post of the American Legion at Oakes, asking continuance of appropriation for Veterans' Service Commissioner, was read and referred to the Committee on Military Affairs.

A communication signed by the officers of the Valley View School District, Leith, asking reduction of high school tuition fees was read and referred to the Committee on Education.

Petitions urging retention of the present prohibition laws, signed by Thomas Thorson of Cartwright and 37 others, Henry Gidley, Glenburn, and 24 others; Mrs. W. S. Downing, Turtle Lake, and 26 others; Mrs. J. Haskins, Underwood, and 38 others; Mrs. Rosa Gehres, Ray, and 19 others; W. S. Shirk, Watford City, and 26 others, and Emma J. McKechnie, Calvin, and 65 others, were read and referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam 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 to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Concurrent Resolution No. 5. A Memorial to His Excellency, Franklin D. Roosevelt, President-elect of the United States of America, Petitioning the President to Appoint as a Member of His Cabinet, Hon. John A. Simpson.

Was delivered to the Governor for his approval at the hour of 2:30 o'clock, January 27, 1933.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 65. A Bill for an Act to Repeal Chapter 184, Session Laws 1931 and to Enact that Guests Riding in Motor Vehicles Within the State Shall Not be Deprived of the Rights of Recovery When the Driver is Known to have been ordinarily Negligent; and Declares an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Election and Election Privileges made the following report:

Madam Speaker: Your Committee on Election & Election Privileges to whom was referred:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to

the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls.

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

In the title in the bill: after the word "Polls" strike out the period, and insert a comma in lieu thereof; and add the following: "and declaring an emergency".

And when so amended recommend the same do pass.

C. J. HANSON (of Barnes),
Chairman.

Mr. Hanson (of Barnes) 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

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

OLE ETTESTAD,
Chairman.

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

The Committee on Ways & Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 49. A Bill for an Act to Regulate the Business of Collection Agencies, Collection Bureaus and Collection Offices in this State and to Regulate the Business of Soliciting the Right to Collect or Receive Payment for Others of Indebtedness and to Provide for the Bonding of Collection Agencies, Collection Bureaus and Collection Offices and Persons Engaged in the Business of Soliciting the Right to Collect or Receive Payment for Others and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

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

HOUSE RESOLUTION No. 2

WHEREAS the all-wise Creator, in his infinite wisdom has removed from our midst the Honorable Thomas H. Pugh, former District Judge of the 6th Judicial District of the State of North Dakota, and;

WHEREAS we, the members of the 23rd legislative assembly of the State of North Dakota, are deeply appreciative of his exemplary life, of his years of service on the bench, and the bar, and the great loss which his passing means to the people of this state;

NOW THEREFORE, be it resolved that this resolution be printed in the Journal, and that the Chief Clerk mail an enrolled copy to Mrs. Thos. H. Pugh at Dickinson, North Dakota.

O. C. ANDERSON, Chairman
FRED J. SHURR,
MILTON RUE.

Mr. Anderson moved the resolution be adopted.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 27, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Gilbertson introduced:

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

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

Representatives John A. Erickson and H. G. Kapfer introduced:

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

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

Mr. Anderson of Logan introduced:

House Bill No. 85. A Bill for an Act Amending and Re-enacting in part subdivision (c) of Chapter 279 Session Laws 1931, providing the date on or before in each year the County Treasurer shall make out a list of the unpaid delinquent personal property taxes, and notify by mail each of the delinquent taxpayers appearing upon that list that unless such taxes are paid on or before the tenth day of November such taxes will be placed in the hands of the sheriff for collection.

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

Mr. Patterson (by request) introduced:

House Bill No. 86. A bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

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

Mr. Patterson (by request) introduced:

House Bill No. 87. A bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation

of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

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

Representatives Godwin and Schauss introduced:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 2122-a of the 1925 Supplement of the Compiled Laws of North Dakota, 1913, as Amended and Re-enacted as an initiated measure by the vote of the people at the state-wide election had and held within the State of North Dakota, on the 29th day of June, 1932, relating to the basis of assessment of property for the purpose of taxation and the valuation to be placed on property for such purposes. And to repeal all acts and parts of acts in conflict herewith.

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

Mr. Twete (by request) introduced:

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the Meaning of Chapter 117 of the Session Laws of 1917, being Sections 2889c1 to 2889c6, inclusive of the 1925 Supplement.

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

Representatives Nelson of Ward and Sundby of McLean introduced:

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

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

Representatives Young, Sprenger, Nelson of Dickey and Holthusen introduced:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

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

Mr. Scholl introduced:

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

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

Mr. Peterson of Mountrail introduced:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

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

THIRD READING OF HOUSE BILLS

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws 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, 91; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Piper
Anderson, Logan	Isaak	Place
Anderson, Sargent	Jardine	Rathbun
Anfinson	Jensen	Rindy
Bailey	Johnson	Rue
Bettenhausen	Johnston	Sandlie
Born	Jones	Sannes
Broschat	Kapfer	Savre
Brunsdale	Larson, Ransom	Schauss
Carlson	Lavik	Scholl
Correll	Lillehaugen	Shurr
Cunningham	Lund	Smith
Dahl	Lynch	Solberg
Dittmer	McInnes	Sprenger
Endres	McKellar	Steedsman
Erickson,McKenzie	McManus	Sticka
Espeland	Morgan	Stoa
Falconer	Mostad	Sundby, McLean
Fitch	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flannigan	Nelson, Ward	Swett
Flaten	Niewoehner	Symington

Messrs.	Messrs.	Messrs.
Fuglestad	Noben	Thompson
Gilbertson	Odegard	Treffry
Godwin	Oglesby	Twete
Hanson, Benson	Opdahl	Twichell
Hanson, Stark	Owings	Wolf
Henrickson	Patterson	Wright
Hillman	Peters	Young
Holte	Peterson,Bottineau	
Holthusen	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Gilchrist	Nelson, Morton
Biewer	Hanson, Barnes	Olson, Adams
Crockett	Hill	Olson, Bowman
Erickson, McLean	Jodock	Strutz
Fedje	Larson, Nelson	Swendseid
Gessner	Lemke	Madam Speaker

Absent and not voting:

Messrs.	Messrs.
Ettestad	Lofthus
Hagen	Traynor

So the bill passed and the title was agreed to.

Mr. Thompson moved that the vote by which House Bill No. 24 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,
January 27, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Bill No. 59, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Clerk announced the Speaker was about to sign Senate Bill No. 59.

The Speaker signed Senate Bill No. 59.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 27, 1933.

Mr. President: I have the honor to return herewith:

Senate Bill No. 59. 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.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

GENERAL ORDERS

Mr. Carlson moved that the House resolve itself in 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. Carlson to the chair.

When the committee arose it submitted the following report:

Madam 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 1438a2 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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

Strike out all of the title and have the title read as follows: "For an Act to amend and re-enact Chapter 256 of the Session Laws of North Dakota for 1931, relating to tuition fees for non-resident pupils."

Strike out all of Section 1 of the printed bill and insert in lieu thereof the following: "Section 1. AMENDMENT.) That Chapter 256 of the Session Laws of North Dakota for 1931 be, and the same is, hereby amended and re-enacted to read as follows:"

On line 6, strike out the words and figures "Section 1438a2" and insert in lieu thereof "Chapter 256".

Page 2, line 17 after the word "time" insert; "not exceeding four school years".

Page 2, line 23, strike out the word "enrolled" and insert in lieu thereof the words "in attendance."

Page 2, line 23, after the word "enrolled" strike out the period and insert in lieu thereof a comma and add the following: "provided, however, that any school board charging

tuition under this Act for a non-resident pupil shall not charge or receive any registration, entrance, attendance or admission fee, or any other fee for such pupil, for the purpose of circumventing the provisions and intentions of this Act."

And when so amended recommend that the same do pass.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

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

In line 3 strike out the figures "\$209,488.58" and insert "\$181,606.20" in lieu thereof.

In line 9, item 1, strike out the figures "\$13,823.80" and insert "\$12,441.42" in lieu thereof.

On page 2, in line 13, item 1, strike out the figures "\$27,000.00" and insert "\$25,000.00" in lieu thereof.

In line 14, item 2, strike out the figures "\$2,500" and insert "\$2,000" in lieu thereof.

In line 15, item 3, strike out the figures "\$2,500" and insert "\$2,000" in lieu thereof.

In line 18, item 6, strike out the figures "\$500" and insert "\$400" in lieu thereof.

In line 20, item 8, strike out the figures "\$400" and insert "\$300" in lieu thereof.

In line 25, item 13, strike out the figures "\$65,000" and insert "\$55,000" in lieu thereof.

In line 26, item 14, strike out the figures "\$16,000" and insert "\$15,000" in lieu thereof.

In line 27, item 15, strike out the figures "\$12,000" and insert "\$10,000" in lieu thereof.

In line 28, strike out all of item 16.

In line 30, item 18, strike out the figures "\$12,000" and insert "\$11,000" in lieu thereof.

In line 31, item 19, strike out the figures "\$6,000" and insert "\$5,000" in lieu thereof.

In line 32, item 20, strike out the figures "\$24,000" and insert "\$19,200" in lieu thereof.

In line 33, item 21, strike out the figures "\$12,500" and insert "\$11,500" in lieu thereof.

In line 35, strike out the figures "\$283,188.58" and insert "\$257,006.20" in lieu thereof.

On page 3, line 38, strike out the figures "\$194,188.58" and insert "\$168,006.20" in lieu thereof.

In line 40, item 1, strike out the figures "\$8,000" and insert "\$7,000" in lieu thereof.

In line 42, item 1, strike out the figures "\$1,000" and insert "\$500" in lieu thereof.

In line 44, item 3, strike out "\$300" and insert "\$200" in lieu thereof.

In line 45, item 4, strike out the figures "\$300" and insert "\$200" in lieu thereof.

In line 49, change the totals from "\$209,488.58" to read "181,606.20."

And with the further amendment that beginning with line 27, item 15 on page 2, the lines be renumbered.

And when so amended recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Aljets requested an extension of time on House Bill No. 12.

Which request was granted.

COURTESIES OF THE FLOOR

W. B. Chappel, Watford City; W. W. Fuller, Fargo; Capt. and Mrs. Bird Little, Lieut. and Mrs. Willard B. Carlock, Lieut. Clark Bailey, Fort Lincoln; Art Hagen, Olaf Erickson, Watford City; Mrs. Eldon Lum, Wahpeton; Mrs. O. C. Olson, Hettinger; Fred Mau, Enderlin; James Walsh, Bismarck; Alex Englehardt, Elgin; F. C. Ritter, Adam Gross, Burnstad; Jacob Gall, Danzig; J. H. Wishek, Jr., Wishek; Arnold Ginnow, Ashley; A. Berthiaume, Bottineau; E. H. Herbert, Bismarck; Rev. Ness, Grand Forks; Philip Kitterling, Napoleon; John M. Stabler, Wishek; Fred Schuler, Cleveland; Martin Schorr, Stanton.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
January 28, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Logee.

Roll Call: All members present except Representatives Correll, Flaten, Hagen, Homnes, Lofthus and Traynor.

Mr. Erickson of McKenzie moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 1, line 10, insert "Rev. Logee".

Page 22, line 2, insert "No. 2".

Page 22, line 14, strike out the word "engrossed" and insert in lieu thereof the word "enrolled".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by August Krantz, Chairman, Board of County Commissioners of Ward County, asking that work

for unemployed be created instead of adding to unemployment by discontinuance of road work, was read and referred to the Committee on Highways and Bridges.

A petition signed by D. M. Thorson of Mayville and 100 others, asking retention of prohibition laws, was read and referred to the Committee on Temperance. Similar petitions signed by Mrs. Laura Trowbridge and 19 others; George Wolan, Keene, N. D., and 27 others; Martha W. Oas, Mayville, and 38 others; Rev. H. S. Froiland, Mayville and 25 others.

A petition signed by Wm. Kaufman of Antelope, North Dakota and 30 others urging repeal of all prohibition enforcement laws, was read and referred to the committee on Temperance.

A communication from the Sanish Commercial Club, signed by John G. Hanson, Secretary, asking curtailment of road building, asking that 20% of gasoline tax and all of cigarette and snuff taxes be placed in special fund to be loaned to school districts, was read and referred to the Committee on Education.

A communication signed by officers of Bryan Township, Griggs County, asking that valuation be placed back at 75% for taxation purposes, asking passage of a more stringent crop mortgage law to prevent substitutes, amendment of initiative and referendum, change in law governing lease or sale of state lands, compulsory hail insurance with a minimum rate of \$5.00 per acre and right of additional insurance if desired, a reduction of legal rate of interest to 8%, reduction of high school tuition fee so as not to exceed \$5.00 per month, repeal of the "dog tax" law, opposing change in existing laws under which smaller units of government now operate, opposing county assessor plan, and asking that Bank of North Dakota be required to pay taxes on foreclosed lands, was read and referred to the committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following:

House Resolution No. 2. A resolution memorializing the death of the Honorable Thomas H. Pugh, former District Judge of the 6th Judicial District of the State of North Dakota.

And find the same correctly enrolled.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

Mr. Gilchrist moved the adoption of the report.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Madam Speaker: The minority of your Committee on Ways and Means to whom was referred:

House Bill No. 17. A Bill for an Act Providing that it shall be Unlawful for any Executive, Legislative, Ministerial or Judicial Officer to Employ, Appoint, or Vote for the Employment or Appointment of any Person Related to him by Affinity or Consanguinity within the Third Degree, and further Providing when Employment of Relatives is Unlawful, and when Unlawful to Pay Salary in Certain Cases, and when an Employment or Appointment is Unlawful, and when Relatives cannot hold Office, and Officers Affected, and Penalty for Violation of this Act, and Providing that a Violation of this Act is Cause for Removal from Office; and this Act shall be Cited as the Law on Nepotism; and Making the Act an Emergency Measure, and Repealing all Other Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
K. A. FITCH,
F. BORN,
MILTON R. YOUNG.

The Committee on Ways and Means made the following report:

Madam Speaker: The majority of your Committee on Ways and Means to whom was referred:

House Bill No. 17. A Bill for an Act Providing that it shall be Unlawful for any Executive, Legislative, Ministerial or Judicial Officer to Employ, Appoint, or Vote for the Employment or Appointment of any Person Related to him by Affinity or Consanguinity within the Third Degree, and further Providing when Employment of Relatives is Unlawful, and when Unlawful to Pay Salary in Certain Cases, and when an Employment or Appointment is Unlawful, and when

Relatives cannot hold Office, and Officers Affected, and Penalty for Violation of this Act, and Providing that a Violation of this Act is Cause for Removal from Office; and this Act shall be Cited as the Law on Nepotism; and Making the Act an Emergency Measure, and Repealing all Other Acts and Parts of Acts in Conflict Herewith.

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

In line 4 of the title, following the word "the", strike out "third" and insert in lieu thereof the word "second". In lines 7 and 8 after the comma following the word "unlawful," strike out "and when relatives cannot hold office, and officers affected". In lines 11 and 12 following the word "Nepotism" strike out "and making the Act an emergency measure."

Section 1, line 5, following the word "the", strike out the word "third" and insert the word "second". Line 6 following the word "state", insert the word "judicial". In line 7, following the word "district", insert the word "or" and strike out the words "city or municipal".

Section 3, line 6 following the word "the", strike out the word "third" and insert the word "second". In line 10 following the word "appointment", add the following words: "provided, that this Act shall not apply to school district or township officers".

Strike out Section 4 and Section 5.

Section 6, line 1, strike out the number "6" and insert in lieu thereof the number "4". In line 5, strike out the words following the word "than", the words "one thousand" and insert in lieu thereof "two hundred".

Section 7, line 1, strike out the number "7" and insert in lieu thereof, the number "5". In line 1, in Section 8, strike out the number "8" and insert in lieu thereof the number "6".

Section 9, line 1, strike out the number "9" and insert in lieu thereof, the number "7". Strike out Section 10.

GILBERT SUNDBY,
H. A. RINDY,
MARTIN LUND,
LOUIS ENDRES,
H. T. PETERSON,
H. D. PIPER,
EINAR TWETE,
J. D. HOLTHUSEN,
PETER PETERSON,
J. M. THOMPSON.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted.

Mr. Aljets moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Mr. Jones moved to amend the substitute motion to provide that House Bill No. 17 be re-referred to the Committee on Ways and Means.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 28, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House Concurrent Resolution No. 8 was read.

Mr. Swett moved that House Concurrent Resolution No. 8 be printed in the Journal, and be referred to appropriate committee.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 8

Introduced by Representative C. H. Morgan

MEMORIAL TO OUR NEXT PRESIDENT AND THE NEXT CONGRESS:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THAT

WHEREAS there are a number of so-called farm relief bills pending in the present congress, most of which bills are just make-believe farm relief, and mere gestures, and intended to deceive and mislead the farmers of this nation and

WHEREAS there is now pending and has been pending, before the present Congress a real farm relief bill known as the Frazier bill, which provides that the United States government shall refinance the existing farm indebtedness at 1½% interest and 1½% principal on the amortization plan, not by issuing bonds, but by issuing Federal Reserve

notes, secured by first mortgages on farms—the best security on earth—better than foreign bonds, and far better than the security put up for Federal Reserve notes by the Federal Reserve Board, and

WHEREAS, two to three billion dollars used as a revolving fund will be sufficient to refinance the nine and one-half billion dollars of farm indebtedness and the government will make six billion, three hundred forty-five million dollars, gross profit at $1\frac{1}{2}\%$ interest, in forty-seven years and

WHEREAS if this bill is passed, it will put from two to three billion dollars, new money, in circulation among the people—it will loosen the frozen assets of the nation—the unemployed will again be able to get work and eat—the price of agricultural products will go up—the starving of millions will end and business will again be general and

WHEREAS there is also pending before the present congress a real Cost of Production bill, agreed to a year ago by three great farm organizations: The Farmers Union, the Farm Bureau and the Grange, which bill is known as the McNary bill, in the Senate, and which provides for the cost of production of that part of American agriculture consumed or used within the United States and

WHEREAS this bill is far superior to the so-called Jones bill in that it is not loaded down with cumbersome and expensive machinery and limited to only part of the agricultural products

NOW THEREFORE the legislature of North Dakota respectfully petitions the Honorable Franklin D. Roosevelt, our next president, in whose ability and wisdom we have unbounded faith to carefully consider the Frazier bill and the McNary bill above referred to, which we believe are far superior to any measures so far introduced in congress or discussed in public and which we believe will put an end to this depression that has all but wrecked this nation and

BE IT FURTHER RESOLVED that we respectfully request the next congress to give careful consideration to these two bills and to pass them without further delay. This, we believe, was the mandate of the people of this nation in the last election.

The Frazier bill has the endorsement of seven state legislatures, Montana, North Dakota, South Dakota, Minnesota, Wisconsin, Illinois and Nevada and if passed, together with the McNary bill, will give sure and certain relief immediately to agriculture and the wheels of industry will start again, the depression will end and the confidence of the people in this nation will again be restored.

Referred to Committee on Agriculture.

EIGHTH ORDER OF BUSINESS

The Clerk announced that the Speaker was about to sign House Resolution No. 2.

The Speaker signed House Resolution No. 2 in the presence of the House.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Anderson of Logan introduced:

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1933, Whether Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

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

Mr. Lund introduced:

House Bill No. 95. A Bill for an Act to Amend and Re-enact Section 1990m of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to District and Township Overseers of Highways, and Election or Appointment, Defining Their Duties, Providing for Their Compensation, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Svingen and Mr. Aljets introduced:

House Bill No. 96. A Bill for an Act to Amend and Re-enact Section 3257 of the Compiled Laws of North Dakota for 1913, Relating to the Number and Election of County Officers.

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

Mr. Svingen and Mr. Aljets introduced:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

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

Mr. Carlson introduced:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

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

Mr. Carlson introduced:

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

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

Mr. Jones (by request) introduced:

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

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

Mr. Wright introduced:

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten Years, and Declaring an Emergency.

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

THIRD READING OF HOUSE BILLS

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 2.

Which request was refused.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 99; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jensen	Place
Biewer	Jodock	Rindy
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Schauss
Carlson	Kapfer	Scholl
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lund	Sticka
Erickson, McKenzie	McInnes	Stoa
Erickson, McLean	McKellar	Strutz
Espeland	McManus	Sundby, McLean
Ettestad	Morgan	Sundby, Renville
Falconer	Mostad	Svingen
Fedje	Muus	Swett
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitch	Lynch	Savre
Fuglestad	Opdahl	Swendseid
Jardine	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flaten	Homnes	Rue
Hagen	Lofthus	Traynor

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs. 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, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lund	Steedsman
Erickson, McKenzie	Lynch	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	McKellar	Strutz
Ettestad	McManus	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Godwin	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flaten	Homnes	Rue
Hagen	Lofthus	Traynor

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 28, 1933.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 69. 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.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 50. 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. 69. 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. 63 was read the third time.

Mr. McMannus moved that Senate Bill No. 63 be re-referred to the Committee on Tax and Tax Laws.

Mr. Lynch moved, as a substitute motion, that further consideration of Senate Bill No. 63 be indefinitely postponed.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 28, 1933.

Mr. President: I have the honor to return herewith:

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Which the House has indefinitely postponed.

I also transmit:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

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:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls.

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

In the title in the bill: after the word "Polls" strike out the period, and insert a comma in lieu thereof; and add the following: "and declaring an emergency".

And with the further amendments that in line 1, after the figure "one" add the word "amendment"; and in line 4, following "1262", capitalize the words "Election of Boards of Education in Special Districts".

And when so amended recommend that the same do pass.

KARL H. BRUNSDALE,
Chairman.

The Clerk read the report of the Committee of the Whole.

Mr. Swendseid asked unanimous consent to correct report of the Committee of the Whole.

Which request was granted.

Mr. Jodock moved the adoption of the corrected committee report.

Which motion prevailed.

Mr. Swett asked for an extension of time on House Bill No. 53.

Which request was granted.

Mr. Opdahl asked for an extension of time on House Bill No. 47.

Which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Olaf Gilbertson, Mrs. Ida Walford, Marion Gilbertson, Jamestown; Pauline Munich, Mrs. Clifford Jansonius, Bismarck; Mrs. Val P. Wolf, Hague; H. C. Lynn, Pius Walk, Linton; Norman B. Hinds, Fort Yates; John Gustin, Mandan; C. J. Robideau, Harold V. Ellison, F. L. Bowman, LaMoure; J. J. Jacobson, Tuttle; E. L. Munich, Oakes; Miss Brown, Miss Conmy, Mandan; Mrs. Lars Kleppe, Bismarck; A. P. Beal, Hazen; Agnes Peterson, Washburn; Mrs. Carl H. Dittmer, Leonard.

Mr. Jardine moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
January 30, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Richardson.

Roll Call: All members present except Representatives Fitch, Flaten, Hagen, Homnes, Kapfer, Smith, Traynor, and Twichell.

Mr. Larson of Nelson moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-sixth Day and recommend that the same be corrected as follows:

Page 13, line 3, after the word "and" insert "in line 4 following figures 1262".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the taxpayers association of Mercer, Oliver and Dunn Counties, signed by C. B. Heinemeyer, Chairman, and Peter Boeckel, Secretary, asking passage of

law allowing purchaser of gasoline to file affidavit with retailer and receive gasoline without payment of refund, discontinuance of receiver of closed banks, investigation of land sales made by Bank of North Dakota, lowering of license fees on autos and trucks and abolition of state licensing department, the work to be turned over to the counties, investigation of telephone and light rates, investigation of freight rates, asking that truck transportation be left free and untrammelled, asking further reduction of 40% in salaries of state and county officials and their employees, asking passage of a law whereby debtors and creditors can agree on equitable method of scaling down debts leaving farmer enough capital on which to operate, asking diversion to rural schools of 75% of the monies now going to higher institutions of learning, asking passage of bill providing all public officials be paid on same basis as prevailing farm commodity prices, asking legislative inquiry and explanation of large amounts appropriated for State Penitentiary and State Training School, asking enactment of county assessor law, asking abolishment of all state inspectors and inspection fees, asking abolishment of rural school transportation, consolidation of commissions as advocated by Governor Langer, asking further cuts in pay of legislative employees, asking installation of machinery at State Penitentiary for manufacture of auto license plates, asking reapportionment of the state into two Congressional Districts and asking support of their representatives and senator for the repeal of prohibition enforcement laws, asking support of House Bill No. 12, repeal of State Hail Insurance law as passed at the 1931 session, favoring the election of President and Vice-President by the direct vote of the people, asking support of Senate Bill No. 4 repealing "dog tax" law, asking that offices of County Clerk and County Judge be combined, recommending a law providing that employment of County Surveyor in small counties be left to the County Commissioners, asking that presidential and state primaries be combined, asking repeal of Mothers' Pension law, favoring repeal of law providing testing of cattle by State Veterinarian for tuberculosis, and asking legislation providing that bridges across navigable streams be made joint government and state projects, was read and referred to the Committee on Ways and Means.

A communication from the North Dakota Cooperative Wool Marketing Association of Fargo, asking retention of "dog tax", was read and referred to the Committee on Live Stock.

A communication from the Ramsey County Taxpayers Association and Devils Lake Property Owners' Association, asking consolidation of duties of township, school and city treasurers in counties of less than 6,000, the work to be performed by the county treasurer, asking amending of statutes to include county commissioners, amendment of statutes to provide for serial payment of municipal bond issues, consolidation of county offices, abolishing of unnecessary bureaus, departments and commissions and combination of duties of other departments wherever possible, asking combining of state institutions wherever practical, asking elimination of state aid for rural schools and transportation for such schools

dispensed with, asking reduction of penalty for nonpayment of real estate taxes, extension of time limit for issuance of tax deeds, change in state road building program and suggesting North Carolina state road system plan, elimination of township and county road levy, asking legislation providing that only freeholders be allowed to vote on bond issues, condemning nepotism, and opposing old age pensions, exemption of homesteads from taxation, increase in any form of pension, compulsory hail insurance, opposing return to 75% assessment valuation, or authorization of any new commissions carrying appropriations, recommending tax reduction wherever possible, asking reduction of legal rate of interest to 6%, requiring state departments to stay within allotted budgets, and to refrain from transferring funds from one fund to another, requiring that all state and county highway snow fences be manufactured at State Penitentiary, was read and referred to the Committee on State Affairs.

Communications signed by Arnt Ronning of Binford and 59 others; N. M. Rinn of Tower City and 57 others, and F. A. Lefor of Lefor, No. Dak., and 16 others, asking repeal of prohibition enforcement laws were read and referred to the Committee on Temperance.

A communication signed by T. H. Zech of Richardton and 33 others requesting passage of legislation regulating motor bus and truck transportation was read and referred to the Committee on State Affairs.

Communications urging retention of prohibition laws from Mrs. F. S. Black of Stirum and 20 others, Mrs. S. B. Barr of Devils Lake and 21 others, S. M. Edwards of Fargo and 151 others, Mrs. Fred Shafer of Bantry and 46 others, Rev. Chas. Whelchel of Grand Forks and 15 others, Emma Dahl of Watford City and 31 others, E. O. Gunderson of Hastings and 6 others, Lewis M. Olson of Litchville and 23 others, John Sand of Litchville and 32 others, and C. W. Guss of Van Hook and 50 others were read and referred to the Committee on Temperance.

A communication signed by Nels Osterdale of Englevale and 44 others, opposing House Bill No. 38, was read and referred to the Committee on Education.

A communication signed by 57 residents of Underwood urging legislation providing for increased license fees for local cream buyers, was read and referred to the Committee on Agriculture.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Symington moved as a substitute motion that further consideration of House Concurrent Resolution No. 7 be indefinitely postponed.

Mr. Swett moved to amend the substitute motion that the adoption of the committee report on House Concurrent Resolution No. 7 be made a special order of business for tomorrow at 3:00 o'clock.

Which motion prevailed.

The majority of the Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 59. 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.

R. R. WRIGHT,
MARTIN LUND,
B. L. NELSON,
C. H. MORGAN,
GUS A. SCHAUSS,
GEO. C. HOMNES.

The minority of the Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 59. 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 do pass.

NELS P. NOBEN,
O. C. ANDERSON.

Mr. Anderson of Sargent moved that the report of the minority be adopted.

Mr. Stoa moved as a substitute motion that the report of the majority be substituted for the report of the minority.

Mr. Olson of Adams demanded a roll call, which was granted.

ROLL CALL

The question being on adoption of majority report 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	Gilchrist	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Anfinson	Holthusen	Piper
Arneson	Jardine	Rathbun
Bettenhausen	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Savre
Brunsdale	Larson, Ransom	Schauss
Carlson	Lemke	Scholl
Correll	Lillehaugen	Steedsman
Cunningham	Lofthus	Sticka
Dahl	Lund	Stoa
Dittmer	Lynch	Strutz

Messrs.	Messrs.	Messrs.
Endres	McInnes	Sundby, McLean
Erickson, McKenzie	McManus	Svingen
Erickson, McLean	Morgan	Swett
Ettestad	Mostad	Swendseid
Falconer	Muus	Treffry
Flaten	Nelson, Morton	Wolf
Gessner	Niewoehner	Wright
Gilbertson	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Opdahl
Bailey	Isaak	Owings
Biewer	Jensen	Peterson, Mountrail
Crockett	Jodock	Place
Espeland	Kapfer	Rindy
Fedje	Larson, Nelson	Rue
Fitzgerald	Lavik	Shurr
Flannigan	McKellar	Solberg
Fuglestad	Nelson, Dickey	Sprenger
Godwin	Nelson, Ward	Sundby, Renville
Hanson, Barnes	Noben	Symington
Hanson, Benson	Odegard	Thompson
Hanson, Stark	Oglesby	Twete
Henrickson	Olson, Adams	Young
Hill	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Homnes	Traynor
Hagen	Smith	Twichell

So the report of the majority was adopted.

Mr. Peters moved that the vote by which House Bill No. 59 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 64. A Bill for an Act Providing that Any Person Applying for a License to Practice Any Profession in North Dakota where a License is Required to so Practice, Must be a Citizen of the United States Before Such License can be Granted.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that the House request the return of Senate Bill No. 63.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 30, 1933.

Mr. President: I have the honor to inform you the House requests the return of Senate Bill No. 63.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Flannigan (by request) introduced:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

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

Mr. Flannigan (by request) introduced:

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

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

Mr. Olson of Bowman, Mr. Fedje, Mr. Jodock, Mr. Hanson of Benson and Mr. Solberg introduced:

House Bill No. 104. A Bill for an Act Designating the Qualifications of Banks in Which Public Money Shall Be Deposited, Providing for the Disclosure by Such Banks as to the Ownership of Their Stock, Providing a Penalty for the Violation of the Provisions of this Act, Repealing all Acts or Parts of Acts in Conflict Therewith and Providing an Emergency Therefor, and a Penalty for the Violation Thereof.

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

Mr. Svingen introduced:

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

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

Mr. Falconer introduced:

House Bill No. 106. A Bill for an Act to Amend Chapter 188 of the Session Laws of 1929. Entitled an Act to Amend and Re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to Garnishment of Wages.

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

Mr. Crockett, Mr. Svingen, Mr. Hill and Mr. Sundby of McLean introduced:

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

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

Mr. Morgan introduced:

House Bill No. 108. A Bill for an Act Providing for the Transferring of Real Estate Acquired by Counties Under Tax Title to the Original Owner of His Assignee.

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

Mr. Endres and Mr. Sundby of McLean introduced:

House Bill No. 109. A Bill for an Act Providing for the Licensing for any Person Operating a Motor Vehicle Upon any Public Highway of this State, Until He Shall Have Obtained from the County Judge of the County in Which He Resides, a License for Such Purpose; Prescribing the Necessary Qualifications of any Person Applying to the County Judge for Such License, the Amount of Fee to be Paid by the Person Receiving the Same; Also Providing an Adequate Penalty to be Laid Upon Any Person Operating a Motor Vehicle Upon any of the Public Highways in this State Without Having First Obtained Such Driver's License; Further Providing that the License Fees Paid Under the Provisions of this Act Shall be Paid to the Treasurer of the State, and Constituted "Benefit Fund" for Disabled, Dependent Aged Persons and Prescribing the Manner in Which said Fund Shall be Disbursed, and Further Penalties Against Any Person Who Violates the Provisions of this Act.

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

Mr. Sundby of McLean introduced:

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Sundby of McLean introduced:

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 9, Chapter 1, Session Laws 1925 (Supp. Compiled Laws 1913, Section 3099a9) Providing that Fees of Abstractors Shall be Allowed to be Reasonable and in No Case Shall Exceed the Prescribed Schedule; and pre-

scribing the Fees to be Charged by Abstractors for Certain Specified Items of Service.

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

Mr. Owings introduced:

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

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

Mr. Flannigan introduced:

House Bill No. 113. A Bill for an Act Amending Chapter 2 (Being Sections 22 to 25 Inclusive) of the Political Code, Compiled Laws of North Dakota for 1913.

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

Mr. Fedje introduced:

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

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

THIRD READING OF HOUSE BILLS

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, 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, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Isaak	Peterson, Bottineau
Bailey	Jardine	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Johnson	Rindy
Born	Johnston	Rue

Messrs.	Messrs.	Messrs.
Broschat	Jones	Sandlie
Brunsdale	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Schauss
Crockett	Lavik	Scholl
Cunningham	Lemke	Shurr
Dahl	Lillehaugen	Solberg
Dittmer	Lofthus	Sprenger
Endres	Lund	Steedsman
Erickson, McKenzie	Lynch	Sticka
Erickson, McLean	McInnes	Strutz
Espeland	McKellar	Sundby, McLean
Ettestad	McManus	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Mostad	Swett
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilchrist	Niewoehner	Twete
Godwin	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	
Jodock	Rathbun	

Those voting in the negative were:

Messrs.	Messrs.
Place	Stoa

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Hagen	Traynor
Flaten	Homnes	Twichell
Gilbertson	Smith	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Stoa moved that the vote by which House Bill No. 60 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 30, 1933.

Madam Speaker: I have the honor to return herewith Senate Bill No. 63 in accordance with your request.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 30, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

Also,

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Twete moved that the rules be suspended and the House reconsider the vote by which Senate Bill No. 63 was indefinitely postponed.

Which motion prevailed.

Mr. Etestad moved that Senate Bill No. 63 be re-referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

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

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

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

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

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

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

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

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Hjalmer Lund, Grand Forks; Geo. H. Soumur, Grand Forks; Harry E. Ray, Grand Forks; Joe Daschle, Selfridge; Ole Hanson, LaMoure; Henry Sutgen, LaMoure; W. Mangin, LaMoure; J. M. Carignau, Ft. Yates; Vinc Keogh, Ft. Yates; Sam Eck, Bucyrus; Elwood Eck; Bucyrus; P. G. Schwartz, Selfridge; Aslox Olsness, Sheyenne; H. Gutman, Bismarck; Ray Godwin, Marmarth; T. E. Koethe, Mandan; Frank Fiske, Ft. Yates; Carl Olson, Bismarck; A. J. Fisher, Bismarck; Joe Guldeman, Tuttle.

Mr. Olson of Adams moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

TWENTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
January 31, 1933.

The House convened at 2:00 o'clock P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. C. E. Van Horne.

Roll Call: All members present except Representatives Fitch, Peterson of Mountrail, and Traynor.

Mr. Treffry moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

On page 1, change roll call to show "Wolf" present.

On page 11, after line 38, insert "and the emergency clause was declared carried".

Page 11, change roll call to show Morgan voting aye.

Page 6, line 34, strike out figures "63" and insert in lieu thereof the figures "59".

Page 8, line 17, strike out "Benson" and insert in lieu thereof "Bowman".

Page 8, line 17, after "Hanson" insert "of Benson".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by E. L. Semling of Hazelton and 21 others urging the legislature to repeal all existing prohibition laws was read and referred to the Committee on Tem-

perance. A similar communication signed by Paul Sand of Balta and 141 others was read and similarly referred.

A communication signed by E. A. Lienhart of Ruso and 18 others asking retention of present Fish and Game laws was read and referred to the Committee on Game and Fish.

A petition signed by W. S. Sundahl of Grand Forks and 74 others urging legislation that will simplify and lessen the work of holding elections was read and referred to the Committee on Election and Election Privileges.

Communications urging the retention of present prohibition laws signed by Mrs. A. Edgeley of Ellendale and 70 others, R. L. Montgomery of Grand Forks and 83 others, Mrs. H. A. Anderson of Guelph and 8 others, Geo. L. Acheson of Dale and 26 others, H. E. Dierenfield of Minot and 19 others, Mrs. C. J. Rue of Bismarck and 43 others, Mrs. H. S. Lobach of Bismarck and 9 others, Mrs. R. S. Enge of Bismarck and 18 others, were read and referred to the Committee on Temperance.

A communication signed by Joe Weibusch of Napoleon and 79 others urging legislation, in accordance with Governor's Message, to abolish office of State Receiver of Banks, and to restore assets of closed banks to depositors, was read and referred to the Committee on Banks and Banking.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,

Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1926, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, 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 the second line of the title strike out the figures "1926" and insert in lieu thereof "1924".

In line 2 of Section 1, strike out the figures "1926" and insert in lieu thereof "1924".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 85. A Bill for an Act Amending and Re-enacting in part subdivision (c) of Chapter 279 Session Laws 1931, providing the date on or before in each year the County Treasurer shall make out a list of the unpaid delinquent personal property taxes, and notify by mail each of the delinquent taxpayers appearing upon that list that unless such taxes are paid on or before the tenth day of November such taxes will be placed in the hands of the sheriff for collection.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the Meaning of Chapter 117 of the Session Laws of 1917, being Sections 2889c1 to 2889c6, inclusive of the 1925 Supplement.

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

Strike out all of the title of the bill and insert in lieu thereof the following: "For an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency."

In Section 1, line 2, strike out the word "Deop" and insert the word "hemp" in lieu thereof. In line 5 after the first word "of" strike out the balance of the Section and insert the following: "Section 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1933, Whether Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

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

In the title of the bill in line two strike out the word "1933" and insert in lieu thereof the word "1927" and in line five of the title strike out the words "there under" and insert in lieu thereof the word "thereunder". In line two of the body of the bill following the words "January 1," strike out the word "1933" and insert in lieu thereof the word "1927" and in line six following the word "sale" strike out the words "there under" and insert in lieu thereof the word "thereunder".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

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

R. E. SWENDSEID,
Chairman.

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

The minority of the Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. R. WRIGHT,
MARY A. RATHBUN.

The majority of the Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

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

ED A. HILL,
IGNATZ STICKA,
J. C. HANSON,
WM. B. FALCONER,
NICHOL McKELLAR,

H. M. HENRICKSON,
Chairman.

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

The minority of the Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148, Session Laws of the State

of North Dakota for 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner. Providing for the Conservation of Water and Construction of Dams Within the State.

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

H. F. NIEWOEHNER,
R. R. LOFTHUS.

The majority of the Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148, Session Laws of the State of North Dakota for 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner. Providing for the Conservation of Water and Construction of Dams Within the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. D. PIPER,
DAVID STEEDSMAN,
C. O. SVINGEN,
J. F. FITZGERALD,
EINAR TWETE,

Chairman.

Mr. Twete moved that the report of the majority be adopted.

Mr. Niewoehner moved as a substitute motion that the report of the minority be substituted for the report of the majority.

Mr. Swett moved to amend the substitute motion to refer House Bill No. 71 to the Game and Fish Committee.

Which motion was lost.

The question being on the motion of Mr. Niewoehner that the report of the minority be substituted for the report of the majority, the motion lost.

The question then being on the motion of Mr. Twete that the report of the majority be adopted, the motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

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

In line 1 of the title—strike out the words “and cancellation”.

In lines 4 and 5 of the title—strike out the words “the original amount and”.

In line 6 of the title—strike out the word “and”.

In Section 1 beginning with line 5 strike out all parts of “a”, “b”, “c”, “d”, inserting in lieu thereof part “a” to read as follows: “If paid on or before December 31, 1933, upon payment of the original amount of said tax part “b” to read as follows “If paid after December 31, 1933, and prior to December 31, 1934, upon payment of the original amount of the tax, plus interest thereon at the rate of six per cent (6%) per annum from December 31, 1933, to the date of payment.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

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

JAMES McMANUS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children’s Home and Aid Society of Fargo, North Dakota.

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

JAMES McMANUS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

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

JAMES McMANUS,
Chairman.

Mr. Strutz moved that Senate Bill No. 37 be indefinitely postponed.

Mr. Brunsdale moved that the motion of Mr. Strutz be laid on the table.

Which motion prevailed.

Mr. McManus moved that the report of the standing committee that Senate Bill No. 37 do pass, be adopted.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 42. A Bill for an Act making an 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.

JAMES McMANUS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

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

JAMES McMANUS,
Chairman.

Mr. Strutz moved that Senate Bill No. 45 be indefinitely postponed.

Mr. Brunsdale moved that Mr. Strutz' motion be laid on the table.

Which motion prevailed.

Mr. McManus moved the adoption of the report.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Fedje asked unanimous consent to withdraw House Bill No. 104 and re-refer same to the committee.

Which request was granted.

Mr. Godwin moved that the House reconsider the vote by which House Bill No. 64 was indefinitely postponed.

Mr. Swett moved that Mr. Godwin's motion be laid on the table.

Which motion prevailed.

House Resolution No. 3 was read.

Mr. Swett moved that House Resolution No. 3 be referred to the proper committee and copy of same printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION NO. 3

Introduced by Representative Fedje

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

WHEREAS, the farmer is now placed in a condition which is prohibited by that part of our national constitution which guarantees us freedom from slavery, and

WHEREAS, this condition is the result of a despicable conspiracy carefully planned by the money barons, aided and promoted by the national administration so that it is now obvious to all that if permitted to continue the entire government will be finally placed in the hands of a few International Bankers, and

WHEREAS, during the World War International Bankers and their associates capitalized the patriotic war effort and engineered unwarranted profits for themselves through treasonous manipulation of our monetary system, and

WHEREAS, the ending of the war caused a cessation of industrial activity for war materials, and

WHEREAS, orders by the Federal Reserve Board on May 20, 1920, caused a contraction of the currency of the United States and precipitated a post war deflation, and

WHEREAS, this deflation required that industrial and financial leaders find a supplemental means for additional exploitation and development in order to relieve industry so that the bankers could realize the fullest profit from investments made in industrial plants for war material production, and

WHEREAS, the only exploitation that could be inaugurated with success must be directed to the multitude of farmers and their associates who controlled the production from the soils of the country and who alone could be depended upon to produce saleable items to redeem future obligations, and

WHEREAS, International Bankers, financial interests and industrialists at that time (1920) rather than make their

accounting, take their depreciation and adjust their prices to the proper basis warranted by normal economics, they conspired with the Federal Reserve Board and the Republican administration to promote a boom period of inflation by development of loose credit and delayed payments at usurious rates of interest. This exploitation caused a shifting of the burden from the inventories of the industrial plants to the backs of the workers and farmers, allowed industries and utilities to sell their stocks on the same basis and caused the transfer of all money into the hands of the bankers, and

WHEREAS, National authorities permitted and encouraged the transfer of funds to Wall Street to loan for stock purchase and promotion thereby intensifying the money boom in stocks and bonds and withdrawing all funds that had been available for the development of agriculture, and

WHEREAS, the result has been that for the past three years the farmers have paid everything and received nothing and he is now brought to the condition that makes it mathematically and physically impossible for him to in any way pay his debts or save his home and family, and

WHEREAS, the farmer is now so bound and burdened with mortgages and other charges accrued at high money values and rates that he has no means whatever of deflation or contraction but to turn over his all including his soul, and

WHEREAS, the development of all of these conditions has been so obvious and the conspiracy of the officials of the Republican administration has been so far reaching as to cause loss of all respect for government, and

WHEREAS, these International Bankers exploited the national patriotism, during the war, exploited industry following the war and when confronted with deflation and depreciation postponed their accounting nine years by industrial boom and agricultural exploitation and then when finally confronted by a seeming necessity for deflation of their money turned their abortive efforts to the government itself in order to devaluate everything but the almighty dollar held in their vaults.

WHEREAS, this development of slavery has and will continue to cause our farmers to band together to protect their homes and families and to call upon federal forces for security and protection and failing to receive which will inevitably result in grave disorders.

THEREFORE BE IT RESOLVED that this body does hereby petition Congress to take cognizance of the situation that has developed and that immediate steps for relief be taken by the enactment of the following legislation; as a partial step in the vitalization of the farm industry.

1. The Frazier Bill and a farm debt commission.
2. Distribution of government activities through other agency than bankers and their affiliates.
3. The Patman Bill for the soldiers bonus.
4. The Wheeler Bill for the monetization of silver to stop the hoarding of gold.

BE IT FURTHER RESOLVED THAT CONGRESS take this timely warning that it has now become the duty of all public officials to rise above personal and political interests and develop patriotism enough to rescue this greatest country on earth from that end which continued exploitation by International Bankers will bring forth on the devastating rocks of ruin.

BE IT FURTHER RESOLVED that copies of this Resolution be promptly forwarded to our National Representatives and to the Speaker of the House and to the Vice-President.

Referred to the Committee on Banks and Banking.

Mr. Correll moved that the Speaker appoint a committee of three to draw up suitable resolutions expressing the sympathy of the House to Representative Traynor of Ramsey County, on the recent death of his mother.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Correll, Arneson and Sandlie.

Mr. Smith moved that the Speaker appoint a committee of three to draw up suitable resolutions conveying the sympathy of the House to Mr. Twichell in the recent death of his brother, Mr. A. A. Twichell, of Tower City.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Smith, Piper and Falconer.

Mr. Ettestad requested an extension of time on House Bill No. 29.

Which request was granted.

The hour of three o'clock having arrived, the House reverted to the Seventh Order of Business for the consideration of House Concurrent Resolution No. 7.

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Mr. Swett moved that House Concurrent Resolution No. 7 be adopted.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 31, 1933.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the

Time for Opening and Closing Polls, and Declaring an Emergency.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
January 31, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Symington, Mr. Hillman and Mrs. Rathbun (by request) introduced:

House Bill No. 115. A Bill for an Act to Appropriate the Sum of Forty Thousand (\$40,000.00) Dollars 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 on the Eastern Terminus of State Highway No. 29, in Pembina County, North Dakota, at or Near Drayton, Pembina County, North Dakota, and State Aid Highway No. 4, a Federal Aid Road, in Kittson County, Minnesota, Under the Provisions of Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Chapter 161 of the Session Laws of 1927, and Re-enacted by Chapter 140, Session Laws of 1929, and Directing the State Highway Commission to Construct Such Bridge and to Perform All Necessary Preliminary Acts.

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

Mr. Nelson of Ward and Mr. Fitzgerald introduced:

House Bill No. 116. A Bill for an Act Amending and Re-enacting Section 1, Chapter 230 Session Laws 1923 (Supplement Compiled Laws 1913, Section 5608) to Provide that the Homestead of a Family Be Protected from Forced Sale for the Payment of All Debts Except for the Purchase

Money Thereof or a Part of Such Purchase Money, the Taxes Due Thereon, or for Work and Material Used in Constructing Improvements Thereon, and in the Last Case Only When the Work and Material Are Contracted for in Writing with the Consent of the wife; and that all pretended Sales of the Homestead Involving Any Condition of De-feasance Shall Be Void.

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

Mr. Schauss introduced (by request):

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

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

THIRD READING OF HOUSE BILLS

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; 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, 79; nays, 29; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Peterson, Bottineau
Anderson, Sargent	Jardine	Place
Anfinson	Jensen	Rue
Arneson	Jodock	Sandlie
Bailey	Johnson	Sannes
Biewer	Jones	Savre
Born	Kapfer	Schauss
Broschat	Larson, Nelson	Shurr
Brunsdale	Larson, Ransom	Solberg
Carlson	Lavik	Sprenger
Dahl	Lemke	Sticka
Endres	Lillehaugen	Stoa
Erickson, McKenzie	Lofthus	Strutz
Espeland	Lund	Sundby, Renville
Ettestad	Lynch	Svingen
Falconer	McInnes	Swett
Fedje	McKellar	Swendseid
Flannigan	McManus	Symington
Fuglestad	Morgan	Thompson
Gessner	Mostad	Twete
Gilbertson	Nelson, Morton	Twichell
Gilchrist	Noben	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young

Messrs.	Messrs.	Messrs.
Hanson, Stark	Olson, Bowman	Madam Speaker
Hill	Opdahl	
Holthusen	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Peters
Bettenhausen	Hillman	Piper
Correll	Holte	Rathbun
Crockett	Johnston	Rindy
Cunningham	Muus	Scholl
Dittmer	Nelson, Dickey	Smith
Erickson, McLean	Nelson, Ward	Steedsman
Fitzgerald	Niewoehner	Sundby, McLean
Flaten	Odegard	Treffry
Hanson, Benson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Isaak	Traynor
Godwin	Peterson, Mountrail	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Stoa moved that the vote by which House Bill No. 80 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream 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, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Place
Bailey	Isaak	Piper
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith

Messrs.	Messrs.	Messrs.
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsmen
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	McManus	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Olson, Bowman	
Henrickson	Opdahl	

Absent and not voting:

Messrs.	Messrs.
Fitch	Scholl
Peterson, Mountrail	Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved to accept the resignation of Mr. Devaney, First Assistant Mailing Clerk.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: A. L. Rudolf, Wishek; Conrad Lillegard, Nash; Donald Dyke, Grafton; Jerry Landregan, St. Thomas; John Murphy, Reg. Murphy, Reynolds; J. C. Wagner, Lemmon, S. D.; Joe LePire, Osna-brock; O. L. Mennes, Rudolph Hochhalter, J. J. Wentz, Napoleon; Jacob Frank, Burnstad; George Hummel, Gackle; Eric Ohman, Napoleon; John Strand, Center; John E. Williams, Washburn; Jake Beuder, Mercer; Dr. R. R. Houg, Linton; Anton Grandfeler, Braddock; M. C. Rausch, Elgin; Erma Walters, Center; Walter Nei, Hazen; Mrs. Holdren, Mandan; C. D. King, Menoken; Mr. Steenson, Drayton.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 1, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. C. E. Van Horn.

Roll Call: All members present except Representatives Brunsdale and Traynor.

Mr. Hagen moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the Lions Club of Watford City opposing the passage of House Bill No. 67 was read and referred to the Committee on State Affairs.

A communication signed by the Secretary of the Lutheran Church of Hillsboro urging retention of present prohibition laws was read and referred to the Committee on Temperance. Similar petitions signed by Jennie E. Colborn of Fargo and 39 others, O. K. Strand of Rolette and 45 others, and T. T. Fuglestad and other residents of the 16th district, were read and similarly referred.

Petitions urging repeal of prohibition laws signed by John E. Brennan of Milnor and 35 others, Jacob Schauss of St. Anthony and 76 others, and Henry Knoll of St. Anthony and 19 others, were read and referred to the Committee on Temperance.

A letter signed by Wm. Massrure of Towner County, addressed to Mr. Lemke, was read at the desk. Also a letter addressed to Mr. Wright, signed by Mrs. Jess Cran of Jamestown.

Mr. Flannigan moved that Mr. Joe LePire be elected to fill the position of First Assistant Mailing Clerk.

ROLL CALL

The question being on the employment of Joe LePire, 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.
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Bailey	Isaak	Peterson, Bottineau
Bettenhausen	Jardine	Peterson, Mountrail
Biewer	Jensen	Piper
Born	Jodock	Place
Broschat	Johnson	Rathbun
Brunsdale	Johnston	Rue
Carlson	Jones	Sannes
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McInnes	Stoa
Fedje	McKellar	Sundby, Renville
Fitch	McManus	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Gessner	Nelson, Dickey	Thompson
Gilbertson	Nelson, Morton	Treffry
Gilchrist	Nelson, Ward	Twete
Godwin	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Benson	Odegard	Wright
Hanson, Stark	Olson, Adams	Young
Henrickson	Olson, Bowman	Madam Speaker
Hill	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Sandlie

Messrs.	Messrs.	Messrs.
Espeland	Lofthus	Savre
Fuglestad	Oglesby	Strutz
Hanson, Barnes	Rindy	Sundby, McLean

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McLean	Traynor

So Joe LePire was declared elected Assistant Mailing Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 185 of the Laws of the State of North Dakota for 1931 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

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

W. J. FLANNIGAN,
Chairman.

Mr. Flannigan moved that the report be adopted.

Mr. Twete moved as a substitute motion that House Bill No. 62 be referred to General Orders for amendment.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

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

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted.

Mr. Patterson moved as a substitute motion that House Bill No. 72 be indefinitely postponed.

Which motion was lost.

The question being on the motion of Mr. McManus that House Bill No. 72 be recommended for passage, the motion prevailed.

Mr. Thompson moved that the vote by which House Bill No. 72 was recommended for passage be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

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

OLE O. SUNDBY,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

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

Section 1, line 22, strike out the word "six" and insert thereof the word "seven".

Section 1, line 24, following the word "schools" insert a comma and add the following: "one to be transmitted to the depository bank".

Section 1, line 37, strike out the word "close" and insert the word "beginning".

Section 1, between the lines 68 and 69, insert line 68½, to read as follows: "Balance at the close of the year."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

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

The minority of the Committee on Tax and Tax Laws made the following report:

Madam Speaker: A minority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 2122-a of the 1925 Supplement of the Compiled Laws of North Dakota, 1913, as Amended and Re-enacted as an initiated measure by the vote of the people at the state-wide election had and held within the State of North Dakota, on the 29th day of June, 1932, relating to the basis of assessment of property for the purpose of taxation and the valuation to be placed on property for such purposes. And to repeal all acts and parts of acts in conflict herewith.

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

J. A. JARDINE,
C. J. HANSON,
S. OGLESBY.

The majority of the Committee on Tax and Tax Laws made the following report:

Madam Speaker: The majority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 2122-a of the 1925 Supplement of the Compiled Laws of North Dakota, 1913, as Amended and Re-enacted as an initiated measure by the vote of the people at the state-wide election had and held within the State of North Dakota, on the 29th day of June, 1932, relating to the basis of assessment of property for the purpose of taxation and the valuation to be placed on property for such purposes. And to repeal all acts and parts of acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

B. L. NELSON,
ALFRED MOSTAD,
FRED J. SHURR,
C. T. OLSON,
KARL H. BRUNSDALE,
N. P. JENSEN,
MARTIN LUND,
J. T. NELSON,
S. A. ESPELAND,
EINAR TWETE,
A. N. LAVIK,
DAN R. JONES.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the majority report be adopted.

Mr. Godwin moved, as a substitute motion, that the report of the minority be substituted for the report of the majority and demanded a roll call.

Roll Call was granted.

ROLL CALL

The question being on the adoption of the minority report on House Bill No. 88, the roll was called and there were ayes, 33; nays, 78; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Oglesby
Bailey	Hanson, Stark	Place
Born	Homnes	Rue
Broschat	Jardine	Sandlie
Dahl	Jodock	Savre
Endres	Lynch	Schauss
Fedje	McInnes	Solberg
Fitch	McKellar	Sprenger
Fitzgerald	Nelson, Morton	Sticka
Fuglestad	Nelson, Ward	Stoa
Godwin	Odegard	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Isaak	Peterson, Mountrail
Anfinson	Jensen	Piper
Arneson	Johnson	Rathbun
Bettenhausen	Johnston	Rindy
Biewer	Jones	Sannes
Carlson	Kapfer	Scholl
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Steedsman
Dittmer	Lemke	Strutz
Erickson, McKenzie	Lillehaugen	Sundby, McLean
Erickson, McLean	Lofthus	Sundby, Renville
Espeland	Lund	Svingen
Ettestad	McManus	Swett
Falconer	Morgan	Swendseid
Flannigan	Mostad	Symington
Flaten	Muus	Thompson
Gessner	Nelson, Dickey	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Henrickson	Opdahl	Madam Speaker
Hill	Owings	
Hillman	Patterson	
Holte	Peters	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Traynor

So the motion lost.

The question then being on the motion of Mr. Ettestad that the report of the majority be adopted, the motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

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

On page 1, Section 1 and in line 4 strike out the word "and" and insert in lieu thereof the word "any".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

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

On page 2 in Section 2, and in line 11, strike out the last two words "in the" and in line 12 strike out the words "Bank of North Dakota on time or demand deposit" and insert in lieu thereof the following "by the County Treasurer, as are other public funds."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

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

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

Mr. Smith moved that the House extend the courtesies of the floor to Mr. Ben Northridge, former member of the legislature.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Aljets moved that the vote by which House Bill No. 86 was indefinitely postponed be reconsidered and House Bill No. 86 re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Aljets moved that the vote by which House Bill No. 87 was indefinitely postponed be reconsidered and House Bill No. 87 be re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Twichell moved that the time for introduction of bills other than appropriation bills be extended to include the 40th day.

Which motion prevailed.

EIGHTH ORDER OF BUSINESS

At this time the Speaker administered the oath of office to Joe LePire as First Assistant Mailing Clerk.

Mr. Swett moved that the House do now proceed to the Eleventh Order of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 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, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Falconer	McInnes	Stoa
Fedje	McKellar	Strutz
Fitch	McManus	Sundby, McLean
Fitzgerald	Morgan	Sundby, Renville
Flannigan	Mostad	Svingen
Flaten	Muus	Swett
Fuglestad	Nelson, Dickey	Swendseid
Gessner	Nelson, Morton	Symington

Messrs.	Messrs.	Messrs.
Gilbertson	Nelson, Ward	Thompson
Gilchrist	Niewoehner	Treffry
Godwin	Noben	Twete
Hagen	Odegard	Twichell
Hanson, Barnes	Oglesby	Wolf
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Opdahl	Madam Speaker
Hill	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Ettestad	Traynor

So the bill passed and the title was agreed to.

The emergency was declared carried.

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of 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, 96; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Biewer	Homnes	Peterson, Mountrail
Born	Jardine	Piper
Broschat	Jodock	Place
Carlson	Johnson	Rindy
Correll	Johnston	Rue
Crockett	Kapfer	Sandlie
Cunningham	Larson, Nelson	Sannes
Dahl	Larson, Ransom	Savre
Dittmer	Lavik	Schauss
Erickson, McKenzie	Lemke	Scholl
Erickson, McLean	Lillehaugen	Shurr
Espeland	Lofthus	Smith
Ettestad	Lund	Solberg
Falconer	Lynch	Steedsman
Fedje	McKellar	Sticka
Fitch	McManus	Stoa
Fitzgerald	Mostad	Strutz
Flannigan	Muus	Sundby, McLean
Flaten	Nelson, Dickey	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fuglestad	Nelson, Morton	Svingen
Gessner	Nelson, Ward	Swett
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Isaak	Rathbun
Bailey	Jensen	Sprenger
Bettenhausen	Jones	Symington
Endres	McInnes	Wright
Hillman	Morgan	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Swendseid	Traynor

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Flannigan moved that the vote by which House Bill No. 27 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 1, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied

and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Also,

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Also,

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Swett moved that the House proceed to the Fourteenth Order of Business.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection 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, 103; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Holthusen	Peters
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Smith
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Falconer	Lynch	Stoa
Fedje	McInnes	Sundby, McLean
Fitch	McKellar	Sundby, Renville
Fitzgerald	McManus	Svingen
Flannigan	Morgan	Swett
Flaten	Mostad	Symington
Fuglestad	Muus	Thompson
Gessner	Nelson, Dickey	Twete
Gilbertson	Nelson, Morton	Twichell
Gilchrist	Nelson, Ward	Wolf
Godwin	Niewoehner	Wright
Hagen	Noben	Young
Hanson, Barnes	Odegard	Madam Speaker
Hanson, Benson	Oglesby	
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Savre	Treffry
Isaak	Strutz	
Peterson, Bottineau	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Rindy	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 14. A Bill for an Act making an appro-

priation for the North Dakota Children's Home and Aid Society of 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, 104; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Holthusen	Peters
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Jardine	Peterson, Mountrail
Biewer	Jensen	Piper
Born	Jodock	Place
Broschat	Johnson	Rathbun
Carlson	Johnston	Rue
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitch	McKellar	Sundby, McLean
Fitzgerald	McManus	Sundby, Renville
Flannigan	Morgan	Svingen
Flaten	Mostad	Swett
Fuglestad	Muus	Symington
Gessner	Nelson, Dickey	Thompson
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Rindy	Swendseid
Isaak	Strutz	Treffry

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Sandlie	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection 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, 99; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Adams
Anderson, Logan	Hill	Olson, Bowman
Anderson, Sargent	Hillman	Opdahl
Anfinson	Holte	Owings
Bailey	Holthusen	Patterson
Bettenhausen	Homnes	Peters
Biewer	Jardine	Peterson, Mountrail
Born	Jensen	Piper
Broschat	Jodock	Place
Carlson	Johnson	Rathbun
Correll	Johnston	Rue
Crockett	Jones	Sandlie
Cunningham	Kapfer	Sannes
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lavik	Shurr
Erickson, McKenzie	Lemke	Smith
Erickson, McLean	Lillehaugen	Solberg
Espeland	Lofthus	Sprenger
Falconer	Lund	Steedsman
Fedje	Lynch	Sticka
Fitch	McInnes	Stoa
Fitzgerald	McKellar	Sundby, McLean
Flannigan	McManus	Sundby, Renville
Flaten	Morgan	Svingen
Fuglestad	Mostad	Swett
Gessner	Muus	Symington
Gilbertson	Nelson, Dickey	Thompson
Gilchrist	Nelson, Morton	Twichell
Godwin	Nelson, Ward	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Niewoehner	Strutz
Ettestad	Peterson, Bottineau	Swendseid
Henrickson	Rindy	Treffry
Isaak	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Traynor	Twete

So the bill passed and the title was agreed to.

Senate Bill No. 42. A Bill for an Act making an 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, 106; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Arneson	Lemke
Isaak	Savre

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Traynor	Twete

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of 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, 98; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson,Bottineau
Bailey	Homnes	Peterson,Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Carlson	Johnston	Rue
Correll	Jones	Sandlie
Crockett	Kapfer	Sannes
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lemke	Smith
Erickson,McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitch	McKellar	Sundby, McLean
Fitzgerald	McManus	Sundby, Renville
Flannigan	Morgan	Svingen
Flaten	Mostad	Swett
Gessner	Muus	Symington
Gilbertson	Nelson, Dickey	Thompson
Gilchrist	Nelson, Morton	Twete
Godwin	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Broschat	Jensen	Swendseid
Ettestad	Rindy	Treffry
Fuglestad	Savre	
Isaak	Strutz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Nelson, Ward	Traynor
Brunsdale	Olson, Adams	

So the bill passed and the title was agreed to.

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:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1926, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

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

In the second line of the title strike out the figures "1926" and insert in lieu thereof "1924".

In line 2 of Section 1, strike out the figures "1926" and insert in lieu thereof "1924".

And when so amended recommend that the same do pass.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the Meaning of Chapter 117 of the Session Laws of 1917, being Sections 2889c1 to 2889c6, inclusive of the 1925 Supplement.

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

Strike out all of the title of the bill and insert in lieu thereof the following: "For an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1

to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency."

In Section 1, line 2, strike out the word "Deop" and insert the word "hemp" in lieu thereof. In line 5 after the first word "of" strike out the balance of the Section and insert the following: "Section 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913."

And the further amendments:

In line 3, section 1 of the printed bill, strike out the word "crifo" and insert "Grifo". In line 3 strike out "Montu" and insert "Moota".

And when so amended recommend that the same do pass.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1933, Whether Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

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

In the title of the bill in line two strike out the word "1933" and insert in lieu thereof the word "1927" and in line five of the title strike out the words "there under" and insert in lieu thereof the word "thereunder". In line two of the body of the bill following the words "January 1," strike out the word "1933" and insert in lieu thereof the word "1927" and in line six following the word "sale" strike out the words "there under" and insert in lieu thereof the word "thereunder".

And further amend as follows:

In line two of title of the bill following the word "whether" insert the words "or not".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

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

In line 1 of the title—strike out the words "and cancellation".

In lines 4 and 5 of the title—strike out the words “the original amount and”.

In line 6 of the title—strike out the word “and”.

In Section 1 beginning with line 5 strike out all parts of “a”, “b”, “c”, “d”, inserting in lieu thereof part “a” to read as follows: “If paid on or before December 31, 1933, upon payment of the original amount of said tax

part “b” to read as follows “If paid after December 31, 1933, and prior to December 31, 1934, upon payment of the original amount of the tax, plus interest thereon at the rate of six per cent (6%) per annum from December 31, 1933, to the date of payment.

And when so amended recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

The Clerk read the report of the Committee of the Whole.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Oglesby introduced:

House Bill No. 118. A Bill for an Act to Amend and Re-enact Section 7729 and Section 7733 of the Compiled Laws of North Dakota, 1913, Relating to Exemptions and the Selection and Appraisal Thereof.

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

Mr. Oglesby introduced:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

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

Mr. Rue introduced:

House Bill No. 120. A Bill for an Act to Provide for the Assessment and Taxation of Lands Owned by the Bank of North Dakota.

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

Messrs. Peterson, Aljets, Broschat, Thompson and Smith introduced:

House Bill No. 121. A Bill for an Act to Repeal Section 2263 of the 1925 Supplement to Compiled Laws of 1913 Relating to County Agent Work, and to Provide for Agricultural Development through Farm and Home Councils and County Agents; to Provide the Method of Appointing Such Agents and Councils, and to Prescribe Their Powers and Duties; to Provide for the Levy of a Tax Therefor; and to Provide a Method of Discontinuing Such Work.

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

Messrs. Mostad, Hagen, Hill and Lavik introduced:

House Bill No. 122. A Bill for an Act to Increase the Value of Farm Products to Twice Their Present Market Value, to Transform Potential Wealth Now Held Back on the Farms in the Form of Wheat, Cattle, Sheep, etc., Because of the Extremely Low Prices, into United States Currency; to Inflate Our Currency by the Issuance of North Dakota Money Commonly Known as "Scrip," to Bring About the Payment of Taxes; to Rehabilitate the Currency in the State of North Dakota and for Other Purposes. This Bill Shall be Known as the "North Dakota Self-Liquidating Farm and Industrial Recovery Bill."

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

Mr. Swett introduced:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, Providing that All Fire and Tornado Insurance Covering Public Buildings Shall be Written With the State Fire and Tornado Fund, Fixing Rates of Premiums to be Charged, and Repealing Section 189c12, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

Messrs. Ettestad and Niewoehner introduced:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

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

Mr. Swett introduced:

House Bill No. 125. A Bill for an Act Relating to Cemeteries and to Authorize the Creation of a Permanent Fund

for the Care and Improvement Thereof in Certain Cases; Providing the County Treasury as a Depository Therefor and for the Loaning Thereof and Payment of the Interest Thereon to be Used in the Care and Beautifying of Such Cemeteries and Prescribing the Duties of County Treasurers, County Auditors, and Boards of Auditors in the Premises.

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

Committee on Game and Fish introduced:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

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

Committee on Game and Fish introduced:

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

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

Committee on Game and Fish introduced:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

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

Committee on Game and Fish introduced:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

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

Committee on Game and Fish introduced:

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

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

Committee on Game and Fish introduced:

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

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

The Committee on Game and Fish introduced:

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

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

The Committee on Game and Fish introduced:

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

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

The Committee on Game and Fish introduced:

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment.

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

The Committee on Game and Fish introduced:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

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

The Committee on Game and Fish introduced:

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

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

The Committee on Game and Fish introduced:

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

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

Mr. Muus and Mr. Patterson introduced:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Com-

piled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Carlson introduced:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 107, Session Laws of 1925, as Amended by Section 1 of Chapter 106, Session Laws of 1927, and Section 2 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

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. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

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

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

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

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

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

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Com-

missioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

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

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

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

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

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

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Was read the first and second times and referred to the Committee on School and Public Lands.

COURTESIES OF THE FLOOR

The Courtesies of the Floor were extended to:

Thomas W. Gales, Fargo; Ernest Ebel, Streeter; Paul Wibe, Streeter; Fred Pietz, Streeter; Soy Arnick, Tappen, Fred Gable, Lehr; Perry Johnson, Jamestown; Harry Goldberg, Jamestown; G. D. Roth, Jamestown; H. Bernard, Jamestown; J. F. Henderson, Jamestown; Chas. Ouradnik, Petersburg; H. Haraldson, Aneta; C. D. Aaker, Minot; H. L. Halvorson, Minot; Henry Finke, Minot; Peter Karpen, Bismarck; Fred Krause, Hazen; L. L. Tribey, St. Paul; John Kownovsky, Hillsboro; L. A. Bonday, Jamestown; J. F. Doering, Kulm; R. M. Poindexter, Jamestown; Rev. Carl Hirning, Linton; C. G. Hanson, Streeter; Christy Mathis, Streeter; John C. Craft, Streeter; Carl F. Arndt, Streeter; H. E. Buttweiler, Bismarck; A. T. Graf, Streeter; S. J. Nesvig, Buxton; Oscar R. Nesvig, Haugland; William Doty, Bismarck; Mrs. N. P. Noben, Beach; Mr. V. Patterson, Grand Forks; F. S. Hudson, Mandan.

Mr. Lynch moved that the House stand recessed until 1:55 o'clock p. m. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTIETH DAY AFTER RECESS AND
THIRTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 2, 1933.

The House convened at 1:55 p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Lynch moved that the House do now adjourn.

Which motion prevailed.

THIRTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 2, 1933.

The House convened at 2:00 o'clock pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. C. E. Van Horn.

Roll Call: All members present except Representatives Swett, Traynor and Johnson.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the Cottonwood and Speedwell Farmers Union Locals asking legislation providing for reduction of debts contracted during war time inflation, endorsement of the Frazier Farm Relief Bill, reduction of legal interest rate, prevention of wholesale mortgage foreclosures and evictions, and urging support of legislation strengthening the rural school system, was read and referred to the Committee on State Affairs.

A communication signed by E. A. Linehart, Vice President of the Velva Isaak Walton League, and eight others, opposing the transfer of Game and Fish Department funds to the General Fund, was read and referred to the Committee on Game and Fish.

A communication signed by Mrs. H. C. Nielson of Mandan and 29 others opposing increase in license fee for local cream buyers, and asking consolidation of dairy department with the regulatory department, was read and referred to the Committee on Agriculture.

A communication from Eliza McCaffrey of Bowman and 11 others opposing the Basic Science Bill, was read and referred to the Committee on Public Health.

A communication from the Bald Hill Farmers Union Local No. 35 opposing legislation to remove protection from the fox, was read and referred to the Committee on Game and Fish.

Petitions urging repeal of all prohibition enforcement laws, signed by H. C. Hanson of Streeter and 101 others, E. A. Retzlaff of Jessie, North Dakota and 26 others, F. C. Breyer of Fargo and 123 others, were read and referred to the Committee on Temperance.

Petitions urging retention of present prohibition laws, signed by S. S. Einarson of Upham and 31 others, F. Kridland of Rolette and 19 others, Olaf C. Aas of Abercrombie and 84 others, Geo. Standish of Fargo and 11 others, Alma M. Severson of Corinth and 23 others, Swen Haaland, Secretary of the Bald Hill Farmers Union Local, A. J. Bullamore of Glen Ullin and 19 others, V. S. Dahle of Barton and 40 others were read and referred to the Committee on Temperance.

A communication signed by the county commissioners of Mercer County requesting an appropriation for erection of bridge across the Missouri River at Big Bend, was read and referred to the Committee on Highways and Bridges.

A report of the Board of Pardons of the State of North Dakota covering the period January 1, 1931 to Dec. 31, 1932 was received.

Mr. Lynch moved that the report be accepted.

Which motion prevailed.

A partial report of the Capitol Building Investigating Committee was received.

Mr. Twichell moved that the report be read and printed in the Journal.

Which motion prevailed.

Mr. Flannigan: "In view of the seriousness of this matter and the urgent need that our recommendations be followed out as soon as possible, which recommendations are that we ask for proper state authority to make an audit of the books of this department, I move at this time that the committee's report be approved and adopted."

Mr. Twichell moved to amend the motion of Mr. Flannigan to provide that the report be adopted by roll call.

Which motion prevailed.

ROLL CALL

The question being on adoption of Capitol Investigation Committee report, 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	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete

Messrs.	Messrs.	Messrs.
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Swett	Traynor

Partial copy of the records of the Capitol Building Investigating Committee certified to the Lieutenant Governor and Speaker of the House in accordance with the resolution transmitted herewith to-wit:

Senator Bangert offered the following Resolution:

R E S O L U T I O N

RESOLVED THAT WHEREAS, there was introduced in evidence during the public hearing of this Committee, held on February 1st, 1933, three separate Vouchers. Voucher Number (144) drawn on the Board of State Capitol Commissioners for the sum of \$198.73, payable to G. A. Fraser for railroad fare and sustenance claimed to have been expended by him on a trip for the Capitol Commissioners between November 19th and December 1st, 1931. Voucher drawn upon the Maintenance of National Guard Fund, payable to G. A. Fraser for traveling expenses and sustenance claimed to have been expended by him between November 28th and December 6, 1931, on a trip for the National Guard, totaling \$263.12. And Voucher drawn upon the Missouri River Commission, payable to G. A. Fraser for traveling expenses and sustenance claimed to have been expended by said Fraser between December 5th and 12th in the sum of \$194.93, and

WHEREAS, the said G. A. Fraser was at the time of the alleged incurring of said expenses, a member of the Capitol Building Commission and it appearing from the face of said Exhibits and the evidence introduced in the Hearings, that there are many duplications of items involved in said claims against the various Departments of the State and it appears to this Committee that the matter should be brought to the attention of the proper officials of this State without delay and

WHEREAS, the Resolution creating this Committee has limited the Committee to making Findings and return to the Legislative body of the State of North Dakota;

THEREFORE BE IT RESOLVED that said matter be brought to the attention of the Legislature now in session by filing copies of the several Vouchers, together with a copy of this Resolution, with the Honorable O. H. Olson, Lieutenant-Governor, and Minnie D. Craig, Speaker of the House of Representatives, and that we urge them to place the mat-

ter before His Excellency, Honorable William Langer, Governor, A. J. Gronna, Attorney General, Mrs. Berta Baker, State Auditor, and such other State officials as in their opinion may be necessary or desirable for such action as they may determine upon.

BE IT FURTHER RESOLVED that it is the sense of this Committee that by reason of the irregularities appearing upon the face of these several Vouchers, it appears to the Members of the Committee that the State officials will be justified, if not under obligation, to have the various accounts upon which the said Fraser has drawn funds during his tenure in office, properly audited.

I move the adoption of the Resolution.

Representative Peterson: I second the motion.

Chairman Matthaei: All in favor of this motion as made and re-read, manifest by saying "aye."

Motion carried unanimously.

C E R T I F I C A T E

This is to certify that the foregoing is a true and correct copy of the Resolution and Motion which was adopted by the Capitol Building Investigating Committee in Executive Session on February 2nd, 1933, and the same is hereby certified for action as authorized in said Resolution and Motion.

Dated February 2nd, 1933.

W. E. MATTHAEI,
Chairman.

W. J. FLANNIGAN,
Secretary.

Copy of Minutes of Meeting of Capitol Building Investigating Committee held at Bismarck, North Dakota, on February 2nd, 1933. All members being present. * * * *

Note—This Bill must be Rendered in DUPLICATE—Properly Certified on Back of Each.

ORIGINAL

STATE OF NORTH DAKOTA, Dr.
Account: Board of State Capitol
Commissioners

Paid by Warrant No.
_____A750793_____ to
_____ Inc.
Date 12/22/23 193__

To G. A. Fraser

Street 618-5th Street North Voucher No. _____

Town Fargo, N. Dak. Dated Nov. 30, 1931 \$ _____

1931 Date	Items	Amount Dollars Cts.
	To expense meeting of Capitol Commission and architects on Nov. 22 and 23, at Chicago, Ill.	
Nov. 19	Railroad fare, Pullman, tips, etc., Bismarck to Chicago	\$ 39.59

1931 Date	Items	Amount Dollars Cts.
	Lunch, Dinner and Breakfast on train	4.25
	Five day Hotel Bill in Chicago	52.10
	Tips, Telegrams, Phones and Taxicabs in Chicago	9.40
	Meals outside of Hotel	8.65
26	Fare, Pullman and Tips Chicago to Bismarck	39.59
	Telephone call to Fargo	3.00
	Breakfast, Luncheon and dinner on train	4.65
	Tips on train	1.50
	At the request of the Commission my stay was prolonged for the purpose of going over the plans of the office requirements with Mr. Long, this required two extra days. No charge for expense of trip to Baton Rouge, La. except as follows,	
30.	Hotel and Meals in Jackson, Mississippi	7.50
Dec. 1	Mileage side trip Hammond, La. to Baton Rouge, La. 105	10.50
	Hotel Bill at Baton Rouge & Meals	7.50
	Baton Rouge to Hammond, La. 105 miles @ .10	10.50
	Total	\$198.73

CHARGE STATE CAPITOL BUILDING FUND

I hereby certify that the articles above have been received by me in good condition, or the services performed as stated; that they were necessary for the public service; that the prices charged are just, reasonable and according to contract.

Signature and official designation of }
 officer under whose supervision serv- } F. L. ANDERS,
 ices were rendered or goods furnished. } Secretary.

The above voucher audited and allowed this 22 day of Dec. 1931.

BOARD OF STATE CAPITOL COMMISSIONERS

Attest:

_____ Secretary.	By	_____ President.
_____ 193		_____ 193

CERTIFICATE

I do hereby certify that the within bill, claim, account or demand, is just and true; that the money therein charged was actually paid for the purpose therein stated; that the services therein charged were actually rendered and are of the value therein charged; that no part of such bill, claim, account or

demand, has been paid; and that the goods therein charged were actually delivered and were of the value charged.

Sign Here G. A. FRASER

 If signed for a Firm or Company
 Show Authority on This Line.

TAKE NOTICE

Chapter 244 of the 1915 Session Laws.

“ * * * * * Provided, that any person, firm or company, falsely certifying or certifying to any false bill, claim, account or demand, as hereinbefore set forth, shall upon conviction forfeit his right to collect such bill, claim, account or demand, or any part thereof, and shall further be subject to the penalty prescribed for one found guilty of committing a misdemeanor.”

Claims against the state are payable in Bismarck exchange. This voucher must be executed in duplicate and forwarded to
 Adjutant General, Bismarck

APPROPRIATION: "MAINTENANCE OF NATIONAL GUARD"

STATE OF NORTH DAKOTA
 To G. A. FRASER Dr.
 Address Bismarck, N. Dakota

193_		Amount
Date	Items	Dollars Cents
Nov. 28	Expense attending National Guard convention in New Orleans, also expenses in Washington on business with the Militia Bureau	\$113.60
	Round trip Bismarck to New Orleans	
	Pullman fare Bismarck to New Orleans	19.80
	Pullman fare New Orleans to Bismarck	19.80
	(No receipts for above as trip was made by automobile and regular railway and pullman fare is charged) Luncheon .95; Dinner .95;	
	Tips .20	2.10
29	3 meals @ .95, Tips .30	3.15
30	3 meals @ .95, Tips .30	3.15
Dec. 1	3 meals @ .95, Tips .30	3.15
2	3 meals @ .95, Tips .30	3.15
3	3 meals @ .95, Tips .30	3.15
4	3 meals @ .95, Tips .30	3.15
5	3 meals @ .95, Tips .30	3.15
	Taxicab in Chicago .....	.50
	Tips on train .....	.50
6	4 meals @ .95 on train between Chicago & Bismarck	3.80

1931 Date	Item	Amount Dollars Cts.
	Tips .....	.40
	Hotel Bill Hotel Roosevelt (Voucher enclosed)	42.70
	Total	\$225.25
	(Second Sheet)	
	Brought forward	\$225.25
	No expense charged for trip from New Orleans to Washington and Washington to Chicago, as this was paid from funds appropriated for Missouri Diversion and the trip to Washington was to attend meeting of Rivers and Harbor Congress and also on Business with Militia Bureau, the expense has been divided in accordance with the time devoted to each.	
Dec. 12	Hotel Lafayette (Voucher attached)	33.75
	Taxicab .75, Taxicab .50, telegrams to Governor 1.37	2.62
	Tips at Hotel 4 days	1.50
	Total	\$263.12

I hereby certify that the foregoing is correct and just and that payment therefor has not been received.

(To be signed by party rendering bill) _____

By _____

I hereby certify that the articles above have been received by me in good condition, or the services performed as stated; that they were necessary for the public service; that the prices charged are just, reasonable and according to contract.

Signature and official designation of } _____
 officer under whose supervision services were rendered or goods furnished. } _____

If bill is for cash paid out, subvouchers for all sums exceeding \$1.00 must be attached.

STATE OF NORTH DAKOTA

Military Department

Voucher No. 4333

\$263.12

Bill of G. A. FRASER

OFFICE OF ADJUTANT GENERAL

Bismarck, N. D., Jan. 5, 1932

I hereby certify that the within account is correct and justly due, and that no part of same has been paid and the same is hereby approved for \$263.12.

(Signed) G. A. FRASER,
 Adjutant General.

OFFICE OF CHIEF OF SUPPLY

Filed 1/13, 1932

Paid 1/13, 1932

1. Expense	\$263.12
Total	\$263.12

(copy)

Bismarck, January 5, 1932.

STATE OF NORTH DAKOTA, Dr.

To G. A. FRASER

Address Bismarck, N. Dakota

Dec. 5	Railroad Fare Bismarck to Washington	\$ 57.74
	Pullman fare Bismarck to Washington	15.75
	Luncheon .95, Dinner .95, Tips .30	2.20
6	Breakfast .95, Luncheon Chicago .95, Taxi- cab .75	2.65
	Dinner .95, Tips .50	1.45
7	Breakfast .95, Taxicab Washington .65, Tips .25	1.85
10	Hotel Lafayette (Voucher attached)	28.90
	Tips around Hotel 3 days .75, telegram .60, Taxi 1.00, phone .65	3.00
	Taxicab to depot .....	.50
	Dinner on train .95, Tips .15	1.10
11	Breakfast .95, Lunch .95, Chicago Dinner .95, Tips .30	3.15
12	Breakfast .95, Lunch .95, Dinner .95, Tips .30	3.15
	Railroad Fare Washington to Bismarck	57.74
	Pullman fare Washington to Bismarck	15.75
	(No vouchers for railroad fare or pullman fare attached as the trip was made by auto- mobile and regular fare only was charged)	

 \$194.93

CHARGE Missouri River Commission FUND

NOTE—Chapter 244, S. L. N. D., 1915: No claim shall be audited or paid until a full itemized statement shall have been furnished. All items of \$1.00 or more shall be covered by receipt signed by person to whom money was paid, and shall show at what place, on what date, and for what purpose the money expended was paid. STATE AUDITOR.

THE STATE AUDITING BOARD

APPROVES \$194.93

BERTA E. BAKER,

President State Auditing Board Pres. Pro Tem.

Jan. 15, 1932.

DEPARTMENT APPROVAL
Goods Received—Service Performed

ROBT. E. KENNEDY,
State Engineer.
January 6th, 1932.

No. 753227

CERTIFICATE

I do hereby certify that the within bill, claim, account or demand, is just and true; that the money therein charged was actually paid for the purposes therein stated; that the services therein charged were actually rendered and are of the value therein charged; that no part of such bill, claim, account or demand has been paid; and that the goods therein charged were actually delivered and were of the value charged.

Sign Here G. A. FRASER

If signed for a Firm or Company
Show Authority on this Line.

*
TAKE NOTICE

Chapter 244 of the 1915 Session Laws.

“ * * * * * Provided, that any person, firm or company, falsely certifying or certifying to any false bill, claim, account, or demand, as hereinbefore set forth, shall upon conviction forfeit his right to collect such bill, claim, account or demand, or any part thereof, and shall further be subject to the penalty prescribed for one found guilty of committing a misdemeanor.” Also requires all items of expense of \$1.00 and over to be covered by sub-vouchers.

PROCEEDINGS HAD BY THE JOINT
CAPITOL BUILDING INVESTIGATING COMMITTEE

Eight O'clock, Thursday Morning,

February 2nd, 1933.

* * * * *

Senator Matthaei: The Committee will come to order. Let the Minutes show all members of the Investigating Committee are present, and we will continue without public hearing.

(HERMAN A. BROCOPP)

Herman A. Brocopp, having been previously sworn, is recalled as a witness.

EXAMINATION BY SENATOR C. G. BANGERT

Q. Mr. Brocopp, you have been subpoenaed and requested to produce certain records from your office?

A. Yes, sir.

Q. Have you those records with you?

A. Yes, sir.

Q. Will you produce them? (Records produced).

Q. You have now produced certain documents which have been marked for the purpose of this record, Exhibit (49). I ask you, Mr. Brocopp, to read the contents of that letter into the record.

A. This is the Adjutant General's Voucher (4221), made in favor of the Standard Oil Company, for \$100.00, for coupon books Nos. 13419, 13531, 13532 and 13533, for the amount of \$25.00 each, bought from the Standard Oil Company at Minot, North Dakota, by G. A. Fraser, Adjutant General, on November 7th, 1931.

Q. And you may say whether or not that voucher has been paid, the amount of it?

A. The voucher was paid on December 9th, 1931.

Q. The amount was drawn from what funds?

A. Military funds of the State of North Dakota.

Q. You may state whether or not you have made any effort to trace the use of these coupon books?

A. I have.

Q. What effort did you make?

A. I called up the Standard Oil Company at Minot to find out when these books were cleared, when they were fixed out, and all I could about them. I have that letter in reply.

Q. Having correspondence from them in the nature of a letter?

A. A letter.

Q. I now show you a paper marked for the purpose of identification, Exhibit (50), and ask if that is the letter you received?

A. It is.

Q. How did you receive it?

A. By mail.

Q. Will you read the contents of that letter?

(The following is the letter which was written on stationery of the Standard Oil Company of Indiana, dated Jan. 31st, 1933).

Mr. Herman A. Brocopp,
Adjutant General,
Bismarck, North Dakota.

Dear Sir:

In compliance with your telephone conversation request of this morning with reference to the following coupon books.

According to our records, we list date sold, first number and last number used in these respective books:

Book No.	Date Sold	First Number	Last Number
13419	11-7-31	1-27-32	12-30-31
13531	11-7-31	11-19-31	11-30-31
13532	11-7-31	2-29-32	1- 9-32
13533	11-7-31	12-10-31	2-29-32

You will note that for Book No. 13419 it is shown that the first number was used January 27, 1932, and the last number is reported December 30, 1931. Book No. 13532 shows the first number February 29, 1932 and the last number as January 9, 1932.

Our explanation of this is that these books were evidently started somewhere out of our territory and we did not receive the information from the field in which these books were started until the entire amount had been used from the books and cleared through our records. This happens quite frequently when coupon books are used for cross country travel out of our North Dakota territory.

We hope that this is the desired information.

Yours truly,

WJB:SMM

C. H. DODD. (Signed)

Senator Bangert: I offer in connection with this examination, these two exhibits.

Senator Matthaei: The same will be received.

Senator Bangert: That is all.

(FRANK L. ANDERS)

Frank L. Anders, who was previously sworn, is recalled as a witness.

EXAMINATION BY SENATOR C. G. BANGERT

Q. Mr. Anders, I think you have testified heretofore that you and General Fraser made a trip south by automobile?

A. Yes, sir.

Q. Have you any memorandum from which you can tell us where you were between November 19, 1931, and November 30, 1931?

A. Yes, I have compiled, I have my expense account which indicates.

Q. By the way, for the purpose of the record, I think your testimony is that you were traveling with General Fraser in his automobile?

A. Yes, sir.

Q. Will you tell us where you were on November 19th, 1931?

A. The morning of November 19th, we were in St. Paul.

Q. Just give us your itinerary from there until Nov. 30th.

A. Arrived at Lake Geneva, Wisconsin, November 19th, left Lake Geneva, November 20th; arrived in Chicago, November 20th, left Chicago, November 26th; arrived in Decatur, Illinois, November 26th, left Decatur, Illinois, November 27th; arrived at Dyersburg, Tenn., November 27th, left Dyersburg, Tenn., November 28th; arrived in Jackson, Mississippi, November 28th, left Jackson, Mississippi, November 29th; arrived, Hammond, La., November 29th, left Hammond, November 30th; arrived at Baton Rouge, La., November 30th, 1931. General Fraser preceded on, left me at Baton Rouge, and two or three days later I proceeded to New Orleans to see the architect of the building, and from there on I came home by train.

Q. During that trip, Mr. Anders, did you pay any part of the transportation expenses?

A. Yes, sir.

Q. To whom?

A. General Fraser.

Q. What part of the transportation expenses did you pay?

A. I paid the railroad fare from Bismarck to Baton Rouge.

Q. Will you give us the amount?

A. \$64.22.

Q. To whom did you pay it?

A. General Fraser.

Q. How did you pay it?

A. By check.

Q. By the way, have you the cancelled checks?

A. Yes, sir.

Q. Will you produce it? (Check produced).

Q. Now, I show you a paper marked for the purpose of identification, Exhibit (51), and ask you if that is the cancelled check?

A. Yes, sir.

Q. And you delivered that to General Fraser, did you?

A. Yes, sir.

Q. I understand that is in payment for your part of the automobile expenses on that trip while you were with him?

A. Yes, sir.

Senator Bangert: We offer in evidence Exhibit (51).

Senator Matthaei: It will be received.

(Exhibit (51) was read in the record by Senator Bangert, and is as follows)

Fargo, North Dakota, 12/22/31 193__ No.____

The MERCHANTS NATIONAL BANK
AND TRUST COMPANY

Pay to the		
Order of	G. A. Fraser	\$64.22
Sixty-Four and 22/100	_____	DOLLARS
(Transportation)		

F. L. Anders (Signed)

Endorsed by G. A. Fraser.

Senator Bangert: That is all, Mr. Anders.

Mr. Chairman, I move you that copies of these Exhibits (49), (50) and (51) be attached to and certified with the resolution adopted this morning, together with that part of Mr. Anders' testimony, certifying, or indicating, rather, the purpose for which these vouchers were issued, and also indicating the payment of his portion of the traveling expenses on that trip.

Representative Peterson: I second the motion.

Senator Matthaei: Gentlemen, you have heard the motion. All in favor of that motion manifest by saying "aye."

Opposed—

Carried—Unanimously.

* * * * *

I, Clifford Jansonius, Official Reporter for the Capitol Investigating Committee, do hereby certify that the above and foregoing typewritten matter is a true, correct and com-

plete transcript of my shorthand minutes taken at the hearing in the above investigation.

Dated at Bismarck, North Dakota,

This 2nd day of February, 1933.

CLIFFORD JANSONIUS,
Reporter.

This voucher must be executed in duplicate and forwarded to Adjutant General, Bismarck

APPROPRIATION: "MAINTENANCE OF NATIONAL GUARD."

STATE OF NORTH DAKOTA State of N. D. Bismarck, N. D.
N. D. National Guard

To STANDARD OIL CO. (IND.), Dr.
Address MINOT, N. D.

193.. Date	Items	Amount Dollars Cents
11/7/31	Coupon books Nos. 13419, 13531, 22, 23 at \$25.00	\$100.00
	Total	\$100.00

I hereby certify that the foregoing bill is correct and just and that payment therefore has not been received.
(To be signed by party rendering bill)

STANDARD OIL CO. (IND.)
By R. H. DODD, Mgr.

I hereby certify that the articles above have been received by me in good condition, or the services performed as stated; that they were necessary for the public service; that the prices charged are just, reasonable and according to contract.

Signature and official designation of } _____
officer under whose supervision serv- } _____
ices were rendered or goods furnished. }

If bill is for cash paid out, subvouchers for all sums exceeding \$1.00 must be attached.

STATE OF NORTH DAKOTA
MILITARY DEPARTMENT
Voucher No. 4221
\$100.00

Bill of STANDARD OIL CO.

OFFICE OF ADJUTANT GENERAL

Bismarck, North Dakota,
December 9, 1931.

I hereby certify that the within account is correct and

justly due, and that no part of same has been paid and the same is hereby approved for \$100.00.

G. A. FRASER,
Adjutant General.

OFFICE OF CHIEF OF SUPPLY

Filed, 12/16, 1931.

Paid /16, 1931.

6. Transportation —√—

Fargo, North Dakota 12/22/31 193__ No.

THE MERCHANTS NATIONAL BANK
And Trust Company

Pay to the Order of G. A. FRASER\$64 22/100
Sixty Four and 22/100Dollars

F. L. ANDERS,
Ex. 51 C. J.

Transportation

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman,

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

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

In line 17 after the word "years" insert the following "and if no school house or other building is located upon such site (comma)".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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

In subsection 8, line 20, after the word "debtor" strike out the period and insert the following words, "on not to exceed 160 acres in one tract occupied by the debtor (period)".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

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

On page 2 in line 21, in Section 1 after the word "population" following the period, insert the following: "Provided, however that the governing board of any such city, park board, village or school district, may provide for such examination by a certified public accountant, and in such case the state examiner shall not be required to make such examination. Copies of the report of such examination made by a certified public accountant shall be filed with the State Bonding Department, and with the state examiner, not more than thirty days after the date of such report."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 108. A Bill for an Act Providing for the Transferring of Real Estate Acquired by Counties Under Tax Title to the Original Owner of His Assignee.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

A minority of the Committee on State Affairs made the following report :

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 9, Chapter 1, Session Laws 1925 (Supp. Compiled Laws 1913, Section 3099a9) Providing that Fees of Abstractors Shall be Allowed to be Reasonable and in No Case Shall Exceed the Prescribed Schedule; and prescribing the Fees to be Charged by Abstractors for Certain Specified Items of Service.

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

C. O. ARNESON,
R. R. LOFTHUS,
OLE ETTESTAD.

The majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 9, Chapter 1, Session Laws 1925 (Supp. Compiled Laws 1913, Section 3099a9) Providing that Fees of Abstractors Shall be Allowed to be Reasonable and in No Case Shall Exceed the Prescribed Schedule; and prescribing the Fees to be Charged by Abstractors for Certain Specified Items of Service.

Have had the same under consideration and recommend that the same be indefinitely postponed.

LEWIS HAGEN,
ANDREW JOHNSTON,
KARL H. BRUNSDALE,
L. L. TWICHELL,
J. D. HOLTHUSEN,
MILTON RUE,
O. C. OLSON,
J. W. BAILEY,
W. J. GODWIN.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Sundby moved that the report of the minority be substituted for the report of the majority.

Which motion was lost.

The question then being on the motion of Mr. Aljets that the report of the majority be adopted.

Which motion prevailed.

Mr. Rue moved that the vote by which House Bill No. 111 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:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

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

In Section 1, following the "title strike out "Beginning three months after the passage and approval" and insert in lieu thereof "Three months from and after the taking effect."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

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

Strike out everything after the words "A BILL," and insert in lieu thereof the following:

FOR AN ACT to Amend and Re-enact Section 8073 of the Compiled Laws of North Dakota for the Year 1913, Authorizing Foreclosure of Real Estate Mortgages by Advertisement by Restricting the Remedy of Foreclosure by Advertisement to Mortgages Executed to the Manager of The Bank of North Dakota and by Him Assigned to the

State Treasurer of the State of North Dakota, as Trustee for the State of North Dakota, and Mortgages Negotiated by the Board of University and School Lands to the State of North Dakota, as Mortgagee, Providing a Saving Clause.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That Section 8073 of the Compiled Laws of North Dakota for the year 1913 be amended and re-enacted to read as follows:

Sec. 8073. POWER OF SALE. FORECLOSURE AUTHORIZED.) Every mortgage of real property heretofore or hereafter executed to the Manager of the Bank of North Dakota, as mortgagee, and by him assigned to the State Treasurer, as Trustee for the State of North Dakota, and every mortgage negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee, containing a power of sale, may, upon default being made in the conditions of such mortgage, be foreclosed by advertisement in the cases and in the manner provided by law, and from and after the passage and approval of this Act no other mortgage of real property shall be so foreclosed, but must be foreclosed by action.

Sec. 2. SAVING CLAUSE.) Provided, however, that no foreclosure of any mortgage heretofore executed to any mortgagee, other than the Manager of the Bank of North Dakota, and by him assigned to the State Treasurer, as Trustee for the State of North Dakota, and any mortgage negotiated by the Board of University and School Lands to the State of North Dakota, which is now pending or in which notice before foreclosure shall have been served at the time of the taking effect of this Act, shall be affected hereby, and such foreclosure may proceed to completion in the same manner and with the same force and effect as if this Act had not been passed.

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

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

R. E. SWENDSEID,
Chairman.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also,

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Which the House has passed unchanged.

Also transmit:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Lillehaugen moved that House Bill No. 74 be removed from the Calendar and re-referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Aljets asked permission to withdraw House Bill No. 96.

Which request was granted.

Representative Etestad introduced:

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

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

WHEREAS, under the Constitution and Laws of this State, the Board of University and School Lands has the full control of the selecting, appraisalment, rental, sale, disposal and management of all school and public lands of the State of North Dakota; and,

WHEREAS, because of the low price of farm products and adverse conditions, there are numerous reliable and bona fide farmers who are unable to pay the rental on the cultivated lands which they have leased from the State, or are unable to pay the interest or installment on their State Land Contracts;

NOW, THEREFORE, BE IT RESOLVED: That the House of Representatives of the State of North Dakota, the Senate concurring, urges the Board of University and School Lands to refrain from cancelling any State Land Contracts, except in cases where absolutely necessary, or where the contract holder has abandoned the premises, and that in the collection of rentals for cultivated lands, it be as lenient as public policy will permit.

AND BE IT FURTHER RESOLVED that the Secretary of State of the State of North Dakota be and he is hereby instructed to forward a duly authenticated copy of this

resolution to the Secretary of the Board of University and School Lands of the State of North Dakota.

FIRST AND SECOND READING OF HOUSE BILLS

The Committee on State Affairs introduced

House Concurrent Resolution No. 9. A Concurrent Resolution Providing for an Amendment to Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Articles 29 of the Amendments Thereof, Relating to the Taxation of Property.

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

Mr. Lynch moved that the House temporarily pass over the 10th and 13th Orders of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

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, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Peters
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bailey	Holte	Piper
Bettenhausen	Holthusen	Place
Biewer	Homnes	Rathbun
Born	Isaak	Rindy
Broschat	Jardine	Rue
Brunsdale	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Johnston	Savre
Crockett	Jones	Schauss
Cunningham	Kapfer	Scholl
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espelund	Lofthus	Sticka
Ettestad	Lund	Sundry, McLean

Messrs.	Messrs.	Messrs.
Falconer	Lynch	Sundby, Renville
Fedje	McInnes	Svingen
Fitch	McKellar	Swendseid
Fitzgerald	McManus	Symington
Flannigan	Morgan	Thompson
Flaten	Nelson, Dickey	Treffry
Fuglestad	Nelson, Morton	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Godwin	Oglesby	Young
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Mostad	Nelson, Ward	Stoa
Muus	Patterson	Strutz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Swett	Traynor

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which House Bill No. 72 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre

Messrs.	Messrs.	Messrs.
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson,McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	
Henrickson	Owings	

Absent and not voting:

Messrs.	Messrs.
Godwin	Swett
Johnson	Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1926, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, 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, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper

Messrs.	Messrs.	Messrs.
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Swett	Traynor

So the bill passed and the title was agreed to.

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the Meaning of Chapter 117 of the Session Laws of 1917, being Sections 2889c1 to 2889c6, inclusive of the 1925 Supplement.

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	Henrickson	Patterson
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sandleie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson,McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	
Hanson, Stark	Owings	

Absent and not voting:

Messrs.	Messrs.
Holte	Swett
Johnson	Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1933, Whether Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were 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, 96; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Oglesby
Anderson, Logan	Hanson, Stark	Olson, Adams
Anderson, Sargent	Hill	Opdahl
Anfinson	Hillman	Owings
Arneson	Holte	Patterson
Bailey	Holthusen	Peters
Bettenhausen	Homnes	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Born	Jardine	Piper
Broschat	Jensen	Rathbun
Brunsdale	Jodock	Rindy
Carlson	Johnston	Rue
Correll	Jones	Sandlie
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lavik	Shurr
Erickson, McKenzie	Lofthus	Smith
Erickson, McLean	Lund	Solberg
Espeland	Lynch	Sprenger
Ettestad	McInnes	Steedsman
Falconer	McKellar	Sticka
Fedje	McManus	Strutz
Fitzgerald	Morgan	Sundby, Renville
Flannigan	Mostad	Svingen
Flaten	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gessner	Nelson, Morton	Thompson
Gilbertson	Nelson, Ward	Treffry
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wright
Hagen	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Olson, Bowman	Twete
Hanson, Benson	Place	Wolf
Henrickson	Stoa	Madam Speaker
Lemke	Sundby, McLean	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Lillehaugen	Swett
Johnson	Sannes	Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 2, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Also,

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Also,

Senate Bill No. 85. A Bill for an Act to amend and reenact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and reenact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also return,

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; 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, 105; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Opdahl
Anderson, Sargent	Henrickson	Owings
Anfinson	Hill	Patterson
Arneson	Hillman	Peters
Bailey	Holte	Peterson, Bottineau
Bettenhausen	Holthusen	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jardine	Place
Broschat	Jensen	Rathbun
Brunsdale	Jodock	Rindy
Carlson	Johnston	Rue
Correll	Jones	Sandlie
Crockett	Kapfer	Sannes
Cunningham	Larson, Nelson	Savre
Dahl	Larson, Ransom	Schauss
Dittmer	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McKellar	Stoa
Fedje	McManus	Strutz
Fitch	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flannigan	Muus	Svingen
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.
Homnes
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Scholl	Swendseid
McInnes	Swett	Traynor

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

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:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 185 of the Laws of the State of North Dakota for 1931 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

And recommend that same be referred back to the House without action.

Also, the Committee of the Whole have had under consideration

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

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

Section 1, line 22, strike out the word "six" and insert thereof the word "seven."

Section 1, line 24, following the word "schools" insert a comma and add the following: "one to be transmitted to the depository bank."

"Section 1, line 37, strike out the word "close" and insert the word "beginning."

Section 1, between the lines 68 and 69, insert line 68½, to read as follows: "Balance at the close of the year."

And when so amended recommend that the same do pass.

Also, the Committee of the Whole have had under consideration

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

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

On page 1, Section 1 and in line 4 strike out the word "and" and insert in lieu thereof the word "any."

And recommend a further amendment as follows:

In line 1 of Section 1 following the figure "1" insert "Amendment."

In line 3, following the figures "7770" insert "Amercement of Sheriff."

And when so amended recommend that the same do pass.

Also, the Committee of the Whole have had under consideration

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

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

On page 2 in Section 2, and in line 11, strike out the last two words "in the" and in line 12 strike out the words "Bank of North Dakota on time or demand deposit" and insert in lieu thereof the following "by the County Treasurer, as are other public funds."

And when so amended recommend that the same do pass.

F. PAUL SMITH,
Chairman.

Mr. Lynch moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 62 be re-referred to the Committee on Highways and Bridges.

Which motion prevailed.

Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Carlson introduced:

House Bill No. 140. A Bill for an Act Providing that No Person or Corporation Shall Open or Maintain a Branch or

Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Shall Be Obtained; Providing a Schedule of Annual License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of this Act.

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

The Committee on State Affairs introduced:

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County Officers.

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

Mr. McInnes (by request) introduced

House Bill No. 142. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 89 of the Session Laws of North Dakota for the Year 1927, Relating to the Licensing of Non-resident Auctioneers.

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

Messrs. Lofthus and Larson of Nelson introduced:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 of the Laws of North Dakota for 1929, as Amended by Chapter 189 of the Session Laws of North Dakota for the Year 1931, Providing for the Purchase of Motor Vehicle Fuel, Exempt Under the Law, Without Paying an Initial Tax Therefor, and Providing the Method by Which the Same May Be Done, Repealing All Acts and Parts of Acts in Conflict Herewith, Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

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

Messrs. Swendseid and Muus introduced:

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

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

Mr. Homnes introduced:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 2079b1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Issuance

of Certificates of Indebtedness by Counties, Cities, Villages, Townships, School Districts, Park Districts and Irrigation Districts.

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

Mr. Hill introduced:

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4. Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1913.

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

Mr. Hill introduced:

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

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

Mr. Peterson of Mountrail introduced :

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling, and Declaring an Emergency.

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

Mr. Homnes introduced:

House Bill No. 149. A Bill for an Act to Amend and Re-enact Section 2157 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 228 of the Session Laws of North Dakota for 1929, Relating to Tax Receipts and the Contents Thereof, and Requiring that the Same Be Issued in Triplicate.

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

Mr. Homnes introduced:

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

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

Mr. McManus introduced:

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden,

to Be Used and Maintained as an International Peace Garden, and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Was read the first and second times and referred to the Committee on School and Public Lands.

Mr. McManus introduced:

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

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

Mr. Godwin introduced:

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

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

Mr. Sandlie introduced:

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

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

Mr. Swendseid introduced:

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

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

Mr. Cunningham introduced:

House Bill No. 156. A Bill for an Act Creating a Board of Estimate and Taxation in Cities Having a Population of Five Thousand Inhabitants or More, and Prescribing the Duties of Such Commission.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Messrs. Svingen and Crockett introduced:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

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

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

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

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

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

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

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

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

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

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

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

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1911.

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

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota

for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

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 H. L. Barthel, Hazen; E. P. Ritter, Burnstad; Wm. Kroeber, Napoleon; Henry Allmara, F. F. Allmara, Christ Taverner, New Rockford; A. R. Bradley, Grace City; George Fugina, New Rockford; J. A. Gray, Lisbon; Sigmund Grande, Ed Nelson, Leslie G. Gasal, C. B. Joos, Jamestown; C. D. Mason, Jack McLachlin, Bismarck; Geo. P. Wolf, Wahpeton; Mrs. Fred Wanner, Jamestown; Bertel Jacobson, Louis Rubbel, Minot; E. R. Helbling, Mandan; W. E. Black, Fargo; Steve Arman, Bismarck; Mrs. L. Loveland, Mrs. F. A. Johnson, Mandan; C. P. Ritter, Burnstad; J. W. Evans, Carson; Dr. Harriman, Grand Forks; Wm. Long, Buchanan; John Schell, Wilton; Carl Martinson, Bismarck; R. E. Hatt, Inkster; Joseph Augustine, Fritz Nelson, Grand Forks.

Mr. Lynch moved that the House recess until 1:55 p. m., tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 3, 1933.

The House convened at 1:55 p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

THIRTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 3, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. C. E. Van Horn.

Roll Call: All members present except Representatives Johson, Lund and Traynor.

Mr. Nelson of Dickey moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

On page 19, line 13, correct spelling of "had".

Journal of February 1, page 6, change roll call to show Solberg voting "aye".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by G. E. Abelein of Anamoose and 37 others urging retention of Fish and Game funds by that department as at present provided, was read and referred to the committee on Game and Fish.

A resolution adopted by the Pastoral Conference of the North Dakota district of the Norwegian Lutheran Church of America, signed by its Secretary, opposing repeal of North Dakota blue laws, was read and referred to the Committee on Temperance.

A communication addressed to the House of Representatives signed by Mrs. A. B. Cary of Kenmare urging tax relief, was read and referred to the Committee on Tax and Tax Laws.

A communication from the Belfield Business Men's Association signed by T. L. Eslick, Secretary, protesting the passage of House Bill 62, was read and referred to the Committee on Highways and Bridges.

Communications urging retention of prohibition enforcement laws signed by W. J. Bleakley of Casselton and 13 others, F. R. Brokaw of Fullerton, J. H. McDonald of Ellendale and 37 others, Rev. Theodore Torgerson of Ashley and 29 others, Mrs. J. E. Anderson of Rugby and 55 others, W. W. Smith of Neche and 75 others, C. J. Flagstad and E. M. Matteson on behalf of the Zion Lutheran Free Church of Hillsboro.

Were read and referred to the Committee on Temperance.

A communication addressed to the Legislative Assembly, signed by Vivian Sweeney of Arvilla, was read and referred to the Committee on State Affairs.

A communication addressed to the members of the House of Representatives, signed by Roy N. Johnson of Cartwright, former House member, opposing passage of House Bill No. 67 providing for repeal of county agent work, was read and referred to the Committee on State Affairs.

A communication, in the form of a resolution, from J. T. Hoge of Fargo, former House member, asking amendment of prohibition statutes to provide that the buyer and seller of intoxicating liquor are equally guilty, making acceptance or gift of intoxicating liquor equivalent to selling, that find-

ing any person intoxicated be considered conclusive evidence that he has bought such liquor, doubling of the penalty when any person being prosecuted refuses to divulge source from which liquor was obtained, was read.

Mr. Godwin moved that the resolution be accepted and printed in the Journal.

Mr. Swett moved as a substitute motion that the resolution be not printed.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR
State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

January 27, 1933.

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 Concurrent Resolution No. 5.

Very truly yours,

WILLIAM LANGER,
Governor.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Which the House has amended.

I also transmit:

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Also,

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and

Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam 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 to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

And find the same correctly enrolled.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 12. A Bill for an Act to Amend and Re-enact Subdivision (b) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapters 165 and 167 of the Session Laws of 1929, being an Act to Provide for the Taxing and Licensing of Motor Vehicles and Trailers, the Creation of a Department of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, his Powers and Duties, Establishing the Distribution of Fees Received Therefrom, Fixing Penalties for the Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and for a Law Relating to the Subject Matter of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Way and Means to whom was referred:

House Bill No. 17. A Bill for an Act Providing that it shall be Unlawful for any Executive, Legislative, Ministerial or Judicial Officer to Employ, Appoint, or Vote for the Employment or Appointment of any Person Related to him by

Affinity or Consanguinity within the Third Degree, and further Providing when Employment of Relatives is Unlawful, and when Unlawful to Pay Salary in Certain Cases, and when an Employment or Appointment is Unlawful, and when Relatives cannot hold Office, and Officers Affected, and Penalty for Violation of this Act, and Providing that a Violation of this Act is Cause for Removal from Office; and this Act shall be Cited as the Law on Nepotism; and Making the Act an Emergency Measure, and Repealing all Other Acts and Parts of Acts in Conflict Herewith.

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

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

For an Act providing that it shall be unlawful for any Executive, State or Ministerial officer to employ, appoint or vote for the employment or appointment of any person related to him by affinity or consanguinity within the second degree; and providing a penalty for violation.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:**

Section 1. It shall be unlawful for any executive, state or ministerial officer to employ, appoint or vote for the employment or appointment of any person, related to him by affinity or consanguinity within the second degree, to any clerkship, office position, employment or duty in any department of the state, or in any district or county government of which such executive, state or ministerial officer is a member, when the salary, wages, pay or compensation of such employees is to be paid out of the public funds or fees of such office.

Section 2. It shall be unlawful for any executive, state or ministerial officer mentioned in the preceding section to draw or authorize the drawing of any warrant or authority for the payment out of any public fund for the salary, wages, pay or compensation of any such ineligible person.

Section 3. It shall be unlawful for any executive, state or ministerial officer to employ, appoint and furnish employment for any person whose services are to be rendered under his direction and control and paid out of the public funds, and who is related by either blood or marriage within the second degree to any other executive, state or ministerial officer when such employment or appointment is made in part consideration that such other officer or employee shall appoint and furnish employment to anyone so related to such officer making such appointment.

Section 4. This act shall not apply to the judicial department of the state, nor to school district directors or township officer.

Section 5. Any executive, state or ministerial officer who shall violate any provision of this act shall be deemed guilty

of a misdemeanor and shall be punished by fine of not less than \$100.00 or more than \$500.00 for the first offense and not less than \$500.00 or more than \$2,000.00 for the second offense.

PETER PETERSON,
GILBERT SUNDBY,
H. D. PIPER,
H. A. RINDY,
LOUIS ENDRES,
J. M. THOMPSON,
K. A. FITCH.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 30. A Bill for an Act Amending and Re-enacting Section 965 Compiled Laws 1913 Providing for the Delivery of Ballots and Other Election Supplies by the County Auditors to the Inspectors of Election in Each Precinct of Their Respective Counties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 42. A Bill for an Act Providing the Manner of Giving Notice of Annual School Elections, Holding the Same, Canvassing Votes Cast and Issuing Certificates of Election Thereon; in School Districts the Territory Comprising Which is Identical with that of the Township in which Such School District is Situate; and Combining Such Annual School District Election and the Annual Election of Officers of Such Township.

Have had the same under consideration and recommend that the same be indefinitely postponed .

C. J. HANSON of Barnes,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 185 of the Laws of the State of North Dakota for 1931 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

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

Amendments in the printed Bill.

In line 1 of the title strike out the figures "185" and substitute therefore "166" and insert the word "Session" before "Laws".

In line 2 of the title strike out the figures "1931" and substitute therefore the figures "1929".

Section 1, line 1, strike out the figures "185" and insert in lieu thereof "166".

Section 1, line 2, strike out the figures "1931" and insert in lieu thereof "1929".

Section 1, line 15, strike out the word "he" and insert in lieu thereof "The state treasurer".

Section 1, line 42, strike out the period and place in lieu thereof a comma and the following words: "Provided, however, that these funds may be used for Poor Relief when deemed advisable by the County Commissioner".

And when so amended recommend the same do pass.

W. J. FLANNIGAN,
Chairman.

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

The minority of the Committee on Highways and Bridges made the following report

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. H. LYNCH,
A. C. JOHNSON.

The majority of the Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

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

R. R. SCHOLL,
C. F. CARLSON,
GEO. ALJETS,
J. T. NELSON,
MARTIN LUND,
R. E. SWENDSEID,
EINAR TWETE,
H. G. KAPFER,
F. BORN,
FRED SHURR,
GOTTLIEB ISAAK,
W. M. CROCKETT.

W. J. FLANNIGAN,
Chairman.

Mr. Flannigan moved that the report of the majority be adopted.

Mr. Lynch moved that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Flannigan that the report of the majority be adopted, the motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 75. A Bill for an Act Making Invalid Chattel Mortgages Upon Future Acquired Property and Upon Property Not Particularly Described in Such Mortgage.

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

In line 1 of Section 1, following the word "mortgage" insert the words "hereafter given". In the same line following the word "shall" strike out the comma and the word "hereafter (comma)". In line 2 of Section 1. following the word "property" strike out the comma. In line 3 of the same Section following the word "nor" strike out the comma. In line 4 of Section 1, after the word "nor" strike out the comma and the following words "upon increase of stock mentioned in

such mortgage (comma) nor (comma)". In line 6 after the word "mortgage", strike out the balance of the section and insert the following "except upon increase of livestock mentioned in such mortgage (period)."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 86. A bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 87. A bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

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

On page 2, and in line 12, strike out the words "two thousand" also the figures "\$2,000.00" and insert in lieu thereof "two thousand five hundred" also insert the figures "\$2,500.00" enclosed in parenthesis.

In lines 15 and 16 strike out the words "two thousand" also the figures "\$2,000.00" and insert the words "two thousand

five hundred", also insert the figures "\$2,500.00" enclosed in parenthesis in lieu thereof.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report be adopted.

Mr. Scholl moved, as a substitute motion, that House Bill No. 92 be re-referred to the Judiciary Committee.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 95. A Bill for an Act to Amend and Re-enact Section 1990m of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to District and Township Overseers of Highways, and Election or Appointment, Defining Their Duties, Providing for Their Compensation, 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. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

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

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

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

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the House extend the courtesies of the floor to Mr. Oliver Eielson.

Which motion prevailed.

Mr. Twichell moved that the House extend the courtesies of the floor to Mr. Peter Baseflug.

Which motion prevailed.

Mr. Swett moved that the House reconsider the vote by which the House accepted the resolution forwarded by J. T. Hoge of Fargo.

Which motion prevailed.

Mr. Swett moved that the House reject the resolution, and that the person forwarding such resolution be notified of such action by the House.

Which motion prevailed.

Mr. Ettestad moved that 1,000 extra copies of the Journal of February 2nd be printed.

ROLL CALL

The question being on additional Journals, 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	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Homnes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Peterson, Bottineau	Traynor

Which motion prevailed.

Mr. Shurr requested an extension of time on House Bill No. 44.

Which request was granted.

Mr. Godwin moved that House Bill No. 76 and House Bill No. 77 be re-referred to the Committee on State Affairs.

Mr. Fitch moved as a substitute motion that House Bill No. 76 and House Bill No. 77 be referred to the Committee on Ways and Means.

Which motion was lost.

Mr. Godwin withdrew his motion.

Mr. Fitch moved that the Temperance Committee be discharged from further consideration of House Bill No. 76 and House Bill No. 77.

Which motion was lost.

Mr. Twichell moved that the rules be suspended for the purpose of amending House Bill No. 32.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 32 be amended by striking off Section 2, the emergency clause.

Which motion prevailed.

Mr. Swett moved that House Bill No. 32 be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

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, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith

Messrs.	Messrs.	Messrs.
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson,McKenzie	Lofthus	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.
Homnes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Nelson, Dickey	Traynor
Lund	Steedsman	

So the bill passed and the title was agreed to.

Which motion prevailed.

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

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, 30; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Oglesby
Anderson, Logan	Henrickson	Olson, Adams
Anderson, Sargent	Hill	Olson, Bowman
Arneson	Holte	Owings
Bailey	Holthusen	Patterson
Bettenhausen	Homnes	Peters

Messrs.	Messrs.	Messrs.
Biewer	Isaak	Peterson, Bottineau
Born	Jensen	Piper
Brunsdale	Jodock	Place
Crockett	Johnston	Rathbun
Cunningham	Kapfer	Rindy
Dittmer	Larson, Nelson	Rue
Endres	Larson, Ransom	Sannes
Erickson, McKenzie	Lavik	Schauss
Espeland	Lemke	Shurr
Ettestad	Lillehaugen	Smith
Falconer	Lofthus	Solberg
Fitch	Lynch	Steedsman
Fitzgerald	McKellar	Sticka
Flannigan	Mostad	Stoa
Flaten	Muus	Sundby, McLean
Gessner	Nelson, Ward	Svingen
Gilchrist	Niewoehner	Symington
Hagen	Noben	Thompson
Hanson, Barnes	Odegard	Treffry
Hanson, Benson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Jardine	Scholl
Broschat	Jones	Sprenger
Carlson	McInnes	Strutz
Correll	McManus	Sundby, Renville
Dahl	Morgan	Swett
Erickson, McLean	Nelson, Dickey	Swendseid
Fedje	Nelson, Morton	Wolf
Fuglestad	Opdahl	Wright
Gilbertson	Peterson, Mountrail	Young
Hillman	Savre	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	Sandlie	Twete
Johnson	Traynor	Twichell
Lund		

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which House Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

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, 2; absent and not voting, 8.

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Owings
Anderson, Logan	Holte	Patterson
Anderson, Sargent	Holthusen	Peters
Anfinson	Homnes	Peterson,Bottineau
Arneson	Isaak	Peterson,Mountrail
Bailey	Jardine	Piper
Bettenhausen	Jensen	Place
Biewer	Jodock	Rathbun
Born	Johnston	Rindy
Broschat	Jones	Rue
Brunsdale	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Schauss
Crockett	Lavik	Scholl
Dahl	Lemke	Shurr
Dittmer	Lillehaugen	Smith
Endres	Lofthus	Solberg
Erickson,McKenzie	Lynch	Sprenger
Espeland	McInnes	Steedsman
Ettestad	McKellar	Sticka
Falconer	McManus	Stoa
Fedje	Morgan	Strutz
Fitzgerald	Mostad	Sundry, Renville
Flannigan	Muus	Svingen
Flaten	Nelson, Dickey	Swett
Fuglestad	Nelson, Morton	Swendseid
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Treffry
Hagen	Odegard	Twichell
Hanson, Barnes	Oglesby	Wolf
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Opdahl	Madam Speaker
Hill		

Those voting in the negative were:

Messrs.	Messrs.
Erickson, McLean	Sundry, McLean

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Johnson	Traynor
Fitch	Lund	Twete
Godwin	Sandlie	

So the bill passed and the title was agreed to.

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials

from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lynch	Steedsman
Espeland	McInnes	Sticka
Ettestad	McKellar	Stoa
Falconer	McManus	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Johnson	Traynor
Godwin	Lund	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 3, 1933.

Madam Speaker: I have the honor to transmit herewith enrolled Senate Bills 45, 42, 14, 37 and 12, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 121. A Bill for an Act to amend and reenact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The House returned to the Eighth Order of Business.

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

The Speaker signed the same in the presence of the House.

The House returned to the Seventh Order of Business.

Mr. Niewoehner moved that the vote by which we declined to reconsider House Bill No. 111 be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that the vote by which House Bill No. 111 was indefinitely postponed be reconsidered.

Which motion lost.

Mr. Swendseid moved that Senate Bill No. 54 be referred to the Judiciary Committee.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flannigan	Nelson, Morton	Swendseid
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Henrickson		

Those voting in the negative were:

Messrs.

Arneson

Absent and not voting:

Messrs.

Cunningham

Godwin

Isaak

Messrs.

Johnson

Lund

Muus

Messrs.

Rue

Scholl

Traynor

So the bill passed and the title was agreed to.

GENERAL ORDERS

Mr. Henrickson 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. Henrickson to the chair.

When the Committee arose it submitted the following report:

Madam Speaker:

The Committee of the Whole have had under consideration

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

And recommend the adoption of the Standing Committee's amendment as follows:

In line 17 after the word "years," insert the following: "and if no school house or other building is located upon such site (comma)."

And when so amended recommend that the same do pass.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

And recommend the adoption of the Standing Committee's amendment as follows:

In subsection 8, line 20, after the word "debtor," strike out the period and insert the following words, "on not to exceed 160 acres in one tract occupied by the debtor (period)".

And the further amendment:

Strike out period, add comma, either as owner or tenant, as his homestead as defined by law.

Also the further amendment:

"Provided, however, that the provisions of this law will in no way affect the seed, farm labor or thresher liens."

And when so amended recommend that the same do pass.

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, in line 21, in Section 1, after the word "population" following the period, insert the following: "Provided, however that the governing board of any such city, park board, village or school district, may provide for such examination by a certified public accountant, and in such case the state examiner shall not be required to make such examination. Copies of the report of such examination made by a certified public accountant shall be filed with the State Bonding Department, and with the state examiner, not more than thirty days after the date of such report."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, following the title strike out "Beginning three months after the passage and approval" and insert

in lieu thereof "Three months from and after the taking effect."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the words "A BILL," and insert in lieu thereof the following:

FOR AN ACT to Amend and Re-enact Section 8073 of the Compiled Laws of North Dakota for the Year 1913, Authorizing Foreclosure of Real Estate Mortgages by Advertisement by Restricting the Remedy of Foreclosure by Advertisement to Mortgages Executed to the Manager of The Bank of North Dakota and by Him Assigned to the State Treasurer of the State of North Dakota, as Trustee for the State of North Dakota, and Mortgages Negotiated by the Board of University and School Lands to the State of North Dakota, as Mortgagee, Providing a Saving Clause.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That Section 8073 of the Compiled Laws of North Dakota for the year 1913 be amended and re-enacted to read as follows:

Sec. 8073. POWER OF SALE. FORECLOSURE AUTHORIZED.) Every mortgage of real property heretofore or hereafter executed to the Manager of the Bank of North Dakota, as mortgagee, and by him assigned to the State Treasurer, as Trustee for the State of North Dakota, and every mortgage negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee, containing a power of sale, may, upon default being made in the conditions of such mortgage, be foreclosed by advertisement in the cases and in the manner provided by law, and from and after the passage and approval of this Act no other mortgage of real property shall be so foreclosed, but must be foreclosed by action.

Sec. 2. SAVING CLAUSE.) Provided, however, that no foreclosure of any mortgage heretofore executed to any mortgagee, other than the Manager of the Bank of North

Dakota, and by him assigned to the State Treasurer, as Trustee for the State of North Dakota, and any mortgage negotiated by the Board of University and School Lands to the State of North Dakota, which is now pending or in which notice before foreclosure shall have been served at the time of the taking effect of this Act, shall be affected hereby, and such foreclosure may proceed to completion in the same manner and with the same force and effect as if this Act had not been passed.

And recommend the Bill be referred back to the House without action.

H. M. HENRICKSON,
Chairman.

Mr. Twete moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. C. T. Olson (by request) introduced:

House Bill No. 158. A Bill for an Act Relating to the Manner of Paying Salaries and Wages of Public Officials and Public Employees; Prescribing the Duties and Powers of the Board of County Commissioners and Other Governing Boards of Political Subdivisions; Prescribing the Duties of the Treasurers of Political Subdivisions and Their Liability, and Repealing All Acts or Parts of Acts in Conflict Therewith.

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

Messrs. Mostad and Sandlie introduced:

House Bill No. 159. A Bill for an Act Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining and Classifying Transportation by Motor Propelled Vehicles Affected Hereby; Providing Safety and Sanitary Regulations for the Operation of Motor Propelled Vehicles Used for the Purpose of Transporting Persons and Property for Compensation Over Any Public Highway; Providing for the Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for Penalties for the Violation Thereof.

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

Messrs. Mostad and Sandlie introduced:

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

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

Messrs. Mostad and Sandlie introduced:

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

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

Mr. Aljets introduced:

House Bill No. 162. A Bill for an Act to Secure the Attendance of Witnesses from Without the State in Criminal Cases.

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

Mr. Aljets introduced:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

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

Mr. Aljets introduced:

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 6002B, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Keeping of Repairs Within the State for Certain Machinery and Personal Property.

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

Messrs. Niewoehner and Olson of Adams introduced:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 2618 of the Supplement to the Compiled Laws of 1911 as Amended by Chapter 4, Session Laws for North Dakota for the Year 1931.

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

Messrs. Sandlie, Fitch and Schauss introduced:

House Bill No. 166. A Bill for an Act to Provide for the Regulation and Licensing of Horse Racing in the State of North Dakota; to Legalize and Permit the Pari-mutuel or Certificate Method of Wagering on the Results of Horse Races at Licensed Racing Meetings in said State, for the Purpose of Assisting in Raising Funds for the Promotion of

the Agricultural, Live Stock and Fair Exposition Conducted by the State and Counties of North Dakota, and Authorizing Such Fairs and Exposition to Permit the Wagering Upon the Results of Horse Races Through the Pari-mutuel or Certificate Method; and to Render Inapplicable Certain Acts in Conflict Herewith, and to Provide Penalties for the Violation Hereof.

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

Messrs Place, Noben and Olson introduced:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

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

Messrs Swett, Twichell, Flannigan and Homnes introduced:

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Messrs. Bettenhausen and Fitch (by request) introduced:

House Bill No. 169. A Bill for an Act to Prohibit the Sale of "Spring" Scales and Weights and Weighing Devices Operated Upon the Spring Principle and Providing Penalties for the Violation of this Act.

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

Mr. Hanson of Stark introduced:

House Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 182 of the Session Laws of the Year 1923, as Amended by Chapters 255 and 256 of the Session Laws for the Year 1927, and Further Amended by Chapters 273 and 274 of the Session Laws for the Year 1931, Providing for the Abolishment of the State Securities Commission, and Transferring the Operation of the Law to the State Banking Board, 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.

Mr. Peterson of Mountrail introduced:

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

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

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

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:

F. F. Allmaras, New Rockford; C. M. Grau, Minot; Henry Allmaras, New Rockford; Geo. Fugua, New Rockford; Crist Tavernas, New Rockford; Jack Crawford, New Rockford; Dr. John Crawford, New Rockford; E. P. Christensen, Minot; J. C. Mork, Bismarck; Mrs. Geo. Maroney, Bismarck; Mrs. G. G. Bowden, Wishek; Mrs. A. E. Sandlie, Grand Forks; I. P. Peterson, Minot; C. C. Swain, Mayville; Mike Egan, Westhope; J. K. Laporte, Bottineau; Jake Helm, Cathay; Ed. Lintzmier; Mrs. C. B. Nupen, Bismarck; Mrs. Joy W. Moller, Jamestown; Wm. Miller, Jamestown; Mrs. A. E. Sheehan, Bismarck; J. M. Piper, Ashley; Mrs. C. C. Larson, Bismarck; Donald Robinson, Bismarck; A. R. Bruhjill, Bismarck; W. F. Jeffries, Williston; A. C. Miller, Williston; A. M. Truh, Wing; Peter Baseflug, Dickinson; A. C. Pagenkopf, Dickinson; Wm. Quinlan, Dickinson; Aug. Breuhbarth, Wishek; Henry Smith, Wishek; Mrs. Thos. Whelan, St. Thomas; Mrs. John Kenelly, Mandan; Mrs. Culver Ladd, Bismarck; Agnes Schlecher, Mandan; Myrtle Powell, Mandan; R. J. Cauglin, Minot; Lila Snyder, Bismarck; Geo. A. Soule, Fargo; Burton Nelson, Bismarck; P. J. Boyle, Fargo.

Mr. Lynch moved that the House recess until 1:55 p. m. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 4, 1933.

The House convened at 1:55 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Twete moved that the House do now adjourn.

Which motion prevailed.

THIRTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 4, 1933.

The House convened at 2:00 o'clock p. m. pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Aandvik.

Roll Call: All members present except Representatives Fitzgerald, Godwin, Johnson, Lund, McKellar, Rathbun, Sandlie, Schauss, Swett, Traynor, Twichell, and Young.

Mr. Morgan moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-first day after recess and thirty-second day and recommend that the same be corrected as follows:

On page 13, strike out lines 45 to 49, both inclusive.

On page 14, line 4, strike out "prevailed" and insert "lost".

On page 20, following line 16, insert the following:

"The House returned to the Seventh Order of Business.

Mr. Niewoehner moved that the vote by which we declined to reconsider House Bill No. 111 be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed."

On page 32, strike out lines 39 and 40 and insert in lieu thereof the following:

"Section 1, line 37, strike out the word "close" and insert the word "beginning".

Page 27, line 27, correct spelling of Helm.

Page 27, line 28, correct spelling of Lintzmier.

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

Mr. Olson of Bowman moved that the Journal of Feb. 2nd, pages 31 and 32, be corrected to show him present and voting "aye" on Senate Bill No. 60.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A communication signed by Walter E. Lahr of Jamestown and 34 others opposing Senate Bills 108, 109 and 110 were read and referred to the Committee on State Affairs.

A petition signed by Kenneth Edlund of Litchville and 7 others, asking defeat of Basic Science bill, was read and referred to the Committee on Public Health.

A communication signed by Ed. Heinz of Wishek and 47 others, asking repeal of existing laws covering the Receivership of Closed Banks, was read and referred to the Committee on Banks and Banking.

A communication signed by John Kierland of Regan and 42 others, opposing increase in cream buyers license fees, was read and referred to the Committee on State Affairs.

A communication signed by D. C. Hart of Wales, North Dakota and 21 others, opposing compulsory hail insurance, was read and referred to the Committee on Insurance.

A petition signed by O. K. Rishvod asking legislation providing for lease option on foreclosed farm homes covering 1933, 1934 and 1935, with privilege of repurchase, was read and referred to the Committee on Tax and Tax Laws.

Petitions urging retention of prohibition laws, signed by Mrs. H. A. Chalgren of Minot and 69 others, T. F. Emerson of Bartlett and 19 others, I. J. Moe, of Keene, and 32

others, Mrs. George R. Class of Calvin and 12 others, Mrs. A. L. Ditch of Oakes and 20 others, Howard Gargrave of Michigan and 20 others, Mrs. J. W. Scott (Gilby) and 30 others were read and referred to the committee on Temperance.

Petitions signed by E. V. Seibold of Cathay and 54 others, and J. V. Machart and 61 others, urging repeal of all prohibition enforcement laws, was read and referred to the committee on temperance.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORT OF STANDING COMMITTEES

The committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Concurrent Resolution 10, urging the board of University and School Lands of the state of North Dakota to refrain from cancelling state land contracts and that in the collection of rentals for cultivated lands, it be as lenient as public policy will permit.

Have had the same under consideration and recommend that the same be adopted.

G. A. ALJETS,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 38. A Bill for an Act to Abolish the Offices of School District Treasurer, Township Treasurer, Village Treasurer and City Treasurer Except in Cities and School Districts Having a Population in Excess of Four Thousand (4000) and to Require the County Treasurer to Act as Treasurer of all Municipalities Under Four Thousand Population Within His County and to Provide for the Manner of Handling the Payments Made by Said Municipalities and for Bonding the County Treasurer in the Performance of Such Added Duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

House Bill No. 48. A Bill for an Act to Regulate Grain Elevators and Track Buyers; Defining Same and Providing for the Bonding, Licensing, and Supervision Thereof and the Weighing, Buying and Handling of Grain; Prescribing the Duties and Powers of the Board of Railroad Commissioners in Relation Thereto; Providing for the Appointment of a Federal Licensed Inspector and Such Other Employees as May be Deemed Necessary to Carry Out the Provisions of this Act; Providing Penalties and Repealing of Chapter 155, Session Laws of 1927.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK,
Chairman.

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

Minority report. State Affairs made the following report:

Madame Speaker: Your Committee on State Affairs, to whom was referred

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

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

R. E. SWENDSEID,
R. R. LOFTHUS,
O. C. OLSON,
C. O. ARNESON,
M. T. LILLEHAUGEN,
W. W. TREFFRY,
OLE ETTESTAD.

The majority of your committee made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. FLANNIGAN,
J. W. BAILEY,
W. J. GODWIN,
MILTON RUE,
LEWIS HAGEN,
A. E. SANDLIE,
J. D. HOLTHUSEN,
ANDREW JOHNSTON.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the majority report be adopted.

Mr. Jodock moved that the report of the minority be substituted for the report of the majority.

Roll call demanded and granted.

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Was read the third time.

ROLL CALL

The question being on the adoption of the minority report, the roll was called and there were ayes, 53; nays, 49; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Henrickson	Peterson, Bottineau
Arneson	Hillman	Piper
Bailey	Jensen	Place
Bettenhausen	Jodock	Rindy
Biewer	Jones	Savre
Born	Larson, Nelson	Shurr
Carlson	Larson, Ransom	Sprenger
Crockett	Lavik	Sticka
Dahl	Lemke	Sundby, McLean
Endres	Lillehaugen	Sundby, Renville
Erickson, McLean	Lofthus	Swendseid
Espelund	Niewoehner	Symington
Ettestad	Noben	Treffry
Fedje	Odegard	Twete
Fuglestad	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peters
Broschat	Homnes	Peterson, Mountrail
Brunsdale	Isaak	Rue
Correll	Jardine	Sannes
Cunningham	Johnston	Schauss
Dittmer	Kapfer	Scholl
Erickson, McKenzie	Lynch	Smith
Falconer	McInnes	Solberg
Fitch	Morgan	Steedsman
Flannigan	McManus	Stoa
Flaten	Mostad	Strutz
Gessner	Muus	Svingen
Gilbertson	Nelson, Dickey	Thompson
Gilchrist	Nelson, Morton	Wright
Hagen	Nelson, Ward	
Hill	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Traynor
Godwin	Rathbun	Twichell
Johnson	Sandlie	Young
Lund	Swett	

So the bill passed and the title was agreed to.

Mr. Swendseid moved that the vote by which House Bill No. 67 was recommended for passage be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

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

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 69. A Bill for an Act Authorizing Counties, Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

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

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

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

Section 1, line 25 after the word "city" strike out the remainder of that line and also line 26.

In line 25 after the word "city" place a period.

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

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

Insert the following to be numbered as Section 3:

“Section 3. All coffins made under the provision of this act shall be properly identified as such by having a metal plate attached to coffin on which is inscribed the following words ‘Made in North Dakota Penitentiary’. This identification plate shall be placed on the bottom of the coffin where it can be easily found on inspection.”

The numbers of the following Sections to be raised to the next highest number respectively. Also in Section 5, line 3, strike out the words “five thousand” also the figures “(\$5,000)” and insert the words “Two Thousand” also the figures “(\$2,000)” in lieu thereof.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

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

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 120. A Bill for an Act to Provide for the Assessment and Taxation of Lands Owned by the Bank of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

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

Section 1 be revised to read as follows:

Section 1. (Exemption) The assessor shall show upon his listing blanks the name of every head of a family. For the purpose of this act any person who has one or more others dependent upon him for support shall be regarded as the head of a family. The personal property of each and every such head of a family shall be exempt from taxation, provided the total value of his personal property at the time of assessment does not exceed \$100.00, and his total income during the preceding 12 months has been less than \$600.00.

After the assessors valuation of such property shall have been equalized, as now provided by law, the county auditor shall cause the names of such heads of families to be removed from the tax roll as exempt from personal property taxation.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

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

Line 1 of title before the word "real" insert the word "certain".

Section 1, line 3 after the word "law" insert the following:

"Except property of the United States, or the State of North Dakota, or of any county or municipal corporation."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

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

The following resolution was read.

HOUSE RESOLUTION

WHEREAS the Supreme Ruler of the Universe, in His infinite wisdom, has called to her final reward one of the pioneer woman residents of the State of North Dakota since 1881, Mrs. Peter Traynor of Starkweather, mother of Edwin Traynor;

NOW THEREFOR, be it resolved that this House of Representatives of the Twenty-third Legislative Assembly of the State of North Dakota extend to Edwin Traynor, one of our fellow members, our deepest sympathy in the loss of his mother, and,

BE IT FURTHER RESOLVED that the Chief Clerk deliver to Mr. Traynor an enrolled copy of this resolution.

L. E. CORRELL, Chairman
C. O. ARNESON
ARNOLD E. SANDLIE

Mr. Correll moved that the resolution be adopted. Which motion prevailed.

The following resolution was read:

HOUSE RESOLUTION

WHEREAS the Supreme Ruler of the Universe, in His infinite wisdom, has removed Allan A. Twichell from the midst of his family and community;

THEREFORE, be it resolved that the Members of the House of Representatives of the Twenty-third Legislative Assembly do hereby tender their most sincere sympathy to the Hon. L. L. Twichell, in the loss of his brother.

F. PAUL SMITH, Chairman
H. D. PIPER
WM. FALCONER

Mr. Smith moved that the resolution be adopted. Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 4, 1933.

Madam Chairman: I have the honor to return herewith the following bills:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Also

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Which the Speaker has signed.

Also return:

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Which the House has passed unchanged.

Also transmit:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Also

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Also

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Strutz asked for an extension of time until Tuesday, Feb. 7th on House Bills No. 76 and 77.

Which request was granted.

Mr. Ettestad reported that copies of Governor Langer's Message might be secured from the Governor's office and suggested that a messenger be sent to that office to get as many copies as were required.

Mr. Falconer moved that two copies be requested for each member.

Which motion prevailed.

Mr. Owings moved that the courtesies of the floor be extended to Mr. Elmer Cart, former member of the House.

Which motion prevailed.

The Chief Clerk announced that the Speaker was about to sign House Bill No. 28, House Resolution on the death of Allan Twichell and House Resolution on the death of Mrs. Traynor.

And the Speaker signed the same in the presence of the House.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Fuglestad introduced:

House Bill No. 172. A Bill for an Act to tax Turkey Hens in excess of twenty, if owned by one person, firm or corporation.

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

Mr. Fitzgerald introduced:

House Bill No. 173. A Bill for an Act providing that notice to vacate lands occupied or in rightful possession by renters for agricultural purposes shall be given on or before July 1st of the preceding season.

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

Mr. Falconer introduced:

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

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

Mr. Etestad introduced:

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, providing for Claims against counties offset by taxes due.

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

Mr. Place moved that the House revert to the 7th Order of Business.

Which motion prevailed.

Mr. Place requested an extension of time on House Resolution No. 6.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Was read the third time.

Mr. Flannigan moved the Call of the House.

The roll call disclosed the following members absent: Representatives Godwin, Fitzgerald, Johnson, Lund, McKellar, Sandlie, Swett, Traynor, Twichell, Young, Ettestad and Rathbun.

Mr. Lynch moved to dispense with the call of the House.

Which motion prevailed.

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement of the Compiled Laws for 1913 to the General Fund of the State.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 63 by changing the figures in line 4, section 1, to correspond with those in line 2 of the title of the bill.

Which request was granted.

Mr. Twete moved that the rules be suspended, that House Bill No. 63 be considered properly re-engrossed and placed upon 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, 6; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peters
Arneson	Hillman	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rindy
Broschat	Jensen	Sannes
Brunsdale	Jodock	Savre
Carlson	Johnston	Schauss
Crockett	Jones	Scholl

Messrs.	Messrs.	Messrs.
Cunningham	Kapfer	Shurr
Dahl	Larson, Nelson	Smith
Dittmer	Larson, Ransom	Solberg
Endres	Lavik	Sprenger
Erickson, McKenzie	Lemke	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Stoa
Ettestad	McInnes	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Correll	Lynch	Rathbun
Holte	Muus	Rue

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Traynor
Johnson	Sandlie	Twichell
Lund	Swett	Young

So the bill passed and the title was agreed to.

The Emergency Clause was declared carried.

Mr. Stoa moved that the vote by which House Bill No. 63 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

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	Henrickson	Opdahl
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Bailey	Holthusen	Peterson,Bottineau
Biewer	Homnes	Peterson,Mountrail
Born	Isaak	Piper
Broschat	Jardine	Rathbun
Carlson	Jensen	Rindy
Correll	Jodock	Rue
Crockett	Johnston	Sannes
Cunningham	Jones	Savre
Dahl	Kapfer	Schauss
Dittmer	Larson, Nelson	Scholl
Endres	Larson, Ransom	Shurr
Erickson,McKenzie	Lavik	Solberg
Erickson, McLean	Lemke	Sprenger
Espelund	Lillehaugen	Steedsman
Ettestad	Lofthus	Sticka
Falconer	Lynch	Stoa
Fedje	McInnes	Strutz
Fitch	McManus	Sundby, McLean
Flannigan	Morgan	Sundby, Renville
Flaten	Mostad	Svingen
Fuglestad	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Treffry
Godwin	Niewoehner	Twete
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Madam Speaker
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Brunsdale	Place
Bettenhausen	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	Sandlie	Traynor
Johnson	Smith	Twichell
Lund	Swett	Young
McKellar		

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which House Bill No. 86 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 95. A Bill for an Act to Amend and Re-enact Section 1990m of the 1925 Supplement to the

Compiled Laws of North Dakota, Relating to District and Township Overseers of Highways, and Election or Appointment, Defining Their Duties, Providing for Their Compensation, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 95 by striking out the word "repealed" in line 3 of Section 1, and inserting in lieu thereof the word "amended".

Which request was granted.

Mr. Peters moved that the rules be suspended and that House Bill No. 95 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 8; nays, 95; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Broschat	Jardine	Lynch
Carlson	Jodock	Steedsman
Fedje	Lavik	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jensen	Rindy
Brunsdale	Johnston	Rue
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	McInnes	Sticka
Espeland	McManus	Stoa
Ettestad	Morgan	Strutz
Falconer	Mostad	Sundby, McLean
Fitch	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson

Messrs.	Messrs.	Messrs.
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	Sandlie	Traynor
Johnson	Smith	Twichell
Lund	Swett	Young
McKellar		

So the bill was lost.

Mr. Mostad moved that the vote by which House Bill No. 95 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Was read the third time.

Mr. Jones asked unanimous consent to amend House Bill No. 11.

Which request was refused.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 62; nays, 40; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Olson, Adams
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Hommes	Peterson, Bottineau
Brunsdale	Jodock	Place
Carlson	Larson, Nelson	Rathbun
Correll	Lavik	Rue
Cunningham	Lillehaugen	Sannes
Dahl	Lofthus	Savre
Dittmer	Lynch	Shurr
Espeland	McInnes	Solberg
Ettestad	McManus	Stoa
Falconer	Mostad	Strutz
Fedje	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Svingen
Fuglestad	Nelson, Morton	Swendseid

Messrs.	Messrs.	Messrs.
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Twete
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Madam Speaker
Hanson, Benson	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Bailey	Hill	Peterson, Mountrail
Bettenhausen	Holthusen	Piper
Biewer	Isaak	Rindy
Born	Jensen	Schauss
Broschat	Johnston	Scholl
Crockett	Jones	Sprenger
Endres	Kapfer	Steedsman
Erickson, McKenzie	Larson, Ransom	Sticka
Erickson, McLean	Lemke	Sundby, McLean
Fitch	Morgan	Thompson
Flannigan	Olson, Bowman	Treffry
Gilchrist	Opdahl	Wright
Godwin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Traynor
Jardine	Sandlie	Twitchell
Johnson	Smith	Young
Lund	Swett	

So the bill passed and the title was agreed to.

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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, 90; nays, 12; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Adams
Anderson, Sargent	Henrickson	Olson, Bowman
Anfinson	Hill	Opdahl
Bailey	Hillman	Owings
Biewer	Holte	Patterson
Born	Holthusen	Peterson, Bottineau
Broschat	Homnes	Peterson, Mountrail
Brunsdale	Jensen	Place
Carlson	Jodock	Rathbun
Correll	Johnston	Rindy
Crockett	Jones	Rue

Messrs.	Messrs.	Messrs.
Cunningham	Kapfer	Sannes
Dahl	Larson, Nelson	Savre
Endres	Larson, Ransom	Schauss
Erickson, McKenzie	Lavik	Scholl
Erickson, McLean	Lemke	Shurr
Espelund	Lillehaugen	Solberg
Ettestad	Lofthus	Sprenger
Falconer	McInnes	Steedsman
Fedje	McManus	Sticka
Fitch	Morgan	Stoa
Flannigan	Mostad	Sundby, McLean
Flaten	Muus	Sundby, Renville
Fuglestad	Nelson, Dickey	Svingen
Gilbertson	Nelson, Morton	Swendseid
Gilchrist	Nelson, Ward	Symington
Godwin	Niewoehner	Thompson
Hagen	Noben	Treffry
Hanson, Barnes	Odegard	Twete
Hanson, Benson	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Gessner	Piper
Arneson	Isaak	Strutz
Bettenhausen	Lynch	Wolf
Dittmer	Peters	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Traynor
Jardine	Sandlie	Twichell
Johnson	Smith	Young
Lund	Swett	

So the bill passed and the title was agreed to.

Mr. Correll moved that the vote by which House Bill No. 52 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Was read the third time.

Mr. Owings asked unanimous consent to amend House Bill No. 98.

Which request was refused.

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	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Patterson
Anfinson	Hillman	Peters
Arneson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rathbun
Broschat	Jensen	Rindy
Brunsdale	Jodock	Rue
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lillehaugen	Sprengr
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McManus	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitch	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.
Lemke

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Traynor
Hagen	Sandlie	Twichell
Johnson	Smith	Young
Lund	Swett	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 4, 1933.

Madam Speaker: I have the honor to inform you that the Senate requests the return of:

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 4, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 19. 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 the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Flannigan moved that Senate Bill No. 54 be recalled from the Judiciary Committee.

Which motion prevailed.

Mr. Peters moved that the House comply with the request of the Senate for the return of Senate Bill No. 54.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 4, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

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

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

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

Senate Bill No. 19. 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 first and second times and referred to the Committee on Appropriations.

THIRD READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election 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, 88; nays, 13; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Adams
Anderson, Logan	Hill	Olson, Bowman
Anderson, Sargent	Hillman	Opdahl
Anfinson	Holte	Owings
Arneson	Holthusen	Peters
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnston	Rindy
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Erickson, McKenzie	Lavik	Shurr
Erickson, McLean	Lemke	Solberg
Espelund	Lillehaugen	Sprenger
Ettestad	Lofthus	Sticka
Falconer	Lynch	Stoa
Fedje	McInnes	Strutz
Fitch	McManus	Sundby, McLean
Flaten	Morgan	Sundby, Renville
Fuglestad	Mostad	Svingen
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Niewoehner	Treffry
Hagen	Noben	Twete
Hanson, Barnes	Odegard	Wof
Hanson, Benson	Oglesby	Madam Speaker
Hanson, Stark		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Peterson, Mountrail
Cunningham	Muus	Steedsman
Endres	Nelson, Ward	Swendseid
Flannigan	Patterson	Wright
Godwin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	McKellar	Swett
Fitzgerald	Rue	Traynor
Johnson	Sandlie	Twichell
Lund	Smith	Young

So the bill passed and the title was agreed to.

Mr. Jodock moved that the vote by which Senate Bill No. 33 was passed be reconsidered and the motion to reconsider be laid on the table.

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

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, 44; nays, 59; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Muus
Anfinson	Holte	Niewoehner
Bailey	Holthusen	Odegard
Biewer	Homnes	Oglesby
Born	Isaak	Opdahl
Erickson, McKenzie	Jensen	Peterson, Bottineau
Erickson, McLean	Jodock	Rue
Falconer	Kapfer	Schauss
Flaten	Larson, Nelson	Sticka
Gessner	Lavik	Stoa
Hanson, Barnes	Lemke	Swendseid
Hanson, Benson	Lofthus	Twete
Hanson, Stark	Lynch	Wolf
Henrickson	Morgan	Madam Speaker
Hill	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Piper
Anderson, Sargent	Godwin	Place
Arneson	Hagen	Rathbun
Bettenhausen	Jardine	Rindy
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Larson, Ransom	Scholl
Correll	Lillehaugen	Shurr
Crockett	McInnes	Solberg
Cunningham	McManus	Sprenger
Dahl	Nelson, Dickey	Steedsmen
Dittmer	Nelson, Morton	Strutz
Endres	Nelson, Ward	Sundby, McLean

Messrs.	Messrs.	Messrs.
Espeland	Noben	Sundby, Renville
Ettestad	Olson, Adams	Svingen
Fedje	Olson, Bowman	Symington
Fitch	Owings	Thompson
Flannigan	Patterson	Treffry
Fuglestad	Peters	Wright
Gilbertson	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	Sandlie	Twichell
Johnson	Smith	Young
Lund	Swett	
McKellar	Traynor	

So the bill was lost.

Mr. Jardine moved that the vote by which Senate Bill No. 71 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 5 A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

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, 89; nays, 12; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Olson, Bowman
Anderson, Sargent	Hanson, Stark	Opdahl
Anfinson	Henrickson	Owings
Arneson	Hill	Patterson
Bailey	Hillman	Peters
Biewer	Holte	Peterson, Bottineau
Born	Homnes	Peterson, Mountrail
Brunsdale	Isaak	Place
Carlson	Jensen	Rathbun
Correll	Jodock	Rindy
Crockett	Johnston	Sannes
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Scholl
Dittmer	Larson, Ransom	Shurr
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Ettestad	McInnes	Stoa
Falconer	McManus	Strutz
Fedje	Morgan	Sundby, McLean

Messrs.	Messrs.	Messrs.
Flannigan	Mostad	Sundby, Renville
Flaten	Muus	Svingen
Fuglestad	Nelson, Dickey	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Wolf
Hagen	Oglesby	Madam Speaker
Hanson, Barnes	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Nelson, Morton
Bettenhausen	Jardine	Piper
Broschat	Jones	Rue
Fitch	Lynch	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitzgerald	Sandlie	Swendseid
Johnson	Schauss	Traynor
Lund	Smith	Twichell
McKellar	Swett	Young

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which Senate Bill No. 89 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Correll 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. Correll to the chair.

When the committee arose it submitted the following report:

Madam Speaker: Your Committee of the Whole have had under consideration:

House Bill No. 17. A Bill for an Act Providing that it shall be Unlawful for any Executive, Legislative, Ministerial or Judicial Officer to Employ, Appoint, or Vote for the Employment or Appointment of any Person Related to him by Affinity or Consanguinity within the Third Degree, and further Providing when Employment of Relatives is Unlawful, and when Unlawful to Pay Salary in Certain Cases, and when an Employment or Appointment is Unlawful, and when Relatives cannot hold Office, and Officers Affected, and Penalty for Violation of this Act, and Providing that a Violation of this Act is Cause for Removal from Office; and this

Act shall be Cited as the Law on Nepotism; and Making the Act an Emergency Measure, and Repealing all Other Acts and Parts of Acts in Conflict Herewith.

And recommend the adoption of the following amendments:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

For an Act providing for the prevention of nepotism and prohibiting the appointment by the head of any Department of the State, of his or her wife or husband, son or daughter, brother or sister, to any position in said Department or under the control of such Department head; Providing penalties therefor; and declaring an emergency to exist.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. That from and after the taking effect of this Act, it shall be unlawful for the head of any department, either elective or appointive, of the State of North Dakota, to appoint his or her wife or husband, son or daughter, brother or sister, to any position under the control or direction of said head of such department.

Section 2. Any monies paid out after the taking effect of this Act, in violation of Section 1 hereof, shall be deducted from the salary of the head of the department.

Section 3. All acts or parts of acts in conflict herewith are hereby repealed.

Which motion prevailed.

Section 4. An emergency is hereby declared to exist, and this Act shall take effect upon its passage and approval.

Also:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 185 of the Laws of the State of North Dakota for 1931 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

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

In line 1 of the title strike out the figures "185" and substitute therefore "166" and insert the word "Session" before "Laws."

In line 2 of the title strike out the figures "1931" and substitute therefore the figures "1929."

Section 1, line 1, strike out the figures "185" and insert in lieu thereof "166."

Section 1, line 2, strike out the figures "1931" and insert in lieu thereof "1929."

Section 1, line 15, strike out the word "he" and insert in lieu thereof "The state treasurer."

Section 1, line 42, strike out the period and place in lieu thereof a comma and the following words: "Provided, however, that these funds may be used for Poor Relief when deemed advisable by the County Commissioner."

L. E. CORRELL,
Chairman.

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

Which motion prevailed.

The House returned to the 8th order of business.

Mr. Owings requested an extension of time on House Bill No. 102.

Which request was granted.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Sebastian Wilder, Napoleon; Mr. and Mrs. Jacob Shaffer, Napoleon; Wm. L. Falconer, Bismarck; Mrs. W. B. Falconer, Bismarck; Earl Woods, Grand Forks; C. G. Boise, Bismarck; Joe Novak, Stanton; Arthur Cayou, Bismarck; Enid Godwin, Mandan; Elnor Berry, Mandan; Ex-Representative Steenson, Drayton; Edw. Seteronj, Cooperstown; M. D. Butler, Grand Forks; C. S. Butler, Grand Forks; W. G. Wilkins, Valley City; John Scretling, Valley City; O. Severson, Valley City; W. F. Joyce, Bowman; Carl Baetzer, Grand Forks; H. C. Schaumacher, Fargo; F. C. Uhde, Regan; Ingvall Leum, Mayville; Henry Leum, Mayville; Mrs. Olene W. LaGrave, Benson County.

Mr. Flannigan moved that the House do now recess until 1:45 Monday.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 6, 1933.

The House convened at 1:45 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

Mr. Swett moved that the House do now adjourn.

Which motion prevailed.

THIRTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 6, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Rindahl.

Roll Call: All members present except Representatives Correll, Fitzgerald, Johnson, Lund, Nelson of Ward, Scholl, Smith and Young.

Mr. Fuglestad moved that all absent members be excused.

Which motion prevailed.

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

Madam 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:

On page 4, transpose lines 46 and 47.

On page 6, strike out line 51 and insert in lieu thereof "The minority report was adopted."

On page 11, strike out question mark in line 30.

On page 16, strike out lines 45 to 48, both inclusive.

On page 17, correct spelling of "considered" in line one.

On page 18, following line 14, insert the following: "Mr. Swendseid asked unanimous consent to amend House Bill No. 95 by striking out the word 'repealed' in line 3 of Section 1, and inserting in lieu thereof the word 'amended.' Which request was granted."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by the President and Secretary of the Ambrose Community Club, asking passage of legislation to protect railway companies from unfair truck competition, at the same time safeguarding the interests of legitimate truck operators, was read and referred to the Committee on State Affairs.

A petition signed by P. P. Vetsch of Orrin, North Dakota, and 24 others, urging repeal of present prohibition laws, was read and referred to the Committee on Temperance.

A petition signed by Morris Mulcahy of Casselton, and 56 others, asking passage of the Godwin bill, repealing present prohibition enforcement laws, was read and referred to the Committee on Temperance. Similar petitions signed by Harry W. Hawley, of Casselton, and 48 others, H. W. Miller of Casselton, and 57 others, were read and similarly referred.

A petition urging the retention of the present prohibition laws, signed by C. Wuflestad, of Cooperstown, and 13 others, was read and referred to the Committee on Temperance.

A communication signed by the officers of Fargo Chapter No. 1, Disabled World War Veterans, asking continuance of office of Veterans' Service Commissioner and retention of T. O. Kraabel, as Commissioner, was read and referred to the Committee on Appropriations.

REPORT OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Madam Speaker: A minority of your Committee on Banks and Banking to whom was referred House Resolution No. 3.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. D. PIPER,
D. L. ANDERSON,
C. H. DITTMER,
I. C. CUNNINGHAM,
KARL H. BRUNSDALE,
EINAR MUUS.

Madam Speaker: A majority of your Committee on Banks and Banking to whom was referred House Resolution No. 3.

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

On page 10, Journal of the House of January 31st, line 23, after the word "contraction," strike out the words, "but to turn over his all, including his soul."

O. N. JODOCK,
EDW. SAVRE,
H. M. HENRICKSON,
B. N. LEMKE,
A. N. LAVIK,
H. T. PETERSON,
MATH DAHL,
VAL. P. WOLF.

Mr. Fedje moved the adoption of the majority report.

Mr. Opdahl moved as a substitute motion that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

Mr. Brunsdale moved that the vote by which House Resolution No. 3 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:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 9. A Concurrent Resolution Providing for an Amendment to Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Article 29 of the Amendments Thereof, Relating to the Taxation of Property.

Have had the same under consideration and recommend that the same be rejected.

GEO. ALJETS,
Chairman.

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

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

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

Page 2, line 19, after the word "Work" insert the words "or its equivalent".

Page 2; Section 523a4; line 4 and 5 correct spelling of the word "chiropractor".

Page 1; Section 523A3; line 9 correct spelling of the word "Symptomatology".

And when so amended recommend the same do pass.

O. N. JODOCK,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 107, Session Laws of 1925, as Amended by Section 1 of Chapter 106, Session Laws of 1927, and Section 2 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

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

In the title strike out the following: In line one, all following the number "5"; all of line two and line three, all to the second appearance of the word "of" before Chapter 105.

In Section 1, lines one, two and three, the same amendments as in the title.

Page 2, line 24, strike out the word "three" and insert in lieu thereof "two".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1913.

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

In line 2 of the title strike out the figures "1913" and insert in lieu thereof "1931".

Section 1, line 3, strike out the figures "1913" and insert in lieu thereof "1931".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

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

GEO. ALJETS,
Chairman.

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

The minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

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

J. D. HOLTHUSEN,
C. O. ARNESON,
OLE ETTESTAD,
R. R. LOFTHUS,
O. C. OLSON,
KARL H. BRUNSDALE.

The majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. W. TREFFRY,
LEWIS HAGEN,
ANDREW JOHNSTON,
M. T. LILLEHAUGEN,
J. W. BAILEY,
W. J. GODWIN,

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the majority report be adopted.

Mr. Brunsdale moved that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

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

Strike out all of Section 2 following the period after the figure 2, and insert the following: "PENALTY.) Any person violating the provisions of the act shall be guilty of a misdemeanor."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

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

GEO. ALJETS,
Chairman.

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

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

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

In line 2, of the title of the engrossed bill, after the word, "funds" strike out the period, add a comma and the words, "and declaring an emergency".

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

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

Section 1, line 7, strike out the word "additional" and insert in lieu thereof the word "addition".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 6, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Which the Speaker has signed and your signature is respectfully requested.

Also transmit:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Which the House has amended.

Also,

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Which the House has passed unchanged.

Also,

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that House Bill No. 109 be recalled from the State Affairs Committee.

Which motion prevailed.

Mr. Swett moved that House Bill No. 109 be withdrawn.

Which motion prevailed.

Mr. Jones moved that the vote by which House Bill No. 101 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Jones moved that House Bill No. 101 be re-referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

House Concurrent Resolution No. 11 was read.

Mr. Olson of Bowman moved that the resolution be printed in the Journal.

Which motion prevailed.

Mr. Swett moved that House Concurrent Resolution No. 11 be referred to the appropriate committee.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 11

Introduced by Olson of Bowman

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

Whereas the financial debacle which has swept down farm prices to a point now where the price received will barely pay the freight and where every sale is a complete surrender of the resources of our entire people and therefore the State, and whereas

We believe that the financial interests of the country are unwilling even now to recede from their position and be patriotic enough to absorb their equal share of the losses incident to the depression, and that as a result of said attitude, farm prices will be further lowered to a point of no value whatever, and

Whereas this State is rich in resources of all that goes to support in food production not only our own people but millions in other states, and still find themselves bankrupt because of no medium of exchange and because of the unwarranted premium on hoarded money deliberately accumulated in the hands of the financial interests, and

Whereas, the present Government is now under the power and subservient to those interests, and no relief can be expected from the Government agencies distributing Government funds and that such agencies are not committed to the direction of the people but lodged with the bankers, and

Whereas, we believe we are about to the end of human endurance, that the people of this state, through its legislature, questioning the ability of the democratic party, when in power, to remedy the abuses that have grown up under twelve years of Republican misrule, must assume that the people of this state will be compelled to suffer further losses of property, opportunity and credit, uncertainty of security, of their homes and food, and that the unfed will constantly increase, therefore

Be It Resolved that we recommend the immediate passage by this legislature of the following drastic measure for the protection of the people of this state:

First: Passage of a one year moratorium that will prevent foreclosures and collections, that will drive our people from their homes, and force more into a position of abject want.

Second: The passage of the Peterson bond currency bill, which will provide of medium of exchange for the use of our own people, and enable them to exchange commodities upon a basis that will set a fair exchange value, regardless of market prices, and will enable our schools and institutions to function, and supply employment for those who cannot now obtain employment because of a shortage of money.

Third: The passage of a bill that shall authorize the Governor to declare an Embargo on the shipment of farm products out of this state, except for the purposes of exchange, with such other states as will be willing to exchange commodities on a cost of production basis, and thus prevent the entire resources of our state from being sacrificed upon a market created and manipulated by the financial interests of the country, and empowering the Governor to use the Military forces of the state to enforce such an Embargo, and for the purpose of inviting other states to join us in like purposes and like Embargoes.

Fourth: A bill to authorize the Industrial Commission to use our Mill and Elevator for the purpose of grinding wheat and rye and distributing the same to our people on an exchange value that shall disregard the present market price and the present financial mediums.

Fifth: A bill empowering the Industrial Commission to install manufacturing plants for the purpose of manufacturing our own wool and such cotton products, as we shall be able to secure from other states by exchanging commodities and thus furnish clothing for the use of our people.

Sixth: A bill authorizing the Industrial Commission to establish a plant for the manufacture of leather and shoes utilizing the enormous supply of raw hides that is being given away on the present markets.

Seventh: Said Commission shall be authorized to exchange such products, or any products named herein, with other states upon an exchange value that will insure cost of production from both parties.

Eighth: The Industrial Commission shall be empowered to negotiate with producers of other states for the exchange of commodities not produced here.

Ninth: The Industrial Commission shall be authorized in emergency cases to take over and operate coal mines within the state for the benefit of the people.

Tenth: That in carrying out any of the additional projects by the Industrial Commission, as set forth herein, no further bonds of the state shall be issued therefor, but the same

shall be financed by the use of bond currency, as described in the Peterson bill.

Referred to Committee on Federal Relations.

House Concurrent Resolution No. 12 was read.

Mr. Endres moved that it be printed in the Journal.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 12

Introduced by Representative Louis Endres

A RESOLUTION

Providing for the Establishment of Federal Game Reserves on or near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

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

WHEREAS, there are at the present time thousands of acres of land in North Dakota which are not adapted to agricultural purposes, and which have little or no commercial value; and

WHEREAS, deer, antelope and other game animals are steadily decreasing in numbers due to the fact that they are not given sufficient protection; and

WHEREAS, the people of North Dakota are interested in the preservation and perpetuation of these forms of native wild life,

NOW THEREFORE, BE IT RESOLVED by the House of Representatives of the Twenty-third Legislative Assembly of the State of North Dakota, the Senate concurring, that we hereby request the present Congress to pass the legislation necessary for the acquisition of land for Federal Game Reserves in North Dakota, and for the maintenance of such reserves on or near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Referred to Committee on Federal Relations.

A Resolution introduced by Mr. Crockett relative to lobbyists was read.

Mr. Jodock moved that the Resolution be referred to the proper committee.

Mr. Twichell moved as a substitute motion that it be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved that the House reconsider the vote by which House Concurrent Resolution 9 was indefinitely postponed.

Mr. Swett moved as a substitute motion that the motion of Mr. Brunsdale be laid on the table.

Which motion prevailed.

Mr. Rue requested a roll call.

Which request was refused.

Mr. Flannigan requested an extension of time on House Bill No. 79.

Which request was granted.

Mr. Hanson requested an extension of time on House Bills Nos. 43 and 100.

Which request was granted.

Mr. Ettestad requested an extension of time on House Bill No. 1.

Which request was granted.

Mr. Aljets requested an extension of time on House Bill No. 81.

Which request was granted.

Mr. Sundby requested an extension of time on House Bills Nos. 84 and 90.

Which request was granted.

Mr. Shurr requested an extension of time on House Concurrent Resolution No. 8.

Which request was granted.

Mr. Opdahl requested an extension of time on House Bill No. 10.

Which request was granted.

Mr. Treffry requested an extension of time on House Bill No. 91 and Senate Bill No. 4.

Which request was granted.

Mr. Flannigan moved that the House pass over the Tenth and Thirteenth Orders of Business.

Which motion carried.

THIRD READING OF HOUSE BILLS

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Da-

kota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Was read the third time.

Mr. Lynch moved a call of the House.

Which motion prevailed.

The roll call disclosed the following members absent: Representatives Correll, Godwin, Fitzgerald, Johnson, Lund, McKellar, McManus, Nelson, Scholl, Smith and Young.

Mr. Twichell moved to dispense with further proceedings under the call of the House.

Which motion prevailed.

Mr. Swett moved that the House defer action on House Bill No. 67 for one legislative day.

Mr. Crockett moved as a substitute motion that House Bill No. 67 be placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 61; nays, 42; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Henrickson	Piper
Anfinson	Hill	Place
Arneson	Hillman	Rathbun
Bailey	Isaak	Rindy
Bettenhausen	Jensen	Savre
Biewer	Jodock	Shurr
Born	Jones	Sprengrer
Carlson	Kapfer	Sticka
Crockett	Larson, Nelson	Sundby, McLean
Dahl	Larson, Ransom	Sundby, Renville
Es	Lavik	Svingen
Erickson, McLean	Lemke	Swendseid
Espeland	Lillehaugen	Symington
Ettestad	Lofthus	Traynor
Fedje	Niewoehner	Treffry
Fuglestad	Odegard	Twete
Gessner	Oglesby	Wolf
Gilchrist	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Peters
Broschat	Jardine	Peterson, Mountrail
Brunsdale	Johnston	Rue

Messrs.	Messrs.	Messrs.
Cunningham	Lynch	Sandlie
Dittmer	McInnes	Sannes
Erickson,McKenzie	McKellar	Schauss
Falconer	Morgan	Solberg
Fitch	Mostad	Steedsman
Flannigan	Muus	Stoa
Flaten	Nelson, Dickey	Strutz
Gilbertson	Nelson, Morton	Swett
Hagen	Noben	Thompson
Holte	Opdahl	Twichell
Holthusen	Patterson	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Lund	Smith
Fitzgerald	McManus	Young
Godwin	Nelson, Ward	
Johnson	Scholl	

So the bill passed and the title was agreed to.

Mr. Lillehaugen moved that the vote by which House Bill No. 67 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

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, 27; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Rindy
Anderson, Sargent	Jensen	Rue
Anfinson	Jodock	Sandlie
Biewer	Johnston	Sannes
Born	Jones	Savre
Broschat	Larson, Nelson	Schauss
Brunsdale	Larson, Ransom	Shurr
Carlson	Lavik	Solberg
Cunningham	Lofthus	Sprenger
Dittmer	Lynch	Steedsman
Endres	McInnes	Sticka
Erickson,McKenzie	McKellar	Stoa

Messrs.		Messrs.		Messrs.
Erickson,	McLean	Morgan		Strutz
Ettestad		Mostad		Sundby, McLean
Falconer		Muus		Svingen
Fitch		Nelson, Dickey		Swett
Flannigan		Nelson, Morton		Symington
Flaten		Niewoehner		Thompson
Gessner		Odegard		Traynor
Gilbertson		Opdahl		Treffry
Gilchrist		Owings		Twichell
Hagen		Patterson		Wolf
Hanson, Stark		Peters		Wright
Hill		Peterson, Bottineau		Madam Speaker
Holte		Piper		
Homnes		Rathbun		

Those voting in the negative were:

Messrs.		Messrs.		Messrs.
Anderson, Logan		Hanson, Barnes		Noben
Arneson		Hanson, Benson		Oglesby
Bailey		Henrickson		Olson, Adams
Bettenhausen		Hillman		Olson, Bowman
Crockett		Holthusen		Peterson, Mountrail
Dahl		Isaak		Place
Espeland		Kapfer		Sundby, Renville
Fedje		Lemke		Swendseid
Fuglestad		Lillehaugen		Twete

Absent and not voting:

Messrs.		Messrs.		Messrs.
Correll		Lund		Smith
Fitzgerald		McManus		Young
Godwin		Nelson, Ward		
Johnson		Scholl		

So the bill passed and the title was agreed to.

Mr. Fitch 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.

House Bill No. 69. A Bill for an Act Authorizing Counties, Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Thereof; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construc-

tion and Operation Thereof and Repealing Laws Inconsistent Herewith.

Was read the third time.

Mr. Swett moved that House Bill No. 69 be re-referred to the Committee on State Affairs.

Which motion prevailed.

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to 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, 101; anys, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Patterson
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Hombres	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sandlie
Carlson	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Lund	Scholl
Fitzgerald	McManus	Smith
Johnson	Nelson, Ward	Young

So the bill passed and the title was agreed to.

Mr. Peterson of Mountrail moved that the vote by which House Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation 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, 90; nays, 14; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Patterson
Anderson, Sargent	Henrickson	Peterson, Bottineau
Anfinson	Hill	Peterson, Mountrail
Arneson	Hillman	Piper
Bailey	Hornes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Broschat	Jensen	Rue
Carlson	Jodock	Sandlie
Crockett	Johnston	Sannes
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Shurr
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Flannigan	Mostad	Svingen
Flaten	Nelson, Dickey	Swett
Fuglestad	Niewoehner	Swendseid
Gessner	Noben	Symington

Messrs.	Messrs.	Messrs.
Gilbertson	Odegard	Thompson
Gilchrist	Oglesby	Treffry
Godwin	Olson, Adams	Twete
Hagen	Olson, Bowman	Wolf
Hanson, Barnes	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Jones	Steedsman
Brunsdale	Lynch	Traynor
Fitch	Muus	Twichell
Holte	Nelson, Morton	Wright
Holthusen	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Lund	Scholl
Fitzgerald	McManus	Smith
Johnson	Nelson, Ward	Young

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

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.	Messrs.	Messrs.
Aljets	Hillman	Olson, Bowman
Anderson, Sargent	Holte	Opdahl
Arneson	Holthusen	Owings
Bettenhausen	Jardine	Patterson
Biewer	Jodock	Peters
Born	Johnston	Place
Broschat	Jones	Rathbun
Carlson	Kapfer	Rue
Crockett	Larson, Nelson	Sannes
Dahl	Larson, Ransom	Savre
Endres	Lavik	Schauss

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Lemke	Shurr
Erickson, McLean	Lillehaugen	Solberg
Espeland	Lofthus	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitch	McKellar	Strutz
Flannigan	Morgan	Svingen
Fuglestad	Mostad	Swett
Gessner	Nelson, Dickey	Thompson
Gilchrist	Nelson, Morton	Traynor
Godwin	Niewoehner	Twete
Hagen	Noben	Twichell
Hanson, Stark	Odegard	Wolf
Henrickson	Olson, Adams	Madam Speaker
Hill		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Rindy
Anfinson	Homnes	Sandlie
Bailey	Isaak	Sprenger
Brunsdale	Jensen	Sundby, McLean
Cunningham	Muus	Sundby, Renville
Dittmer	Oglesby	Swendseid
Ettestad	Peterson, Bottineau	Symington
Flaten	Peterson, Mountrail	Treffry
Gilbertson	Piper	Wright
Hanson, Barnes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Lund	Scholl
Fitzgerald	McManus	Smith
Johnson	Nelson, Ward	Young

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Aljets moved that the vote by which House Bill No. 17 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 62. A Bill, for an Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Was read the third time.

Mr. Flannigan asked unanimous consent to amend House Bill No. 62 as follows: "In line 2 of section 5 of the printed bill, following the word "month" insert "and collected prior to July 1, 1937,"

Which request was granted.

Mr. Flannigan moved that the rules be suspended and that House Bill No. 62 be considered properly re-engrossed and placed upon 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, 93; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bailey	Holte	Place
Bettenhausen	Holthusen	Rathbun
Biewer	Isaak	Rindy
Born	Jensen	Sandlie
Broschat	Jodock	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Crockett	Kapfer	Shurr
Cunningham	Larson, Nelson	Solberg
Dahl	Larson, Ransom	Sprenger
Dittmer	Lavik	Sticka
Endres	Lemke	Stoa
Erickson, McKenzie	Lillehaugen	Strutz
Erickson, McLean	Lofthus	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	McKellar	Svingen
Falconer	Morgan	Swett
Fedje	Mostad	Swendseid
Flannigan	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitch	Lynch	Rue
Flaten	Muus	Steedsman
Homes	Peters	Twichell
Jardine	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Lund	Scholl
Fitzgerald	McManus	Smith
Johnson	Nelson, Ward	Young

So the bill passed and the title was agreed to.

Mr. Jodock moved that the vote by which House Bill No. 62 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed .

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 6, 1933.

Madam Speaker: I have the honor to return herewith:

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 6, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed Senators Brostuen, Lynch and Patten to act with a like committee of the House for the purpose of conferring on Senate Bill No. 60.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 6, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Lynch moved that the Speaker appoint a conference committee of three, of which the mover was not a member, to meet with Senate conference committee on Senate Bill No. 60.

Which motion prevailed.

GENERAL ORDERS

Mr. Stoa 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. Stoa to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 75. A Bill for an Act Making Invalid Chattel Mortgages Upon Future Acquired Property and Upon Property Not Particularly Described in Such Mortgage.

And recommend that the bill be indefinitely postponed.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

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

On page 2, and in line 12, strike out the words "two thousand" also the figures "\$2,000.00" and insert in lieu thereof "two thousand five hundred" also insert the figures "\$2,500.00"

In lines 15 and 16 strike out the words "two thousand" also the figures "\$2,000.00" and insert the words "two thousand five hundred", also insert the figures "\$2,500.00"

And when so amended recommend that the same do pass.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

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

Section 1, line 25 after the word "city" strike out the remainder of that line and also line 26.

In line 25 after the word "city" place a period.

And when so amended recommend that the same do pass.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

And recommend that the bill be referred back to the House without action.

J. E. STOA,
Chairman.

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

Which motion prevailed.

Mr. Swett moved that House Bill No. 107 be re-referred to the Committee on State Affairs.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Godwin introduced:

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

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

Mr. Olson of Bowman introduced:

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the

Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

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

Messrs. Swett, Gilbertson and Flannigan introduced:

House Bill No. 178. A Bill for an Act Authorizing the State Highway Commission to Compromise and Settle the Claims of Norman Cullen, Jake Hockhalter, Hanson Brothers, Axil Peterson, Emil Brost, Howard Sam, Siver Olson, John Kopp, Alvin Judine, and Frank Simmons. Whereas, on or about September 8, 1932, the State Highway Department and its employees, by cutting and piling refuse along the highways near Crystal Springs, Kidder County, North Dakota, negligently allowed and permitted a condition to exist to which fire was communicated and which spread upon the prairie grass and surrounding territory and caused loss and damages to farmers residing and owning personal property in that vicinity to the following named persons estimated in amount as follows, to-wit: Norman Cullen, \$720.00; Jake Hockhalter, \$200.00; Hanson Brothers, \$75.00; Axil Peterson, \$133.00; Emil Brost, \$43.50; Howard Sam, \$72.00; Siver Olson, \$33.00; John Kopp, \$83.75; Alvin Judine, \$252.50; and Frank Simons, \$366.50. And WHEREAS, the State Highway Department has no authority to pay out of its fund any sum or amount as damages or injuries resulting from its negligence to others without Legislative authority, NOW THEREFORE;

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

Mr. Larson of Nelson introduced:

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 6749, Compiled Laws 1913, Providing for the Satisfaction by Mortgagee or One Holding a Lien Upon Property, Real or Personal, when Such Mortgage or Lien has been Satisfied by the Owner of the Property and Record of Such Satisfaction by the Party Holding the Lien.

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

Mr. Sprenger introduced:

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913

Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

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

Mr. Hill introduced:

House Bill No. 181. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

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

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

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

Messrs. Brunsdale, Odegard and McInnes introduced:

House Bill No. 183. A Bill for an Act to Appropriate Seven Hundred Twenty-nine Dollars and Sixty-seven Cents (\$729.67) to Traill County for the Purpose of Reimbursing said County for Expense Incurred by Said County in the Prosecution of the Case of State of North Dakota vs. Ed. Vandiver.

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

Messrs. Twichell and Aljets introduced:

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

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

Mr. O. C. Olson introduced:

House Bill No. 185. A Bill for an Act to Amend Section 714A7 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Bonds of Depositaries of Public Funds in Banks or Other Institutions Other Than the Bank of North Dakota, Requiring All Such Depository Bonds to be Surety Bonds, 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.

Mr. Lemke introduced:

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Was read the first and second times and referred to the Committee on School and Public Lands.

Messrs. Jodock, Fedje and Solberg introduced:

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

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

Mr. Holthusen introduced:

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Mr. Holthusen introduced:

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Mr. Brunsdale introduced:

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

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

Mr. Godwin introduced (by request):

House Bill No. 191. A Bill for an Act Requiring Public Utilities Companies Doing Business in This State to Specify

the Gas Content of Products Sold to Users in This State, Prohibiting the Adulteration Thereof and Providing a Penalty for the Violation of the Provisions of This Act.

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

Mr. Godwin introduced (by request):

House Bill No. 192. A Bill for an Act Providing that it shall be Unlawful for Any Person to Interfere With, Open or Re-adjust or Speed Up the Normal Operation of Any Electric, Gas, Water or Steam Heat Meter, or Electric Transformers, for the Purpose of Increasing the Normal Current Above that Intended by the Manufacturer Thereof, Providing that the Voltage Current to any Such Electric Meter Shall not be Increased Above the Maximum Amount Which the Appliance was Made to Operate Under Without the Consent of the User, Providing that When Any Such Meter Shall be Installed for Use, the Same Shall be Inspected, Wired and Sealed by an Electrician Duly Appointed by the County Commissioners of the Various Counties in North Dakota, as Herein Provided, and Fixing the Compensation Therefor, Repealing all Acts or Parts of Acts in Conflict Herewith, Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

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. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

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

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mrs. N. P. Jensen, Hazen; Dr. W. E. Cole, Bismarck; Frayne Baker, Bismarck; E. F. Riley, Napoleon; Ewerr Casper, Wimbledon; Mrs. Emma Pickard, Wimbledon; Mrs. S. Oglesby, Wimbledon; Marion Pickard, Wimbledon; Isabella Oglesby, Wimbledon; Mr. and Mrs. Geo. Stiles, Valley City; Mrs. A. R. Benahgeel, Bismarck; Mrs. G. McCutchan, Bismarck; Peter Zappas, Jamestown; Dr. John Gillette, Grand

Forks; Mrs. R. E. Barneck, Bismarck; Sarah Slattery, Bismarck; John Bozak, Bismarck; Fred Weltzin, Mayville; Chas. T. Staley, Bismarck; W. S. Butler, Grand Forks; M. D. Butler, Grand Forks; R. H. Lunch, Crosby, and Mrs. W. J. Flannigan, Jamestown.

Mr. Swett moved that the House recess until 1:00 o'clock P. M. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 7, 1933.

The House convened at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 106. A Bill for an Act to Amend Chapter 188 of the Session Laws of 1929. Entitled an Act to Amend and Re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to Garnishment of Wages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

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

In Section 2, line 3, following the word "estate," strike out the words "heretofore made".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

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

In the title of the bill following the word "cause" strike out the period and insert a comma in lieu thereof and add the following, "repealing Section 10,800 of the Compiled Laws of 1913 and all Acts and parts of Acts in conflict herewith."

In the body of the bill following Section 2 (period) strike out the balance of the section and insert the following: "REPEAL.) Repealing Section 10,800 of the Compiled Laws of 1913 and all Acts and parts of Acts in conflict herewith (period)"

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Concurrent Resolution No. 8.

Have had the same under consideration and recommend that the same be adopted.

FRED J. SHURR,
Chairman.

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

And the resolution was declared adopted.

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

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

W. J. FLANNIGAN,
Chairman.

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

The House returned to the Eighth Order of Business.

The Speaker announced the following committee to act with a like committee from the Senate on Senate Bill No. 60: Representatives Etestad, Jodock and Peters.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Hagen introduced:

House Bill No. 193. A Bill for an Act Amending and Re-enacting Section 25, Chapter 165, Session Laws, 1923, (Supp. Compiled Laws, 1913, Section 10500a25) Providing for an Agreement or Compromise Made by the Mother of an Illegitimate Child With the Father, and the Terms and Method of Performance of the Same.

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

Mr. Scholl introduced:

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

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

Representatives Cunningham and Hanson of Benson introduced:

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them.

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

Representatives Fuglestad and Savre (by request) introduced:

House Bill No. 196. A Bill for an Act to Amend and Re-enact Section 375b4 of the 1925 Supplement to the

Compiled Laws of 1913, Relating to the Powers and Duties of the State Printing Commission, and the Powers and Duties of the Heads of Certain State Institutions in Regard to the Printing, Stationery, and School Supplies Therefor.

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

Representatives Fuglestad and Savre (by request) introduced:

House Bill No. 197. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

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

Representatives Fuglestad and Savre (by request) introduced:

House Bill No. 198. A Bill for an Act to Amend and Re-enact Section 3176 of the Compiled Laws of the State of North Dakota for 1913 Relating to Public Printing.

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

Representatives Fuglestad and Savre (by request) introduced:

House Bill No. 199. A Bill for an Act Relating to the Publication of the Proceedings of all Governing Boards of Towns and Cities in the State With a Population of One Thousand People or More.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Swett moved that Senate Bill No. 72 be re-referred to the Committee on State Affairs.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

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

W. J. FLANNIGAN,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Punishment therefore.

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

In the title of the bill, line 3, strike out the word "punishment" and insert the word "penalty" in lieu thereof. Strike out the period following the word "therefore" and insert a comma in lieu thereof, and add the following: "and declaring an emergency" period. In Section 2, line 5, strike out the comma following the word "eggs," insert the word "and" in lieu thereof and place a period following the word "poultry." Strike out the balance of line 5 and all of line 6. On page 2, Section 5, line 1, strike out the comma after the word "Labor," insert the following: "and the Dairy Commissioner." In the same line strike out the word "his" and insert in lieu thereof the word "their." In line 2 of the same Section strike out all following the comma that follows the word "employees." In line 3 strike out the word "Commissioners," also the comma following that word. On page 3, Section 6, line 2, following the word "Labor," insert the following: "or to the Dairy Commissioner." In line 3, strike out the word "he" and insert the words "either of them" in lieu thereof. In line 4, following the word "Agriculture," insert the following: "and Labor and Dairy Commissioner." In line 6 strike out the word "he" and insert the words "either of them" in lieu thereof.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

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

In Section 1, line 2, following the words "among the" strike out the word "petty" and insert in lieu thereof the word "petit." In line 13 of the same Section strike out the word "petty" and insert in lieu thereof the word "petit."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 125. A Bill for an Act Relating to Cemeteries and to Authorize the Creation of a Permanent Fund for the Care and Improvement Thereof in Certain Cases; Providing the County Treasury as a Depository Therefor and for the Loaning Thereof and Payment of the Interest Thereon to be Used in the Care and Beautifying of Such Cemeteries and Prescribing the Duties of County Treasurers, County Auditors, and Boards of Auditors in the Premises.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 142. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 89 of the Session Laws of North Dakota for the Year 1927, Relating to the Licensing of Non-resident Auctioneers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 2079b1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Issuance of Certificates of Indebtedness by Counties, Cities, Villages, Townships, School Districts, Park Districts and Irrigation Districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted.

Mr. Brunsdale moved as a substitute motion that House Bill No. 145 be re-referred to the Committee on Education.

Which motion prevailed.

Mr. Swett moved that the House reconsider the vote by which it re-referred House Bill No. 145.

Which motion prevailed.

Mr. Brunsdale moved that House Bill No. 145 be referred to the Committee on State Affairs.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients 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.

C. H. OPDAHL,
Acting Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

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

GEO. ALJETS,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

HOUSE CONCURRENT RESOLUTION NO. 13

Introduced by Representative C. H. Morgan of Richland County.

A CONCURRENT RESOLUTION

For an Act asking that Congress of the United States exert every effort to reduce Federal expenditures to a point where no new taxes (additional) need be levied, and as far as possible to repeal nuisance taxes recently levied (this to be accomplished by general reduction of expenditures in all departments, except those directly engaged in the study of the present depression) and possible methods of alleviation of the same.

NOW THEREFORE, BE IT RESOLVEVD BY THE HOUSE
OF REPRESENTATIVES, OF THE STATE OF NORTH
DAKOTA, THE SENATE CONCURRING THEREIN,

That the army and navy appropriation be reduced at least one third;

That there be a reduction in expenses for Veterans Administration, and to this end, an investigation be made to show where cuts can be made; that there be no pay for sickness not directly traceable to services, no pensions unless for disability directly due to services; no free hospitalization except to those suffering from ailments due to service, all other expenditures similar, to the end that payments be made only to those who have suffered physical disability during service.

That, all building projects such as dams, buildings, reclamation, etc. that are not strictly self financing be discontinued.

That, the Post Office Department be made self-supporting, that air mail be curtailed and where not absolutely necessary, abolished altogether. That star routes be made out of rural routes wherever feasible, that urban delivery service be sharply curtailed, and salaries reduced, with other expenses.

That, the salary of Congressmen be reduced one-half and that only actual expenses be allowed for traveling and not mileage.

That, there be a general salary reduction in all Federal Departments effecting every branch of the Government and all officials and employees excepting full time employees receiving not more than \$1,500.00 per annum.

That, the Legislature of North Dakota, adopt such a resolution as above set forth and send a copy of that resolution to every state in the Union and to all North Dakota Congressmen.

BE IT FURTHER RESOLVED:

That, a copy of this resolution be sent to each member of Congress from North Dakota; that one copy be sent to the Chairman of the Ways and Means Committee of the House of Representatives, and one copy to the Chairman of the Senate Appropriations Committee, that one copy be sent to each of the several secretaries of the various taxpayers associations thru out the state as well as the Secretary of the State Taxpayers Association; and that a copy be sent to the Richland County Farmer.

Referred to the Committee on State Affairs.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

THIRTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 7, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Rindahl.

Roll Call: All members present except Representatives Correll, Johnson and McManus.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-third Day After Recess and Thirty-fifth Day and recommend that the same be corrected as follows:

Page 3, line 25, correct spelling of "Fedje".

Page 3, insert the following at end of line 31: "Which motion prevailed."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication addressed to Rep. Treffry, signed by Alfred Hanson of Hamar and 23 others, urging regulation of bus and truck lines, was read and referred to the Committee on State Affairs.

A communication from the Farmers Union Local No. 545 of Walsh addressed to Rep. Lillehaugen, asking graduated reduction of automobile license fees, strengthening of crop mortgage law to prohibit bill of sale pledge, passage of net income tax measure, exemption of non-commercial improvements, reduction of legal rate of interest to 6%, cancellation of penalty and interest on delinquent real estate taxes, asking support of Senate Bill No. 60, that State be required to pay taxes on foreclosed lands, passage of old age pension bill and support of the Frazier Bill, was read and referred to the Committee on State Affairs.

A communication signed by Resolutions Committee of Last Hope Local No. 843 of the Farmers Union, Devils Lake,

asking for farm bloc or association creating an agricultural lobby at Washington, was read and referred to the Committee on Agriculture.

A petition signed by Oluf Romsas of Kramer and 57 others, asking appropriation to construct flood gates on the Mouse River in Bottineau County was read and referred to the Committee on State Affairs.

A petition signed by F. E. Manning of Jud and 45 others, addressed to Rep. Rue, urging repeal of the present prohibition enforcement laws, was read and referred to the Committee on Temperance.

A petition signed by John Schneider of Hebron and 31 others, asking elimination of personal property taxes assessed against farm line telephone companies, was read and referred to the Committee on Tax and Tax Laws.

Petitions urging retention of present prohibition laws, signed by Mrs. Elizabeth Suckow of Bismarck and 39 others and Belle W. Baldwin of Oberon and 36 others, were read and referred to the Committee on Temperance.

A communication signed by officers of School Board and P. T. A. of Eden Valley School District No. 1, Sherwood, asking exemption of lignite coal tax, Bank of North Dakota to pay taxes on foreclosed land, continuance of State Aid to rural schools, continuance of present tuition law, that no change be made in officers' salary and asking transportation for school children, was read and referred to the Committee on Education.

A resolution signed by Marcus L. Miller of Little Rock, Arkansas, asking concurrence in a resolution memorializing Congress to reevaluate our currency system was read and referred to the Committee on Banks and Banking.

Mr. Swett moved that the resolution be printed in the Journal.

Which motion prevailed.

RESOLUTION

WHEREAS, during the World War the United States Government greatly expanded the currency in order to finance the War as is reflected by the fact that the amount of Treasury and Bank Note Circulation increased from 715,000,000 Dollars in 1914 to 3,340,000,000 Dollars in 1919, resulting in even more than 100% rise in prices, and

WHEREAS, the national debt increased from 1 Billion 188 MILLION to 25 BILLION 482 MILLION in the same period, and is now more than 20 BILLIONS of Dollars, and the indebtedness of other states, as well as corporate, private and individuals, has increased in even a greater percentage, and,

WHEREAS, public, private, corporate and individual business has accumulated and contracted vast amounts of

indebtedness during this period of inflated currency and over-expansion of credit, and

WHEREAS, under the present condition of low prices for labor, commodities and deflated currency, these public and private debts contracted when dollars were cheap, must now and cannot be repaid with dollars that are dear, creating an unjust hardship and forcing into bankruptcy great numbers of debtors and giving undue and unjust advantage, as well as jeopardizing the rights of creditors, and

WHEREAS, the depression has resulted in deflation of prices of commodities, salaries and wages, but not in interest and dividends, as is reflected by the fact that the average of wages and salaries in the United States has decreased 57 per cent since the year 1926, not counting the totally unemployed, while on the other hand the average of interest and dividend payments have increased 68 per cent, thus making the present deflation extremely unjust and one-sided in its effect, and,

WHEREAS, money, gold and currency are the measure by which exchange of real values is made and the value whereof can easily and arbitrarily be fixed, the power of so doing having been placed in the hands of the Congress by the Constitution of the United States,

THEREFORE, BE IT RESOLVED, by the House of Representatives of the forty-ninth General Assembly, the Senate concurring therein that we do hereby memorialize the Congress of the United States to reevaluate our money system of gold and currency or to enact such legislation as will restore same to the value of 1919 as a means of bringing wages, salaries and commodity prices on a par with the payment of debts, both public and private, and thereby avoiding wholesale bankruptcy and protecting creditors and holders of securities against impending loss, and

BE IT FURTHER RESOLVED, That we send a copy of this Resolution to our Senators and Representatives in the United States Congress, thereby asking them to sponsor and support such legislation.

BE IT FURTHER RESOLVED, That we send a copy of this Resolution to the presiding officers of the House and Senate of each State Legislature now in session, thereby requesting that each of those bodies pass a similar resolution.

Referred to Committee on Banks and Banking.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 7, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appoint-

ment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Also,

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Also,

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Which the House has passed and your favorable consideration is respectfully requested.

Also inform you that the Speaker has appointed as a conference committee on:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing

for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Representatives Ettestad, Jodock and Peters.

Very respectfully,
 JAMES P. CURRAN,
 Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Laws of 1919, Chapter 8, Entitled "Appeals in Civil Cases Tried Without a Jury"; and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in all Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

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

Strike out everything after the words "A BILL" and insert the following in lieu thereof:

FOR AN ACT to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Amendment.) That Section 7846 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

Section 7846. Appeals in all actions or proceedings tried to the court without a jury. On appeal in the supreme court in any action tried by the court, but without a jury, if it appear to the court that any material evidence was excluded, the court may issue a mandate to the trial court to take such evidence without delay and to certify and return it to the supreme court, and all proceedings in the supreme court shall be stayed pending the return of such evidence. A party desiring to appeal from a judgment in any such action, shall cause a statement of the case to be settled within the time and in the manner prescribed by article 8 of chapter 11 of the Compiled Laws of North Dakota for the year 1913, and shall specify therein the questions of

fact that he desires the supreme court to review, and all questions of fact not so specified shall be deemed on appeal to have been properly decided by the trial court. Only such evidence as relates to the questions of fact to be reviewed shall be embodied in this statement. But if the appellant shall specify in the statement that he desires to review the entire case, all the evidence and proceedings shall be embodied in the statement. The supreme court shall try anew the question of fact specified in the statement or in the entire case, if the appellant demands a retrial of the entire case, and shall finally dispose of the same whenever justice can be done without a new trial, and either affirm or modify the judgment or direct a new judgment to be entered in the district court; the supreme court may, however, if it deem such course necessary to the accomplishment of justice, order a new trial of the action. In actions tried under the provisions of this section, failure of the court to make findings upon all the issues in the case shall not constitute a ground for granting a new trial or reversing the judgment; and, provided, that the provisions of this Section shall apply to all actions or proceedings tried to the court without a jury, and in all actions or proceedings which are properly triable with a jury and a jury trial has been waived and the same are tried to the court without a jury.

Section 2. Repeal.) All acts or parts of acts in conflict herewith are hereby repealed.

And when so amended do pass.

MR. SWENDSEID,
Chairman.

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

Mr. Swett moved that the House pass to the Eleventh Order of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 153 as follows: In line 9 strike out the words "damages or loss to person or" and inserting in lieu thereof the following: "injury or death to person, or damages or loss to."

Which request was granted.

Mr. Twichell moved that the rules be suspended, and that House Bill No. 153 be considered properly re-engrossed and placed upon 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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson,Bottineau
Anderson, Logan	Holte	Peterson,Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Biewer	Jodock	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Savre
Brunsdale	Kapfer	Schauss
Carlson	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson,McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Henrickson	Patterson	
Hill	Peters	

Absent and not voting:

Messrs.	Messrs.
Correll	Johnson
Fitch	McManus

So the bill passed and the title was agreed to.

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

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, 75; nays, 35; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Owings
Anfinson	Holthusen	Patterson
Arneson	Homnes	Peters
Bailey	Isaak	Peterson, Bottineau
Bettenhausen	Jardine	Piper
Biewer	Jensen	Place
Born	Johnston	Rue
Broschat	Jones	Sannes
Brunsdale	Larson, Nelson	Savre
Correll	Larson, Ransom	Smith
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Lynch	Svingen
Espeland	McKellar	Swendseid
Ettestad	Morgan	Symington
Flaten	Mostad	Traynor
Fuglestad	Muus	Twete
Gessner	Nelson, Dickey	Twichell
Gilbertson	Nelson, Morton	Wolf
Hanson, Stark	Niewoehner	Young
Henrickson	Odegard	
Hill	Oglesby	
Hillman	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Schauss
Anderson, Sargent	Jodock	Scholl
Carlson	Kapfer	Shurr
Crockett	McInnes	Solberg
Falconer	Nelson, Ward	Sundby, McLean
Fedje	Noben	Sundby, Renville
Fitzgerald	Olson, Adams	Swett
Flannigan	Olson, Bowman	Thompson
Gilchrist	Peterson, Mountrail	Treffry
Godwin	Rathbun	Wright
Hagen	Rindy	Madam Speaker
Hanson, Barnes	Sandlie	

Absent and not voting:

Messrs.	Messrs.
Fitch	McManus
Johnson	

So the bill passed and the title was agreed to.

Mr. Wolf moved that the vote by which House Bill No. 150 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

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, 15; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homnes	Rindy
Anderson, Sargent	Isaak	Rue
Anfinson	Jardine	Sandlie
Bailey	Jensen	Sannes
Bettenhausen	Johnston	Savre
Biewer	Jones	Schauss
Born	Kapfer	Scholl
Broschat	Larson, Ransom	Shurr
Carlson	Lavik	Smith
Correll	Lemke	Solberg
Crockett	Lofthus	Sprengrer
Cunningham	Lund	Steedsman
Dahl	Lynch	Sticka
Dittmer	McInnes	Stoa
Endres	McKellar	Strutz
Erickson, McKenzie	Morgan	Sundby, McLean
Erickson, McLean	Mostad	Sundby, Renville
Espeland	Muus	Svingen
Falconer	Nelson, Dickey	Swett
Fedje	Nelson, Morton	Swendseid
Fitzgerald	Nelson, Ward	Symington
Flannigan	Niewoehner	Thompson
Flaten	Odegard	Traynor
Fuglestad	Oglesby	Treffry
Gessner	Olson, Adams	Twete

Messrs.	Messrs.	Messrs.
Gilchrist	Opdahl	Twichell
Godwin	Owings	Wolf
Hagen	Patterson	Wright
Hanson, Barnes	Peters	Young
Hanson, Stark	Peterson, Bottineau	Madam Speaker
Holte	Peterson, Mountrail	
Holthusen	Rathbun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Henrickson	Lillehaugen
Brunsdale	Hill	Noben
Ettestad	Hillman	Olson, Bowman
Gilbertson	Jodock	Piper
Hanson, Benson	Larson, Nelson	Place

Absent and not voting:

Messrs.	Messrs.
Aljets	Johnson
Fitch	McManus

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 87 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 70 on page 8, line 174, of the printed bill, by striking out the word "property" and inserting in lieu thereof the words "structures now fully completed."

Which request was granted.

Mr. Twichell moved that the rules be suspended and House Bill No. 70 be considered properly re-engrossed and placed upon 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, 28; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Peterson, Mountrail
Anderson, Sargent	Isaak	Rathbun
Anfinson	Jardine	Rindy
Bettenhausen	Jensen	Rue
Biewer	Jodock	Sandlie
Born	Johnston	Savre
Broschat	Jones	Schauss
Brunsdale	Kapfer	Scholl
Carlson	Larson, Nelson	Shurr
Correll	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lillehaugen	Sprenger
Dittmer	Lund	Steedsman
Endres	Lynch	Sticka
Erickson, McKenzie	McInnes	Strutz
Erickson, McLean	McKellar	Sundby, McLean
Falconer	Morgan	Svingen
Fedje	Mostad	Swett
Fitch	Muus	Symington
Flannigan	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Twete
Godwin	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Stark	Opdahl	Wright
Hillman	Patterson	Young
Holte	Peters	Madam Speaker
Holthusen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Owings
Arneson	Henrickson	Peterson, Bottineau
Bailey	Hill	Piper
Crockett	Lemke	Place
Espeland	Lofthus	Sannes
Ettestad	Nelson, Dickey	Stoa
Fitzgerald	Oglesby	Sundby, Renville
Gessner	Olson, Adams	Swendseid
Gilchrist	Olson, Bowman	Treffry
Hanson, Barnes		

Absent and not voting:

Messrs.	Messrs.
Fuglestad	McManus
Johnson	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Jardine moved that the vote by which House Bill No. 70 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 7, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Bills Nos. 33 and 100, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 7, 1933.

Madam Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The House returned to the Eighth Order of Business.

The Clerk announced that the Speaker was about to sign Senate Bill No. 33 and Senate Bill No. 100.

The Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, 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, 109; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Holthusen	Place
Bailey	Homnes	Rathbun
Bettenhausen	Isaak	Rindy
Biewer	Jardine	Rue
Born	Jensen	Sandlie
Broschat	Jodock	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Correll	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger

Messrs.	Messrs.	Messrs.
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twitchell
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Benson	Owings	
Hanson, Stark	Patterson	

Those voting in the negative were:

Messrs.
Lynch

Absent and not voting:

Messrs.	Messrs.
Johnson	Traynor
McManus	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Flannigan moved that the vote by which Senate Bill No. 29 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

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, 11; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Isaak	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Carlson	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Twichell
Correll	Peters	Wright
Holte	Rue	Young
Hornes	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	McManus	Traynor
Johnson	Muus	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Lynch moved that the vote by which Senate Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

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:

Madam Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

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

Section 1. (Exemption) The assessor shall show upon his listing blanks the name of every head of a family. For the purpose of this act any person who has one or more others dependent upon him for support shall be regarded as the head of a family. The personal property of each and every such head of a family shall be exempt from taxation, provided the total value of his personal property at the time of assessment does not exceed \$100.00, and his total income during the preceding 12 months has been less than \$600.00.

After the assessors valuation of such property shall have been equalized, as now provided by law, the county auditor shall cause the names of such heads of families to be removed from the tax roll as exempt from personal property taxation.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

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

Line 1 of title before the word "real" insert the word "certain".

Section 1, line 3 after the word "law" insert the following:

"Except property of the United States, or the State of North Dakota, or of any county or municipal corporation."

And when so amended recommend that the same do pass.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

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

Page 2, line 19, after the word "Work" insert the words "or its equivalent".

Page 2; Section 523a4; line 4 and 5 correct spelling of the word "chiropractor".

Page 1; Section 523A3; line 9 correct spelling of the word "Symptomatology".

And the further recommendation that the words "or its equivalent", as amended by the standing committee, be stricken out.

And when so amended recommend that the same do pass.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 107, Session Laws of 1925, as Amended by Section 1 of Chapter 106, Session Laws of 1927, and Section 2 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

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

In the title strike out the following: In line one, all following the number "5"; all of line two and line three, all to the second appearance of the word "of" before Chapter 105.

In Section 1, lines one, two and three, the same amendments as in the title.

Page 2, line 24, strike out the word "three" and insert in lieu thereof "two".

And when so amended recommend that the same do pass.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1913.

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

In line 2 of the title strike out the figures "1913" and insert in lieu thereof "1931".

Section 1, line 3, strike out the figures "1913" and insert in lieu thereof "1931".

And when so amended recommend that the same do pass.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of Section 2 following the period after the figure 2, and insert the following: "PENALTY.) Any person violating the provisions of this act shall be guilty of a misdemeanor."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, of the title of the engrossed bill, after the word "funds," strike out the period, add a comma and the words "and declaring an emergency."

And recommend that the same be indefinitely postponed.

Also,

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

And recommend the adoption of the standing Committee's amendment as follows:

Section 1, line 7, strike out the word "additional" and insert in lieu thereof the word "addition."

And recommend that the same be indefinitely postponed.

D. L. PETERS,
Chairman.

Mr. Peterson of Mountrail asked that the report of the Committee of the Whole be divided as to Senate Bill No. 79.

Which request was granted.

Mr. Twichell asked that the report of the Committee of the Whole be divided as to Senate Bill No. 32.

Which request was granted.

Mr. Lynch moved that the report of the Committee of the Whole be adopted with the exception of Senate Bills Nos. 32 and 79.

Which motion prevailed.

Mr. Lynch moved that further consideration of Senate Bill No. 79 be indefinitely postponed.

Mr. Peterson of Mountrail requested a roll call.

Which request was granted.

ROLL CALL

The question being on Lynch motion for indefinitely postponing Senate Bill No. 79, the roll was called and there were ayes, 64; nays, 45; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Oglesby
Anderson, Logan	Holte	Opdahl
Bettenhausen	Holthusen	Peters
Biewer	Homnes	Piper
Born	Isaak	Rue
Broschat	Jardine	Sandlie
Brunsdale	Jensen	Smith
Carlson	Johnston	Steedsman
Correll	Jones	Sticka
Crockett	Kapfer	Stoa
Cunningham	Larson, Ransom	Strutz
Dittmer	Lavik	Svingen
Endres	Lillehaugen	Swett
Ettestad	Lynch	Swendseid
Flannigan	McKellar	Symington
Flaten	Morgan	Thompson
Gessner	Mostad	Traynor
Gilbertson	Muus	Twichell
Hanson, Barnes	Nelson, Dickey	Wolf
Hanson, Stark	Nelson, Morton	Wright
Henrickson	Niewoehner	Young
Hill		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jodock	Place
Anfinson	Larson, Nelson	Rathbun
Arneson	Lemke	Rindy
Bailey	Lofthus	Sannes
Dahl	Lund	Savre
Erickson, McKenzie	McInnes	Schauss
Erickson, McLean	Nelson, Ward	Scholl
Espelund	Noben	Shurr
Falconer	Odegard	Solberg
Fedje	Olson, Adams	Sprenger
Fitzgerald	Olson, Bowman	Sundby, McLean
Fuglestad	Owings	Sundby, Renville
Gilchrist	Patterson	Treffry

Messrs.	Messrs.	Messrs.
Godwin	Peterson,Bottineau	Twete
Hanson, Benson	Peterson,Mountrail	Madam Speaker

Absent and not voting:

Messrs.	Messrs.
Fitch	Johnson
Hagen	McManus

Which motion prevailed.

Mr. Lynch moved that the vote by which Senate Bill No. 79 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 for indefinite postponement of Senate Bill No. 32 be approved.

Which motion prevailed.

Mr. Twichell moved that the vote by which Senate Bill No. 32 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Ettestad moved that 500 additional copies of the House Journal be printed from this time on.

Which motion prevailed.

ROLL CALL

The question being on printing of 500 additional copies of the Journal from this time on the roll was called and there were ayes, 87; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Oglesby
Anderson, Logan	Hanson, Benson	Olson, Bowman
Anderson, Sargent	Henrickson	Opdahl
Anfinson	Hillman	Owings
Arneson	Holte	Peters
Bailey	Holthusen	Peterson,Bottineau
Biewer	Homnes	Peterson,Mountrail
Born	Isaak	Rathbun
Broschat	Jardine	Rue
Brunsdale	Johnston	Sannes
Carlson	Jones	Schauss
Correll	Kapfer	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lofthus	Sprenger

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	McKellar	Svingen
Falconer	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Thompson
Flaten	Nelson, Dickey	Traynor
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wright
Godwin	Noben	Young
Hagen	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Larson, Nelson	Savre
Crockett	Lillehaugen	Sticka
Fedje	Olson, Adams	Stoa
Fuglestad	Patterson	Sundby, Renville
Hanson, Stark	Piper	Symington
Hill	Place	Treffry
Jensen	Rindy	Wolf
Jodock	Sandlie	

Absent and not voting:

Messrs.	Messrs.
Fitch	McManus
Johnson	

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Fitch introduced:

House Bill No. 200. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Transfer the Southeast Quarter of Section 36, Township 152 North, of Range 54, West of the Fifth Principal Meridian, From the Common School Land Grant to the University Land Grant and to Transfer from the University Land Grant to the Common School Land Grant a Tract of Land of Equal Value.

Was read the first and second times and referred to the Committee on School and Public Lands.

Mr. Fitch introduced:

House Bill No. 201. A Bill for an Act Accepting the Amendment Enacted by Congress to Section Eleven (11) of the Act Approved February 22, 1889 (25 Stat. 676), Relating to the Admission into the Union of the States of North Dakota, South Dakota, Montana and Washington, Approved by the President of the United States May 7, 1932.

Was read the first and second times and referred to the Committee on School and Public Lands.

Mr. Fitch introduced:

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. J. M. Thompson introduced:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

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

Mr. W. J. Godwin introduced:

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11, Chapter 148, Session Laws of the State of North Dakota for 1913, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

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

Mr. C. F. Carlson introduced:

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. C. F. Carlson introduced:

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

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

Mr. Born introduced:

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

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

Messrs. Dittmer and Crockett introduced:

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

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

Mr. Godwin introduced:

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

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

Mr. Swett introduced:

House Bill No. 210. A Bill for an Act Relating to Licensing and Regulation of Bill Boards, Display Cards, Signs and Advertising Displays in Public Places and Along the Highways and Other Conspicuous Places Within the State.

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

Mr. Etestad introduced:

House Bill No. 211. A Bill for an Act to Provide for the Practice of Medicine by Physicians in Hospitals Exempt from Taxation.

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. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

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

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

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

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

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

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

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

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

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

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Jack Ryan, Fargo; Mrs. W. Kamrath, Mrs. L. O. Fredericks, Mrs. Frank Vogel, Mrs. Ben Larkin, Mrs. H. J. Roberts, Bismarck; Mrs.

B. Mann, Dickinson; L. Rubin, Bismarck; Carl Plomanson, Dresden; Leonard Peterson, Langdon; W. G. Johnson, Fargo; M. Duffy, Crosby; Edward Kurle, New Leipzig; Carl Heidel, Carl Schauss, Mandan; Mrs. R. P. Wright, Jamestown; Mrs. F. M. Orchard, Bismarck; Ray E. Olson, Carl F. Lilja, Forman.

Mr. Solberg moved that the House do now recess until 1:45 tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 8, 1933.

The House convened at 1:45 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Twete moved that the House do now adjourn.

Which motion prevailed.

THIRTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 8, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. A. H. Ermel.

Roll Call: All members present except Representatives McManus and Peters.

Mr. Hagen moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A petition signed by Mrs. F. Shaw of Sheldon and 20 others, protesting against the law providing for "beer parlors" was read and referred to the Committee on Temperance.

Petitions urging retention of prohibition enforcement laws, signed by Mrs. Thor Volstad, Cooperstown, and 34 others, and Mrs. Grant Palmer of Mandan and 24 others, were read and referred to the Committee on Temperance.

A letter signed by officers of the Florence Kimball Unit of the American Legion Auxiliary, Lisbon, protesting elimination of appropriation for Children's Bureau, was read and referred to the Committee on Appropriations.

A petition signed by Mr. John Barrington of Strasburg and 45 others, urging repeal of all prohibition enforcement acts, was read and referred to the Committee on Temperance.

A resolution signed by the officers of the Zion Lutheran Church, opposing repeal of North Dakota "blue laws" was read and referred to the Committee on Temperance.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 8, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Also,

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Which the Speaker has signed.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Which the House has passed unchanged.

Also,

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Also,

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Which the House has indefinitely postponed.

Also transmit:

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Also,

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Also,

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 107, Session Laws of 1925, as Amended by Section 1 of Chapter 106, Session Laws of 1927, and Section 2 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1913.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Temperance made the following report:

Madam Speaker: A majority of your Committee on Temperance to whom was referred:

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913, as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10144 Compiled Laws 1913, as Amended by Section 10144 Supplement to Compiled Laws 1913; 10145 Compiled Laws 1913 and 10145 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BJORN FUGLESTAD,
L. C. ODEGARD,
EINAR MUUS,
J. E. STOA,
O. B. LARSON,
ED. A. HILL,
LEWIS HAGEN,
C. O. ARNESON,
M. T. LILLEHAUGEN,

R. E. STRUTZ,
Chairman.

The minority of the Committee on Temperance made the following report:

Madam Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10144 Compiled Laws 1913, as Amended by Section 10144 Supplement to Compiled Laws 1913; 10145 Compiled Laws 1913 and 10145 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

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

Strike out the emergency clause and further amend as follows:

In the title of the bill, line 13, after the semi-colon after the figures "1913", strike out remainder of line 13, all of line 14 and all of line 15.

In line 10, page 2 of the printed bill, strike out the figures "10120, 10121,".

In line 11, page 2 of the printed bill, strike out the figures "10131,".

In line 14, page 2 of the printed bill, strike out the figures "10140,".

In line 15, page 2 of the printed bill, strike out the figures "10141, 10142,".

In line 25, page 3 of the printed bill, strike out the figures "10145b21,".

In line 17, page 2, of printed bill strike out everything after

the figures "1913"; strike out all of line 18 and everything in line 19 up to the figures "10145a1."

And when so amended recommend the same do pass.

J. A. ERICKSON,
N. McKELLAR,
MILTON R. YOUNG,
WM. H. BETTENHAUSEN,
L. E. CORRELL.

Mr. Godwin moved that the report of the minority be adopted.

Mr. Lillehaugen moved as a substitute motion that Mr. Godwin's motion be laid on the table.

Mr. Lynch moved, as an amendment to the substitute motion, that House Bill No. 76 be made a special order of business for 3:00 o'clock p. m. tomorrow.

Which motion prevailed.

The Committee on Temperance made the following report:

Madam Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 77. A Bill for an Act Regulating the Manufacture and Sale of Beer in North Dakota If and When United States Congress Authorizes the Manufacture and Sale of Beer in United States; Providing for Issuing Permits and Licenses for Manufacture and Sale Thereof; for the Appointment of a Beer Commissioner to be Appointed by the Governor and Providing for the Payment and Collection of a Tax Thereon; and Furnishing of Bond; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of this Act; and Providing that Any Person Violating this Act Shall be Enjoined and that Any Building or Premises Made Use of for Purposes in Violation of this Act Shall be Deemed a Nuisance and Abated by Injunction.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. STRUTZ,
Chairman.

Mr. Swett moved that House Bill No. 77 be made a special order of business for tomorrow, succeeding consideration of House Bill No. 76.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

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

OLE ETTESTAD,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

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

Section 1, line 1, insert the letter "a" between the figures "2" and "5". Thus making it: "10322a50".

Section 1, line 9, strike out the word "or" and insert in lieu thereof "of".

And when so amended recommend the same do pass.

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment.

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

In line 3 of the title strike out the period and insert in lieu thereof a "comma" and add the following: "and declaring an emergency".

After Section 1 insert the following:

"Section 2. EMERGENCY.) An emergency is declared to exist and this act shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

EINAR TWETE,
Chairman.

Mr. Twete 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 149. A Bill for an Act to Amend and Re-enact Section 2157 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 228 of the Session Laws of North Dakota for 1929, Relating to Tax Receipts and the Contents Thereof, and Requiring that the Same Be Issued in Triplicate.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

The Committee on Schools and Public Lands made the following report:

Madam Speaker: Your Committee on Schools and Public Lands to whom was referred:

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

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

H. M. HENRICKSON,
Chairman.

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

The Committee on Majority of Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MARTIN LUND
H. D. PIPER
H. A. RINDY
LOUIS ENDRES
K. A. FITCH
J. M. THOMPSON

The Committee on Minority of Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

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

F. BORN
GILBERT SUNDBY
PETER PETERSON
GEO. ALJETS
H. T. PETERSON

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report of the minority be adopted.

Mr. Thompson moved as a substitute motion, that the majority report be substituted for the minority.

Roll call demanded and granted.

ROLL CALL

The question being on the adoption of the majority report, the roll was called and there were ayes, 43; nays, 68; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arneson	Holte	Nelson, Morton
Bailey	Holthusen	Oglesby
Brunsdale	Homnes	Patterson
Carlson	Isaak	Piper
Correll	Jardine	Rue
Dittmer	Jensen	Scholl
Endres	Johnson	Smith
Erickson, McLean	Jones	Steedsman
Fitch	Lund	Stoa
Flannigan	Lynch	Swett

Messrs.	Messrs.	Messrs.
Flaten	McKellar	Thompson
Gessner	Morgan	Traynor
Godwin	Mostad	Twete
Hanson, Barnes	Muus	Twichell
Hillman		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Place
Anderson, Logan	Hill	Rathburn
Anderson, Sargent	Jodock	Rindy
Anfinson	Johnston	Sandlie
Bettenhausen	Kapfer	Sannes
Biewer	Larson, Nelson	Savre
Born	Larson, Ransom	Schauss
Broschat	Lavik	Shurr
Crockett	Lemke	Solberg
Cunningham	Lillehaugen	Sprenger
Dahl	Lofthus	Sticka
Erickson,McKenzie	McInnes	Strutz
Espeland	Nelson, Dickey	Sundby, McLean
Ettestad	Nelson, Ward	Sundby, Renville
Falconer	Niewoehner	Svingen
Fedje	Noben	Swendseid
Fitzgerald	Odegard	Symington
Fuglestad	Olson, Adams	Treffry
Gilbertson	Olson, Bowman	Wolf
Gilchrist	Opdahl	Wright
Hagen	Owings	Young
Hanson, Benson	Peterson,Bottineau	Madam Speaker
Hanson, Stark	Peterson,Mountrail	

Absent and not voting:

Messrs.
McManus
Peters

So the motion was declared lost.

The question being on the adoption of the minority report, the motion prevailed and the report was adopted.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Court May Entertain Such Application and Render a Decree of Absolute Divorce.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GOTTLIEB ISAAK,
EDW. SAVRE,
EARL D. SYMINGTON,
S. A. ESPELAND,
M. H. LYNCH,
VAL P. WOLF.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Court May Entertain Such Application and Render a Decree of Absolute Divorce.

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

In the title of the bill, line 4, following the words "which the" strike out the word "Court" and insert in lieu thereof the following "Judge or his successor". In Section 5, line 3, following the words "the same" strike out the word "Court" and insert in lieu thereof "Judge or his successor". In line 4 of the same Section, following the words "as the" strike out the word "Court" and insert in lieu thereof the word "Judge". In lines 12 and 13 following the word years (comma) strike out the following, "and that there are no minor children whose rights may be affected (comma)". In line 15 of the same section, following the words "Then the" strike out the word "Court" and insert in lieu thereof the word "Judge".

R. E. SWENDSEID,
D. L. ANDERSON,
H. W. McINNES,
BEN GILBERTSON,
C. T. OLSON,
P. J. FLATEN,
J. A. PATTERSON.

And when so amended recommend the same do pass.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Lynch moved as a substitute motion that the report of the minority be substituted for the report of the majority.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

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

OLE O. SUNDBY,
Chairman.

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

The majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 121. A Bill for an Act to Repeal Section 2263 of the 1925 Supplement to Compiled Laws of 1913 Relating to County Agent Work, and to Provide for Agricultural Development through Farm and Home Councils and County Agents; to Provide the Method of Appointing Such Agents and Councils, and to Prescribe Their Powers and Duties; to Provide for the Levy of a Tax Therefor; and to Provide a Method of Discontinuing Such Work.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
ANDREW JOHNSTON,
OLE ETTESTAD,
R. R. LOFTHUS,
C. O. ARNISON,
O. C. OLSON,
W. W. TREFFRY,
J. M. BAILEY,
M. T. LILLEHAUGEN.

The minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 121. A Bill for an Act to Repeal Section 2263 of the 1925 Supplement to Compiled Laws of 1913 Relating to County Agent Work, and to Provide for Agricultural Development through Farm and Home Councils and County Agents; to Provide the Method of Ap-

pointing Such Agents and Councils, and to Prescribe Their Powers and Duties; to Provide for the Levy of a Tax Therefor; and to Provide a Method of Discontinuing Such Work.

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

On page 2, Section 3, line 2, strike out the balance of the line following the word "shall", also all of lines 3 and 4. In line 5 strike out the word "follows:" and insert in lieu thereof the following: "arrange for the selection by and from the following organizations, commodity interests and groups, not less than seven (7) nor more than eleven (11) persons who shall constitute the Farm and Home Advisory Council (hereinafter referred to as the Council)."

On Page 3, line 16, after the word "appointments" insert the following: "shall be made by and from the organizations, commodity interests or groups from which the retiring members of the council were selected and".

Also strike out the following:

On Page 3, Section 6, Lines 2 and 3 and in line 4 to the word "signify" and insert in lieu thereof the following: "When twenty-five percent (25%) of the electors of any county which must include in any case fifty-one percent (51%) of the adult farm population, as determined by the last preceding Federal Census shall".

In the same section on Page 4, in Line 8, strike out the words "seventy-five hundredths", also the figures "(75/100)" and insert in lieu thereof the words "five-tenths" also the figures "(5/10)".

Page 5, Section 10, beginning with Line 9, following the period following the word "meetings" insert the following: "Provided that in case the official paper of any county is a daily paper said notice shall be inserted in the two issues which are published seven (7) and fourteen (14) days preceding the dates of such meetings."

Also in line 15 following the period after the word "effect" insert the following: "Thereafter every four years or sooner if in the judgment of the council it appears advisable a report of the progress of the co-operative efforts of said Farm and Home Program shall be submitted to the farm women of the county as herein provided."

On Page 6, Section 11, Line 4, strike out the balance of the line following the word "by", also Line 5 to the word "population", and insert the following in lieu thereof: "twenty-five percent (25%) of the electors of the county, any in any case, fifty-one percent (51%) of the adult farm".

And when so amended recommend the same do pass.

L. L. TWICHELL,
LEWIS HAGEN,
MILTON RUE,
KARL H. BRUNSDALE,
W. J. GODWIN,

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report of the minority be adopted.

Mr. Swendseid moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion prevailed.

Mr. Henrickson moved that the vote by which House Bill No. 121 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:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

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

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

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

EINAR TWETE,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

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

After the word "Capacity" in line 15 of the printed bill insert:

"Provided that trucks of over two tons capacity shall carry the following registration fee for the first year:

\$55.00 for trucks of two tons capacity.

\$70.00 for trucks to two and one-half tons capacity.

\$90.00 for trucks of three and less than four tons capacity.

\$200.00 for trucks of four and less than five tons capacity.

\$400.00 for trucks of five and less than six tons capacity.

\$600.00 for trucks of six and less than seven tons capacity.

\$900.00 for trucks with a load capacity of over seven tons. The fee for the years subsequent shall carry a ten percent reduction from the fee of the previous year, as above determined, until the fee equals one-half of the original and thereafter there shall be no further reduction."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

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

H. M. HENRICKSON,
Chairman.

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

The Committee on Insurance made the following report:
Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

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

Strike out all of the title and insert in lieu thereof the following: "For an Act to amend and re-enact Chapter 167 of the Session Laws of 1927 relating to insurance on public buildings."

In line 6 after the word "fund" strike out the word "may" and insert the word "shall". In line 8 after the word "in" insert the word "either". In line 9 after the word "Companies" strike out the remainder of the line, also line 10 and part of line 11 up to the word "duly". In line 13, after the word "Dakota" strike out the period and add the following: "or in the State Fire and Tornado Fund. Provided that nothing herein shall be construed to interfere with policies now in force."

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

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

The Committee on Temperance made the following report:
Madam Speaker: Your Committee on Temperance to whom was referred:

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

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

R. E. STRUTZ,
Chairman.

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

EIGHTH ORDER OF BUSINESS

Mr. Fitch moved that House Bill No. 166 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Hanson of Stark requested permission to withdraw House Bill No. 170.

Which request was granted.

Mr. Flannigan moved that the House pass over the 10th and 13th Orders of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. 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, 110; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Homnes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Johnson	Sannes
Carlson	Johnston	Savre
Correll	Jones	Schauss
Crockett	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	Lynch	Strutz
Falconer	McInnes	Sundby, McLean
Fedje	McKellar	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.
Madam Speaker

Absent and not voting:

Messrs.
McManus
Peters

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which House Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients 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, 102; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sandlie
Crockett	Jones	Sannes
Cunningham	Kapfer	Savre

Messrs.	Messrs.	Messrs.
Dahl	Larson, Ransom	Schauss
Dittmer	Lavik	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Smith
Erickson, McLean	Lofthus	Solberg
Espeland	Lund	Sprenger
Ettestad	Lynch	Steedsman
Falconer	McInnes	Sticka
Fedje	McKellar	Stoa
Fitch	Morgan	Strutz
Fitzgerald	Mostad	Sundby, McLean
Flannigan	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Svingen
Fuglestad	Nelson, Morton	Swett
Gessner	Nelson, Ward	Swendseid
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Traynor
Godwin	Odegard	Treffry
Hagen	Oglesby	Twete
Hanson, Barnes	Olson, Adams	Twichell
Hanson, Stark	Olson, Bowman	Wright
Henrickson	Opdahl	Young
Hill	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Correll	Larson, Nelson
Bailey	Hanson, Benson	Symington
Bettenhausen	Jensen	Wolf

Absent and not voting:

Messrs.
McManus
Peters

So the bill passed and the title was agreed to.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

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, 46; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Rathbun
Anderson, Logan	Hill	Rue
Anderson, Sargent	Holte	Sandlie
Bettenhausen	Holthusen	Schauss

Messrs.	Messrs.	Messrs.
Biewer	Homnes	Scholl
Born	Jardine	Smith
Broschat	Jodock	Solberg
Brunsdale	Johnson	Sprengrer
Correll	Larson, Ransom	Steedsman
Cunningham	Lavik	Sticka
Dahl	McInnes	Stoa
Dittmer	McKellar	Strutz
Endres	Morgan	Sundby, McLean
Espeland	Mostad	Sundby, Renville
Fedje	Muus	Thompson
Fitch	Nelson, Dickey	Traynor
Flannigan	Nelson, Morton	Twichell
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Bowman	Wright
Godwin	Owings	Young
Hanson, Barnes	Patterson	Madam Speaker
Hanson, Benson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Isaak	Opdahl
Arneson	Jensen	Peterson, Bottineau
Bailey	Johnston	Peterson, Mountrail
Carlson	Jones	Piper
Crockett	Kapfer	Place
Erickson, McKenzie	Larson, Nelson	Rindy
Erickson, McLean	Lemke	Sannes
Ettestad	Lillehaugen	Savre
Falconer	Lofthus	Shurr
Fitzgerald	Lund	Svingen
Flaten	Nelson, Ward	Swett
Fuglestad	Niewoehner	Swendseid
Gessner	Noben	Symington
Hagen	Odegard	Treffry
Henrickson	Olson, Adams	Twete
Hillman		

Absent and not voting:

Messrs.	Messrs.
Lynch	Peters
McManus	

So the bill passed and the title was agreed to.

Mr. Wolf moved that the vote by which House Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Explanation of votes:

Mr. Swett: I vote "No" for the purpose of reconsideration.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers

and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, 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, 104; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Adams
Anderson, Logan	Henrickson	Olson, Bowman
Anderson, Sargent	Hill	Opdahl
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bettenhausen	Holthusen	Piper
Biewer	Homnes	Place
Born	Isaak	Rathbun
Broschat	Jardine	Rindy
Brunsdale	Jensen	Rue
Carlson	Jodock	Sandlie
Correll	Johnson	Sannes
Crockett	Johnston	Savre
Cunningham	Jones	Schauss
Dahl	Kapfer	Scholl
Dittmer	Larson, Nelson	Shurr
Endres	Larson, Ransom	Smith
Erickson, McKenzie	Lavik	Solberg
Erickson, McLean	Lemke	Sprenger
Espeland	Lillehaugen	Stoa
Ettestad	Lofthus	Strutz
Falconer	Lund	Sundby, McLean
Fedje	Lynch	Svingen
Fitch	McInnes	Swett
Fitzgerald	McKellar	Swendseid
Flannigan	Morgan	Symington
Flaten	Mostad	Thompson
Fuglestad	Muus	Treffry
Gessner	Nelson, Dickey	Twete
Gilbertson	Nelson, Morton	Twichell
Gilchrist	Nelson, Ward	Wolf
Godwin	Niewoehner	Wright
Hagen	Noben	Young
Hanson, Barnes	Odegard	Madam Speaker
Hanson, Benson	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Owings	Steedsman	Sundby, Renville
Patterson	Sticka	

Absent and not voting:

Messrs.	Messrs.
Bailey	Peters
McManus	Traynor

So the bill passed and the title was agreed to.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

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, 80; nays, 29; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peterson, Bottineau
Anderson, Logan	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Henrickson	Place
Anfinson	Hill	Rathbun
Arneson	Hillman	Rindy
Bailey	Isaak	Rue
Biewer	Jensen	Sandlie
Born	Jodock	Sannes
Broschat	Kapfer	Savre
Carlson	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	McInnes	Strutz
Ettestad	Mostad	Sundby, McLean
Falconer	Nelson, Ward	Sundby, Renville
Fedje	Niewoehner	Svingen
Fitzgerald	Noben	Swett
Flannigan	Odegard	Swendseid
Fuglestad	Oglesby	Symington
Gilbertson	Olson, Adams	Treffry
Gilchrist	Olson, Bowman	Twete
Godwin	Opdahl	Wolf
Hagen	Owings	Madam Speaker
Hanson, Barnes	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Nelson, Morton
Correll	Johnson	Piper
Cunningham	Johnston	Smith
Dittmer	Jones	Steedsman
Fitch	Lund	Thompson
Flaten	Lynch	Traynor
Gessner	McKellar	Twichell

Messrs.	Messrs.	Messrs.
Holte	Morgan	Wright
Holthusen	Muus	Young
Homnes	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.
Bettenhausen	Peters
McManus	Schauss

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which House Bill No. 146 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

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, 27; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peterson, Bottineau
Anfinson	Henrickson	Peterson, Mountraill
Arneson	Hill	Place
Bailey	Isaak	Rindy
Biewer	Jensen	Rue
Broschat	Jodock	Sandlie
Crockett	Kapfer	Sannes
Cunningham	Larson, Nelson	Savre
Dahl	Larson, Ransom	Schauss
Dittmer	Lavik	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Ward	Swett
Flaten	Niewoehner	Swendseid
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Adams	Young
Godwin	Olson, Bowman	Madam Speaker
Hagen	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Rathbun
Born	Johnson	Smith
Brunsdale	Johnston	Steedsman
Correll	Jones	Sticka
Fitch	Lynch	Symington
Hillman	Morgan	Thompson
Holte	Nelson, Dickey	Traynor
Holthusen	Nelson, Morton	Twichell
Homnes	Piper	Wright

Absent and not voting:

Messrs.	Messrs.
Carlson	Peters
McManus	

So the bill passed and the title was agreed to.

Mr. Hagen moved that the vote by which House Bill No. 154 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 8, 1933.

Madam Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Which the President has signed and your signature is respectfully requested.

Also transmit,

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, 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, 92; nays, 17; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Isaak	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Jones	Rue
Broschat	Kapfer	Sandlie
Carlson	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Dahl	Lavik	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	Morgan	Strutz
Fedje	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Smith
Correll	Johnson	Steedsman
Dittmer	Johnston	Traynor
Fitch	McInnes	Twichell
Holte	McKellar	Wright
Homnes	Schauss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	McManus	Peters

Passed:

Messrs.

Swendseid

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 115 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

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, 7; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.

Messrs.

Messrs.

Aljets

Henrickson

Peterson, Bottineau

Anderson, Logan

Hill

Peterson, Mountrail

Anderson, Sargent

Hillman

Piper

Anfinson

Holte

Place

Arneson

Holthusen

Rathbun

Bailey

Homnes

Rindy

Biewer

Isaak

Rue

Born

Jensen

Sandlie

Broschat

Jodock

Sannes

Brunsdale

Johnson

Savre

Carlson

Johnston

Schauss

Correll

Jones

Scholl

Crockett

Kapfer

Shurr

Cunningham

Larson, Nelson

Smith

Dahl

Larson, Ransom

Solberg

Dittmer

Lavik

Sprenger

Erickson, McKenzie

Lillehaugen

Steedsman

Erickson, McLean

Lofthus

Sticka

Espeland

Lund

Stoa

Ettestad

McInnes

Strutz

Falconer

Morgan

Sundby, McLean

Fedje

Mostad

Sundby, Renville

Fitch

Muus

Svingen

Fitzgerald

Nelson, Dickey

Swett

Flannigan

Nelson, Morton

Swendseid

Flaten

Nelson, Ward

Symington

Fuglestad

Niewoehner

Thompson

Gessner

Noben

Traynor

Gilbertson

Odegard

Treffry

Gilchrist

Oglesby

Twete

Godwin

Olson, Adams

Wolf

Hagen

Olson, Bowman

Wright

Hanson, Barnes

Opdahl

Young

Hanson, Benson

Owings

Madam Speaker

Hanson, Stark

Patterson

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lemke	Twichell
Endres	Lynch	
Jardine	McKellar	

Absent and not voting:

Messrs.	
McManus	Peters

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which Senate Bill No. 86 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

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, 25; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Patterson
Anderson, Logan	Hanson, Benson	Peterson, Bottineau
Anderson, Sargent	Hanson, Stark	Peterson, Mountrail
Anfinson	Hillman	Place
Arneson	Holthusen	Rathbun
Bailey	Isaak	Rindy
Bettenhausen	Jardine	Rue
Biewer	Jensen	Sandlie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Correll	Jones	Schauss
Carlson	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson, McKenzie	Lynch	Sprenger
Erickson, McLean	McInnes	Stoa
Espeland	Morgan	Sundby, McLean
Ettestad	Muus	Swett
Falconer	Nelson, Morton	Swendseid
Fitch	Nelson, Ward	Symington
Fitzgerald	Niewoehner	Thompson
Flannigan	Noben	Traynor
Flaten	Odegard	Twichell
Gessner	Oglesby	Wolf
Gilchrist	Olson, Bowman	Wright
Godwin	Opdahl	Young
Hagen	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lemke	Sticka
Crockett	Lillehaugen	Strutz
Dahl	Lofthus	Sundby, Renville
Fedje	Lund	Svingen
Fuglestad	McKellar	Treffry
Gilbertson	Mostad	Twete
Henrickson	Nelson, Dickey	Madam Speaker
Homnes	Piper	
Jodock	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hill	McManus	Peters
Holte	Olson, Adams	

So the bill passed and the title was agreed to.

Mr. Biewer moved that the vote by which Senate Bill No. 101 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved that the House revert to the 15th Order of Business.

Which motion prevailed.

GENERAL ORDERS

Mr. Ettestad 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. Ettestad to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Punishment therefore.

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

In the title of the bill line 3, strike out the word "punishment" and insert the word "penalty" in lieu thereof. Strike out the period following the word "therefore" and insert a comma in lieu thereof, and add the following: "and declaring an emergency" period. In Section 2, line 5, strike out the comma following the word "eggs," insert the word "and" in lieu thereof and place a period following the word "poultry." Strike out the balance of line 5 and all of line 6. On page 2, Section 5, line 1, strike out the comma after the word "Labor," insert the following: "and the Dairy Commissioner." In the same line strike out the

word "his" and insert in lieu thereof the word "their." In line 2 of the same Section strike out all following the comma that follows the word "employees." In line 3 strike out the word "Commissioners," also the comma following that word. On page 3, Section 6, line 2, following the word "Labor," insert the following: "or to the Dairy Commissioner." In line 3, strike out the word "he" and insert the words "either of them" in lieu thereof. In line 4, following the word "Agriculture," insert the following: "and Labor and Dairy Commissioner." In line 6 strike out the word "he" and insert the words "either of them" in lieu thereof.

And when so amended recommend that the same do pass.

Also,

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

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

In Section 1, line 2, following the words "among the" strike out the word "petty" and insert in lieu thereof the word "petit." In line 13 of the same Section strike out the word "petty" and insert in lieu thereof the word "petit."

And when so amended recommend that the same do pass.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Laws of 1919, Chapter 8, Entitled "Appeals in Civil Cases Tried Without a Jury"; and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in all Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

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

Strike out everything after the words "A BILL" and insert the following in lieu thereof:

FOR AN ACT to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Amendment.) That Section 7846 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

Section 7846. Appeals in all actions or proceedings tried to the court without a jury. On appeal in the supreme court in any action tried by the court, but without a jury, if it appear to the court that any material evidence was excluded, the court may issue a mandate to the trial court to take such evidence without delay and to certify and return it to the supreme court, and all proceedings in the supreme court shall be stayed pending the return of such evidence. A party desiring to appeal from a judgment in any such action, shall cause a statement of the case to be settled within the time and in the manner prescribed by article 8 of chapter 11 of the Compiled Laws of North Dakota for the year 1913, and shall specify therein the questions of fact that he desires the supreme court to review, and all questions of fact not so specified shall be deemed an appeal to have been properly decided by the trial court. Only such evidence as relates to the questions of fact to be reviewed shall be embodied in this statement. But if the appellant shall specify in the statement that he desires to review the entire case, all the evidence and proceedings shall be embodied in the statement. The supreme court shall try anew the question of fact specified in the statement or in the entire case, if the appellant demands a retrial of the entire case, and shall finally dispose of the same whenever justice can be done without a new trial, and either affirm or modify the judgment or direct a new judgment to be entered in the district court; the supreme court may, however, if it deem such course necessary to the accomplishment of justice, order a new trial of the action. In actions tried under the provisions of this section, failure of the court to make findings upon all the issues in the case shall not constitute a ground for granting a new trial or reversing the judgment; and, provided, that the provisions of this Section shall apply to all actions or proceedings tried to the court without a jury, and in all actions or proceedings which are properly triable with a jury and a jury trial has been waived and the same are tried to the court without a jury.

Section 2. Repeal.) All acts or parts of acts in conflict herewith are hereby repealed.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

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

In Section 2, line 3, following the word "estate," strike out the words "heretofore made".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

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

In the title of the bill following the word "cause" strike out the period and insert a comma in lieu thereof and add the following, "repealing Section 10,800 of the Compiled Laws of 1913 and all Acts and parts of Acts in conflict herewith."

In the body of the bill following Section 2 (period) strike out the balance of the section and insert the following: "REPEAL.) Repealing Section 10,800 of the Compiled Laws of 1913 and all Acts and parts of Acts in conflict herewith (period)"

And when so amended recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Godwin stated that through error only a portion of House Bill No. 192 had been printed, and moved that the balance of the bill be printed.

Which motion prevailed.

Mr. Flannigan moved that the House reconsider the action by which House Bill No. 106 was indefinitely postponed.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 106 be re-referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Svingen requested an extension of time on House Bill No. 138.

Which request was granted.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

The Speaker signed the same in the presence of the House.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. C. T. Olson introduced:

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

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

Messrs. Endres and Owings introduced:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of North Dakota, for the year 1913, Relating to Deposit of Public Funds.

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

Messrs. Sannes and Erickson of McKenzie (by request) introduced:

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

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

State Affairs Committee introduced:

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

State Affairs Committee introduced:

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

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

Mr. Kapfer introduced:

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

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

Messrs. Young, Strutz, Lemke and Wright introduced:

House Bill No. 218. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to imposing a tax upon dogs; providing for the assessment, levy and collection thereof; providing for the issuance of license tags for all dogs upon which said tax is assessed; providing for the determination and payment of losses from tax collected thereunder to the owners of livestock or poultry damaged by dogs; providing for the killing of dogs in certain cases; providing for hearing and appeal; imposing powers and duties on certain

county officers and employees, and providing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

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

Mr. Homnes introduced:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

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

Messrs. Twichell, Swett, Swendseid and Homnes introduced:

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

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

Messrs. Olson of Bowman, Fedje, Jodock, Hanson of Benson and Solberg introduced:

House Bill No. 221. A Bill for an Act Designating the Qualifications of Banks in Which Public Money Shall Be Deposited, Providing for the Disclosure by Such Banks as to the Ownership of Their Stock, Providing a Penalty for the Violation of the Provisions of This Act, and Declaring an Emergency.

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

Mr. Carlson introduced:

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

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

Mr. Hagen introduced:

House Bill No. 223. A Bill for an Act to Amend Section 1529 of the Compiled Laws of North Dakota for the Year 1913 Prohibiting the Sale and Purchase of Publications Except Those in General Use, of Which Teachers, Principals and County Superintendents Are Authors.

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

Messrs. Sannes and Erickson of McKenzie introduced:

House Bill No. 224. A Bill for an Act to Provide for the Publication and Distribution of Free School Textbooks to Children Enrolled in Schools Up to and Including the Eighth

Grade; Reducing Salaries and Expenses of School Officers, and Appropriating Funds Saved by Such Reduction to Cost of Free Textbooks, and Declaring an Emergency.

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

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: D. J. Slick, J. J. Barth, Bismarck; Judge J. C. Lowe, Minot; Emil Hintz, Mott; Ed Horkan, Billings; Joseph Schneider, Bismarck; O. B. Stray, G. W. Arnold, Stanley; William Hellwig, Wishek; Ed Hellwig, Lehr; Math Ehrhart, Hazelton; O. P. Shelstad, Harry L. Thompson, Cooperstown.

Mr. Lynch moved that the House do now recess until 1:55 tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
February 9, 1933.

The House convened at 1:55 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Swett moved that the House reconsider the vote by which House Bills 76 and 77 were made a Special Order of Business for 3 o'clock this afternoon.

Which motion prevailed.

Mr. Swett moved that House Bills 76 and 77 be made a Special Order of Business for 7:30 o'clock this evening.

Which motion prevailed.

Mr. Swett moved that the House do now adjourn.

Which motion prevailed.

THIRTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
February 9, 1933.

The House convened at 2:00 o'clock pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ermel.

Roll Call: All members present except Representatives Flannigan, Godwin, Jodock, McManus and Peters.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth Day After Recess and Thirty-seventh Day and recommend that the same be corrected as follows:

Page 5, line 40, correct spelling of Fuglestad.

Page 34, line 5, correct spelling of "lieu".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication addressed to W. W. Treffry, signed by Henry A. Allmaras and 190 others, asking legislation to legalize horse racing, was read and referred to the Committee on State Affairs.

A communication signed by Rev. J. A. Lenson and 52 others asking retention of present prohibition laws, was read and referred to the Committee on Temperance. Similar petitions signed by the officers of the Stiklestad Lutheran Congregation of Fort Ransom, Mrs. Henry Nelson of Valley City and 40 others, Mrs. E. O. Johnson of Christine and 26 others, O. K. Olson of Souris and 31 others, Albert Cooke of Gladstone and 13 others, George L. Chesemore of Mohall and 18 others, Mrs. Nettie Helle of Wildrose and 20 others, H. Grant Unkenholz of Mandan and 18 others, and by Eleanor W. Ripley and 12 other members of the Fairmount W. C. T. U., were read and referred to the Committee on Temperance.

A petition signed by John Boeder of Page and 88 others, addressed to Rep. Paul Smith, opposing increase in cream station license fees, was read and referred to the Committee on State Affairs.

A communication signed by J. T. Berdahl of Rugby asking further reduction in state, county, village and school salaries was read and referred to the Committee on Counties.

A letter signed by the City Auditor of Rolette, N. D., opposing the passage of Senate Bill No. 91 was read and referred to the Committee on Education.

Petitions signed by W. M. Wilken of Kulm and 133 others, and by Carl Wilke of Diesem and 21 others, asking reduction in state governmental costs, was read and referred to the Committee on Tax and Tax Laws.

A communication signed by the Secretary of the Home Owners' Taxpayers Association of Minot, urging the passage of House Bill No. 138, also Senate Bills Nos. 139 and 140 as amended by the Senate, and opposing House Bill No. 141 and any legislation authorizing city councils to issue bonds without a vote of the electors, was read and referred to the Committee on Cities and Municipal Corporations.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 9, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 5 A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Which the Speaker has signed:

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the House has passed unchanged.

Also transmit:

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4. Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 1. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 210 of the Session Laws of 1925, Being Section 2197a of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, Relating to Redemption of Real Estate Sold at Tax Sales to Any County of this State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was re-referred:

House Bill No. 18. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the Session Laws of 1929, being an Act Providing for the Storage of Grain upon Farms and on or near Railway Rights-of-Way within the State of North Dakota, Regulating the Same for the Purpose of Procuring Loans upon such Grain; Making Provisions for the Issuance of Negotiable Warehouse Certificates upon Grain so Stored, not in a Public Warehouse; Creating a "Farm Storage Commission of the State of North Dakota," Prescribing its Duties and Empowering said Commission to Make Rules and Regulations Necessary or Advisable to the 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 be indefinitely postponed.

A. N. LAVIK,
Chairman.

Mr. Lavik 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal

Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

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

In line 2 after the word "cities" insert the following: "school districts, villages and other municipal corporations."

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

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

Line 26, page 2 of the printed bill; strike out the word "sale" and insert in lieu thereof the word "seal".

And when so amended recommend the same do pass .

EINAR TWETE,
Chairman.

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

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

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 "where" strike out the word "he" and insert in lieu thereof the word "it".

And when so amended recommend the same do pass.

EINAR TWETE,
Chairman.

Mr. Twete 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 156. A Bill for an Act Creating a Board of Estimate and Taxation in Cities Having a Population of Five Thousand Inhabitants or More, and Prescribing the Duties of Such Commission.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

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

C. O. SVINGEN,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

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

In Section 1, line 3, strike out the last two words "a point," and in line 4 strike out all the words preceding the word

"of," and insert the following in lieu thereof: "the west end of the syndicate sewer."

In line 5, strike out the words "empties into said river," and insert in lieu thereof the following: "provided such city will permit connection without present or future expense to the State of North Dakota."

Also in line 2 of the same Section, strike out the word "fifteen," and insert in lieu thereof the word "five."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 181. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

Mr. Twichell moved that the vote by which House Bill No. 181 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

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

After the semi-colon on the sixth line of the title insert the following: "providing for the time when taxes become due and delinquent."

Section 3. Add the following to the first of it: "Section 3. (Real Estate Taxes, Due and Delinquent; When, Penalty and Interest.) All real estate, taxes, including hail insurance taxes, both indemnity and yearly installments of special assessment taxes on real estate, shall become due on the 31st day of December of the year for which the taxes are levied, and" then continue with the original words.

Section 3, line 4, strike out "their due date."

Change the figures of Section "5" and "6" to read as Section "6" and "7", respectively and insert in Section "5" the following words: "Provided, however, that this Act, or any part thereof shall not apply to real estate heretofore acquired by a county through tax title."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker:

Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Was delivered to the Governor, February 9, 1933, at 1:40 o'clock P. M.

W. J. GILCHRIST,
Chairman.

SEVENTH ORDER OF BUSINESS

Mr. Ettestad moved that House Bill No. 222 be re-referred to the Committee on Ways and Means.

Which motion prevailed.

Mr. Aljets moved that House Bill No. 151 appearing on the Calendar today be postponed one Legislative day.

Which motion prevailed.

Mr. Shurr requested an extension of time on House Bill No. 103.

Which request was granted.

Mr. Swett requested an extension of time on House Bills No. 53 and No. 113.

Which request was granted.

Mr. Swett moved that the House pass the Tenth and Thirteenth Orders of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Was read the third time.

Mr. Ettetstad moved that House Bill No. 124, be re-referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

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	Hanson, Stark	Olson, Bowman
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jardine	Place
Broschat	Jensen	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Steedsman
Ettetstad	Lyneh	Sticka
Falconer	McInnes	Stoa
Fedje	McKellar	Sundby, McLean
Fitch	Morgan	Svingen

Messrs.	Messrs.	Messrs.
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Traynor
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Rathbun	Sundry, Renville
Henrickson	Strutz	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Swett
Jodock	Peters	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Mr. Flannigan: Madam Speaker, I vote "aye" for the purpose of reconsideration.

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

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, 90; nays, 17; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Jardine	Piper
Bettenhausen	Johnson	Rathbun
Biewer	Johnston	Rindy
Born	Jones	Rue
Broschat	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Cunningham	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprengrer

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McInnes	Stoa
Fitch	McKellar	Sundby, McLean
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swett
Flaten	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gessner	Nelson, Morton	Thompson
Gilbertson	Nelson, Ward	Treffry
Gilchrist	Niewoehner	Twete
Hanson, Barnes	Noben	Twichell
Hanson, Benson	Odegard	Wright
Hanson, Stark	Oglesby	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl	Isaak	Sannes
Endres	Jensen	Strutz
Espeland	Olson, Adams	Sundby, Renville
Fedje	Olson, Bowman	Wolf
Hagen	Place	Madam Speaker
Henrickson	Sandlie	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jodock	Peters
Godwin	McManus	Traynor

So the bill passed and the title was agreed to.

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

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, 17; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Holthusen	Rathbun
Bailey	Homnes	Rindy
Bettenhausen	Jardine	Rue
Biewer	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Savre
Carlson	Kapfer	Schol
Correll	Larson, Nelson	Shurr

Messrs.	Messrs.	Messrs.
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Falconer	McKellar	Svingen
Fedje	Mostad	Swett
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Odegard	Twete
Gilbertson	Oglesby	Twichell
Gilchrist	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl	Lemke	Solberg
Ettestad	Morgan	Strutz
Hagen	Noben	Wolf
Henrickson	Opdahl	Young
Isaak	Place	Madam Speaker
Jensen	Schauss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jodock	Peters
Flannigan	McManus	Traynor
Godwin	Nelson, Ward	

So the bill passed and the title was agreed to.

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

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, 70; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Rathbun
Anderson, Logan	Isaak	Rindy
Anderson, Sargent	Jardine	Rue
Anfinson	Jensen	Schauss
Bailey	Johnson	Scholl
Bettenhausen	Johnston	Smith
Biewer	Jones	Solberg

Messrs.	Messrs.	Messrs.
Born	Kapfer	Sprenger
Carlson	Lillehaugen	Steedsman
Correll	Lofthus	Sticka
Cunningham	Lynch	Stoa
Dahl	McInnes	Svingen
Dittmer	McKellar	Swett
Falconer	Morgan	Swendseid
Fitch	Mostad	Symington
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Morton	Treffry
Flaten	Niewoehner	Twete
Gilbertson	Odegard	Twichell
Hagen	Opdahl	Wolf
Hanson, Stark	Owings	Wright
Hillman	Patterson	Madam Speaker
Holte	Peterson, Mountrail	
Holthusen	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Barnes	Olson, Adams
Broschat	Hanson, Benson	Olson, Bowman
Crockett	Henrickson	Peterson, Bottineau
Endres	Hill	Place
Erickson, McKenzie	Larson, Nelson	Sandlie
Erickson, McLean	Larson, Ransom	Sannes
Espeland	Lavik	Savre
Ettestad	Lemke	Shurr
Fedje	Lund	Strutz
Fuglestad	Nelson, Ward	Sundby, McLean
Gessner	Noben	Sundby, Renville
Gilchrist	Oglesby	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Traynor
Godwin	Nelson, Dickey	
Jodock	Peters	

So the bill passed and the title was agreed to.

Mr. Twete moved that the vote by which House Bill No. 129 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 Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

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, 62; nays, 45; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Place
Anderson, Logan	Isaak	Rue
Anfinson	Jardine	Sannes
Born	Johnson	Schauss
Broschat	Johnston	Scholl
Brunsdale	Jones	Smith
Correll	Lavik	Sprenger
Cunningham	Lofthus	Steedsman
Dahl	McInnes	Sticka
Dittmer	McKellar	Stoa
Endres	Morgan	Sundby, McLean
Ettestad	Mostad	Svingen
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Thompson
Flannigan	Niewoehner	Traynor
Fuglestad	Odegard	Twete
Gilbertson	Opdahl	Twichell
Gilchrist	Owings	Wolf
Hanson, Stark	Patterson	Wright
Holte	Peterson, Bottineau	Young
Holthusen	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Olson, Adams
Arneson	Hanson, Benson	Olson, Bowman
Bailey	Henrickson	Peterson, Mountrail
Bettenhausen	Hill	Rathbun
Biewer	Hillman	Rindy
Carlson	Jensen	Sandlie
Crockett	Kapfer	Savre
Erickson, McKenzie	Larson, Nelson	Shurr
Erickson, McLean	Larson, Ransom	Solberg
Espeland	Lemke	Strutz
Falconer	Lillehaugen	Sundby, Renville
Fedje	Lund	Swendseid
Flaten	Lynch	Symington
Gessner	Nelson, Ward	Treffry
Hagen	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Noben
Jodock	Nelson, Morton	Peters

So the bill passed and the title was agreed to.

Mr. Swett moved that the vote by which House Bill No. 130 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Lynch: Madam Speaker, I vote "no" for the purpose of reconsideration.

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 132 as follows:

In line 14, strike out the words "payable to the Game and Fish Department" and insert in lieu thereof the words, "which bond shall be payable to the State of North Dakota and be forfeit thereto."

Which request was granted.

Mr. Twichell moved that the rules be suspended and House Bill No. 132 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, 97; nays, 11; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Piper
Anderson, Logan	Isaak	Place
Anderson, Sargent	Jardine	Rathbun
Arneson	Jensen	Rindy
Bailey	Johnson	Rue
Bettenhausen	Johnston	Sandlie
Biewer	Jones	Savre
Born	Kapfer	Schauss
Broschat	Larson, Nelson	Scholl
Brunsdale	Larson, Ransom	Shurr
Correll	Lavik	Smith
Cunningham	Lillehaugen	Solberg
Dahl	Lofthus	Sprenger
Dittmer	Lund	Steedsman
Endres	Lynch	Sticka
Espeland	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundry, McLean
Fitch	Mostad	Sundry, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swett
Fuglestad	Nelson, Morton	Swendseid
Gessner	Niewoehner	Symington
Gilbertson	Odegard	Thompson
Gilchrist	Oglesby	Traynor
Hagen	Olson, Adams	Treffry
Hanson, Barnes	Olson, Bowman	Twete
Hanson, Benson	Opdahl	Twichell
Hanson, Stark	Owings	Wolf
Hill	Patterson	Wright

Messrs.	Messrs.	Messrs.
Hillman	Peterson,Bottineau	Young
Holte	Peterson,Mountrail	Madam Speaker
Holthusen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Erickson, McLean	Nelson, Ward
Carlson	Flaten	Noben
Crockett	Henrickson	Sannes
Erickson,McKenzie	Lemke	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Jodock	Peters
Godwin	McManus	

So the bill was passed and the title was agreed to.

Mr. Swett moved that House Bill No. 167 be taken from the calendar and re-referred to the Committee on State Affairs.

Which motion was lost.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, 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, the roll was called and there were ayes, 55; nays, 52; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Peterson,Mountrail
Anderson, Sargent	Henrickson	Place
Anfinson	Hill	Rathbun
Bailey	Hillman	Rindy
Bettenhausen	Kapfer	Sandlie
Biewer	Larson, Nelson	Shurr
Born	Larson, Ransom	Solberg
Broschat	Lavik	Sprenger
Crockett	Lillehaugen	Sticka
Dahl	Lofthus	Strutz
Espeland	McInnes	Sundry, Renville
Ettestad	Niewoehner	Swett
Falconer	Noben	Swendseid

Messrs.	Messrs.	Messrs.
Fedje	Odegard	Symington
Fitzgerald	Olson, Adams	Treffry
Gilbertson	Olson, Bowman	Wolf
Gilchrist	Opdahl	Madam Speaker
Hagen	Owings	
Hanson, Benson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jardine	Rue
Brunsdale	Jensen	Sannes
Carlson	Johnson	Savre
Correll	Johnston	Schauss
Cunningham	Jones	Scholl
Dittmer	Lemke	Smith
Endres	Lund	Steedsman
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McKellar	Sundby, McLean
Fitch	Morgan	Svingen
Flannigan	Mostad	Thompson
Flaten	Muus	Traynor
Fuglestad	Nelson, Dickey	Twete
Gessner	Nelson, Morton	Twichell
Hanson, Barnes	Nelson, Ward	Wright
Holthusen	Oglesby	Young
Homnes	Patterson	
Isaak	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holte	McManus
Godwin	Jodock	Peters

So the bill was declared lost.

Mr. Lynch moved that the vote by which House Bill No. 167 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was declared lost.

EXPLANATION OF VOTE

Mr. Swett: Madam Speaker, I vote "aye" for the purpose of reconsideration.

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

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, 23; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Patterson
Anderson, Sargent	Henrickson	Peterson, Mountrail
Anfinson	Hill	Piper
Arneson	Isaak	Rathbun
Bailey	Jensen	Rindy
Bettenhausen	Kapfer	Sandlie
Biewer	Larson, Nelson	Sannes
Born	Larson, Ransom	Savre
Broschat	Lavik	Schauss
Carlson	Lemke	Scholl
Crockett	Lillehaugen	Smith
Dahl	Lofthus	Solberg
Dittmer	Lund	Sprenger
Erickson, McKenzie	McInnes	Sticka
Erickson, McLean	Morgan	Stoa
Espeland	Mostad	Strutz
Ettestad	Muus	Sundby, McLean
Falconer	Nelson, Dickey	Sundby, Renville
Fedje	Nelson, Morton	Swett
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Thompson
Flaten	Noben	Traynor
Fuglestad	Odegard	Treffry
Gessner	Oglesby	Wolf
Gilbertson	Olson, Adams	Wright
Gilchrist	Olson, Bowman	Young
Hagen	Opdahl	Madam Speaker
Hanson, Barnes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Place
Correll	Jardine	Shurr
Cunningham	Johnson	Steedsman
Endres	Johnston	Svingen
Fitch	Jones	Symington
Hillman	Lynch	Twete
Holte	McKellar	Twichell
Holthusen	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Rue
Jodock	Peters	

So the bill passed and the title was agreed to.

Mr. Nelson of Ward moved that the vote by which House Bill No. 90 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swendseid requested that the House return to the Seventh Order of Business.

Which request was granted.

Mr. Hagen moved that the House reconsider the vote by which House Bill No. 167 was lost.

The Chair ruled the motion out of order.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

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, 46; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Rathbun
Anderson, Logan	Homnes	Rue
Anfinson	Jardine	Scholl
Bailey	Johnson	Shurr
Bettenhausen	Johnston	Smith
Biewer	Jones	Solberg
Broschat	Lofthus	Sprenger
Brunsdale	Lynch	Steedsman
Correll	McInnes	Stoa
Cunningham	McKellar	Svingen
Dittmer	Mostad	Swett
Falconer	Muus	Swendseid
Fitch	Nelson, Morton	Symington
Fitzgerald	Niewoehner	Traynor
Flaten	Oglesby	Twete
Fuglestad	Opdahl	Twichell
Gessner	Owings	Wolf
Gilbertson	Patterson	Wright
Hagen	Peterson, Mountrail	Young
Hillman	Piper	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Olson, Adams
Arneson	Holthusen	Olson, Bowman
Born	Isaak	Peterson, Bottineau
Crockett	Jensen	Place
Dahl	Kapfer	Rindy
Endres	Larson, Nelson	Sannes
Erickson, McKenzie	Larson, Ransom	Savre
Erickson, McLean	Lavik	Schauss
Espeland	Lemke	Sticka
Ettestad	Lillehaugen	Strutz
Fedje	Lund	Sundby, McLean

Messrs.	Messrs.	Messrs.
Gilchrist	Odegard	Sundby, Renville
Hanson, Barnes	Morgan	Thompson
Hanson, Benson	Nelson, Dickey	Treffry
Hanson, Stark	Nelson, Ward	
Henrickson	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Jodock	Sandlie
Flannigan	McManus	
Godwin	Peters	

So the bill passed and the title was agreed to.

Mr. Twete moved that the vote by which House Bill No. 135 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals 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, the roll was called and there were ayes, 97; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson, Mountrail
Anderson, Logan	Holte	Piper
Anderson, Sargent	Holthusen	Rathbun
Anfinson	Homnes	Rindy
Bailey	Isaak	Rue
Bettenhausen	Jardine	Sandlie
Biewer	Jensen	Sannes
Born	Johnson	Savre
Broschat	Johnston	Schauss
Brunsdale	Jones	Scholl
Carlson	Kapfer	Shurr
Correll	Larson, Nelson	Smith
Crockett	Larson, Ransom	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Sundby, McLean
Erickson, McLean	Lynch	Sundby, Renville
Ettestad	McInnes	Svingen
Falconer	McKellar	Swett
Fedje	Morgan	Swendseid
Fitch	Mostad	Symington

Messrs.	Messrs.	Messrs.
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Dickey	Traynor
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Oglesby	Wright
Hanson, Barnes	Owings	Young
Hanson, Stark	Patterson	
Hill	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Noben	Strutz
Espeland	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Henrickson	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	Jodock	Opdahl
Hagen	McManus	Peters

So the bill passed and the title was agreed to.

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, 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, 104; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Piper
Arneson	Homnes	Place
Bailey	Isaak	Rindy
Bettenhausen	Jardine	Rue
Biewer	Jensen	Sandlie
Broschat	Johnson	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Correll	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	McKellar	Svingen
Fedje	Morgan	Swett
Fitch	Mostad	Swendseid
Fitzgerald	Muus	Symington
Flannigan	Nelson, Dickey	Thompson
Flaten	Nelson, Morton	Traynor
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Born	Rathbun
Hillman	Strutz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Peters
Jodock	Odegard	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Crockett moved that the vote by which House Bill No. 81 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

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:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Peterson, Mountrail
Anderson, Logan	Hagen	Place
Anderson, Sargent	Hanson, Barnes	Rathbun
Anfinson	Hanson, Benson	Rindy
Bailey	Hanson, Stark	Rue

Messrs.	Messrs.	Messrs.
Bettenhausen	Hillman	Sandlie
Biewer	Holte	Schauss
Born	Isaak	Scholl
Broschat	Kapfer	Shurr
Carlson	Larson, Nelson	Smith
Crockett	Lavik	Solberg
Cunningham	Lemke	Sprenger
Dahl	Lillehaugen	Sticka
Dittmer	McInnes	Stoa
Erickson, McLean	Mostad	Sundby, McLean
Espeland	Nelson, Dickey	Sundby, Renville
Ettestad	Nelson, Ward	Svingen
Falconer	Noben	Swett
Fedje	Odegard	Swendseid
Fitch	Oglesby	Symington
Fitzgerald	Olson, Bowman	Thompson
Flannigan	Opdahl	Wolf
Flaten	Owings	Wright
Gilbertson	Peterson, Bottineau	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Niewoehner
Brunsdale	Johnson	Olson, Adams
Correll	Johnston	Piper
Endres	Jones	Sannes
Erickson, McKenzie	Larson, Ransom	Savre
Fuglestad	Lofthus	Steedsman
Gessner	Lund	Strutz
Henrickson	Lynch	Traynor
Hill	McKellar	Treffry
Holthusen	Morgan	Twete
Homnes	Muus	Twichell
Jardine	Nelson, Morton	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Peters
Jodock	Patterson	

So the bill passed and the title was agreed to.

Mr. Swett moved that the vote by which House Bill No. 92 was passed be reconsidered.

Which motion prevailed.

Mr. Twichell requested unanimous consent to amend House Bill No. 92 as follows:

In line 1 of section 1, between the word "the" and the word "judges" insert the word "presiding". And strike out the letter "s" in word "judges" and strike out the letter "s" at the end of word "courts".

Which request was granted.

Mr. Twichell moved that the rules be suspended and House Bill No. 92 be considered properly re-engrossed and placed upon third reading and final passage.

Mr. Traynor moved, as a substitute motion, that further consideration of House Bill No. 92 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved that the vote by which House Bill No. 92 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury," and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

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	Henrickson	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Holthusen	Place
Bailey	Homnes	Rathbun
Bettenhausen	Isaak	Rindy
Biewer	Jardine	Rue
Born	Jensen	Sandlie
Broschat	Johnson	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Correll	Kapfer	Shurr
Crockett	Larson, Nelson	Smith
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Dittmer	Lemke	Steedsman
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Mostad	Swett
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Traynor
Fuglestad	Niewoehner	Treffry

Messrs.	Messrs.	Messrs.
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McKellar	Peters
Jodock	McManus	Scholl

So the bill passed and the title was agreed to.

The House returned to the Sixth Order of Business.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Madam Speaker: Your Conference Committee on

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate:

J. K. BROSTUEN,
R. W. PATTEN,
W. D. LYNCH.

For the House:

OLE ETTESTAD,
O. N. JODOCK.

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

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

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

O. N. JODOCK,
Chairman.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 9, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Which the President of the Senate has signed and your signature is respectfully requested.

Also transmit:

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the

exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The House returned to the Eighth Order of Business.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

And the Speaker signed the same in the presence of the House.

Mr. Swett moved that the House pass to the Fifteenth Order of Business.

Which motion prevailed.

GENERAL ORDERS

Mr. Holthusen 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. Holthusen to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

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

Section 1, line 1, insert the letter "a" between the figures "2" and "5". Thus making it: "10322a50".

Section 1, line 10, strike out the word "or" and insert in lieu thereof "of".

And the further amendments as follows:

In line 10 strike out "or" and insert in lieu thereof the word "of" following the word irrespective.

Also,

In line 19, page 2, following the word "blackbird" insert "magpie".

Also,

In line 8, after the comma, strike out the word "living" and at the beginning of line 9, strike out the words "or dead." In line 9 following the word "birds" insert the words "living or dead."

And when so amended recommend that the same do pass.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment.

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

In line 3 of the title strike out the period and insert in lieu thereof a "comma" and add the following: "and declaring an emergency".

After Section 1 insert the following:

"Section 2. EMERGENCY.) An emergency is declared to exist and this act shall be in full force and effect from and after its passage and approval."

And when so amended recommend that the same do pass.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be

Revoked and the Terms and Conditions Upon Which the Court May Entertain Such Application and Render a Decree of Absolute Divorce.

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

In the title of the bill, line 4, following the words "which the" strike out the word "Court" and insert in lieu thereof the following "Judge or his successor". In Section 5, line 3, following the words "the same" strike out the word "Court" and insert in lieu thereof "Judge or his successor". In line 4 of the same Section, following the words "as the" strike out the word "Court" and insert in lieu thereof the word "Judge". In lines 12 and 13 following the word years (comma) strike out the following, "and that there are no minor children whose rights may be affected (comma)". In line 15 of the same section, following the words "Then the" strike out the word "Court" and insert in lieu thereof the word "Judge".

And the further amendment:

In line 1 of the body of the bill, before the word "section" insert the following: Section 1 (AMENDMENT) That Section 5 of Chapter 132 Session Laws of 1927 be amended and re-enacted to read as follows:

And when so amended recommend that the same do pass.

J. D. HOLTHUSEN,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Walter Giedt, Danzig; Adam Wold, Wishek; Mrs. S. Oglesby, Wimbledon; Mr. and Mrs. F. L. Watkins, Bismarck; Anna Myhre, Reynolds; Mrs. Milton Rue, Hildor Simonson, Dorothy Mason, Bismarck; M. Jones, Minot; A. Boelter, Fargo; C. J. Robideau, LaMoure; H. F. Peters, C. D. Mason, Mrs. Oliver Eielson, Bismarck; J. A. Kramer, Devils Lake; Harry Rosenthal, Bismarck; Matt J. Groetsch, Selfridge; H. L. Zweifel, C. L. Brawin, Shields; Mrs. A. K. Bolton, Fargo; I. Engelhard, Wahpeton; Mr. and Mrs. M. Ratzlaff, Jack Fortenberry, Thomas Galvin, M. J. Ratzlaff, Merton Orr, Mr. Haggerty, Bismarck; Dr. J. O. Einerson, Rolla; Vernon Miller, Melvin Ruder, Bismarck; R. A. Miners, Garrison.

Mr. Swett moved that the House do now recess until 7:30 o'clock p. m.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 9-10, 1933.

The House convened at 7:30 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

The hour of 7:30 o'clock having arrived, the Speaker announced that the House would be on the Special Order of Business, the report of the Standing Committee on House Bill No. 76.

The question being on the substitute motion of Mr. Lillehaugen to lay the motion of Mr. Godwin on the table, the motion lost.

Mr. Strutz moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Mr. Fitch moved that the House recess for ten minutes.

Which motion prevailed.

The House was called to order by the Speaker.

Mr. Fitch moved a Call of the House.

Which motion prevailed.

Roll Call disclosed all members present except Representatives McManus and Godwin.

Mr. Flannigan moved that further proceedings under the Call of the House be dispensed with.

Which motion prevailed.

Mr. Swett requested that the House return to the Seventh Order of Business.

Which request was granted.

Mr. Swett moved that the House extend the courtesies of

the floor to Mr. C. Vernon Freeman, former Speaker of the House.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and Mr. Godwin and Mr. Strutz be allowed an additional ten minutes each to talk on the motion.

Which motion prevailed.

The question being on the substitute motion of Mr. Strutz Mr. Lynch demanded a roll call.

Which request was granted.

ROLL CALL

The roll was called and there were ayes, 51; nays, 61; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Jones	Place
Anderson, Sargent	Larson, Nelson	Rathbun
Arneson	Larson, Ransom	Rindy
Brunsdale	Lavik	Sannes
Carlson	Lillehaugen	Shurr
Dittmer	Lofthus	Smith
Espeland	Lund	Solberg
Flaten	McInnes	Steedsmen
Fuglestad	Morgan	Stoa
Hagen	Mostad	Strutz
Hanson, Barnes	Muus	Svingen
Hanson, Benson	Nelson, Dickey	Swendseid
Hill	Nelson, Morton	Symington
Holte	Nelson, Ward	Thompson
Homnes	Odegard	Twichell
Jardine	Oglesby	Wright
Jodock	Peters	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Owings
Anfinson	Gilchrist	Patterson
Bailey	Godwin	Peterson, Bottineau
Bettenhausen	Hanson, Stark	Peterson, Mountrail
Biewer	Henrickson	Piper
Born	Hillman	Rue
Broschat	Holthusen	Sandlie
Correll	Isaak	Savre
Crockett	Jensen	Schauss
Cunningham	Johnson	Scholl
Dahl	Johnston	Sprenger
Endres	Kapfer	Sticka
Erickson, McKenzie	Lemke	Sundby, McLean
Erickson, McLean	Lynch	Sundby, Renville
Ettestad	McKellar	Swett
Falconer	Niewoehner	Traynor

Messrs.	Messrs.	Messrs.
Fedje	Noben	Treffry
Fitch	Olson, Adams	Twete
Fitzgerald	Olson, Bowman	Wolf
Flannigan	Opdahl	Young
Gessner		

Absent and not voting:

Messrs.
McManus

The question then being on the motion of Mr. Godwin, the motion prevailed and the minority report was adopted.

The Speaker announced, as the next order of business, consideration of the adoption of the report of the Standing Committee on House Bill No. 77.

Mr. Strutz moved that the report of the Committee be adopted.

Mr. Godwin moved, as a substitute motion, that House Bill No. 77 be referred to General Orders.

Which motion lost.

The question then being on the motion of Mr. Strutz, the motion prevailed and the report was adopted.

Mr. Arneson moved that the vote by which House Bill No. 77 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

TENTH ORDER OF BUSINESS

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Schauss introduced:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

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

Mr. Lynch (by request) introduced:

House Bill No. 226. A Bill for an Act to Amend and Re-enact Section 4509 of the Compiled Laws of North Dakota, 1913, in relation to the fees which shall be charged for the filing of articles of incorporation.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Representatives Lavik and Owings introduced:

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Section 4 of Chapter 182 of the Session Laws of 1929, as Amended by Section 1 of Chapter 102 of the Session Laws of 1931, 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.

Representatives Owings and Lavik introduced:

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

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

Representatives Place and Noben introduced:

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

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

Representatives Isaak and Jensen introduced:

House Bill No. 230. A Bill for an Act to Amend and Re-enact Sections 950a2 and 950a3 of the 1925 Supplement to the Compiled Laws of 1913 for the State of North Dakota Relating to the Formation, Division and Consolidation of Voting Districts.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Representatives Fitch and Johnson introduced:

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Representatives J. T. Nelson, Schauss, and Erickson of McLean introduced:

House Bill No. 232. A Bill for an Act to amend and re-enact Section 2078 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 223, Session Laws of 1919 and Chapter 122, Session Laws of 1921 and Chapter 308, Session Laws of 1923, relating to the exemption of certain property from taxation.

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

Mr. Dahl introduced:

House Bill No. 233. A Bill for an Act to amend and re-enact Paragraph 4 of Section 9069 of the Compiled Laws of North Dakota for the year 1913 relating to evictions of tenants for non-payment of rent for the use of real property in the state.

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

Mr. Dahl introduced:

House Bill No. 234. A Bill for an Act to amend and re-enact Section 9121, Compiled Laws of North Dakota for the year 1913, relating to execution in forcible detainer within the State of North Dakota.

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

Representatives Lillehaugen and Lofthus introduced:

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

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

Mr. Patterson introduced:

House Bill No. 236. A Bill for an Act Prohibiting the operation or maintaining of Employment Agencies or Employment Bureaus by private persons for hire, and providing a penalty for so doing.

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

Mr. Patterson introduced:

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict thereof.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Morgan introduced:

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

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

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

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

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

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

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

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

Mr. Lynch moved that the House do now recess until 12:30 o'clock P. M., tomorrow.

Which motion prevailed.

House of Representatives,
Bismarck, North Dakota,
February 10, 1933.

The House convened at 12:30 p. m., pursuant to recess taken, Speaker Craig presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

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, 1; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bettenhausen	Jensen	Place
Biewer	Jodock	Rathbun
Born	Johnson	Rindy
Broschat	Johnston	Sandlie
Carlson	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Smith
Dahl	Larson, Ransom	Solberg
Dittmer	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Falconer	McInnes	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Fuglestad	Muus	Swett
Gessner	Nelson, Dickey	Swendseid
Gilbertson	Nelson, Morton	Symington
Gilchrist	Nelson, Ward	Traynor
Hagen	Niewoehner	Treffry
Hanson, Barnes	Odegard	Twete
Hanson, Benson	Oglesby	Twichell
Hanson, Stark	Olson, Adams	Wright
Henrickson	Olson, Bowman	Young
Hill	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.
Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Patterson
Bailey	Holte	Rue
Brunsdale	Jardine	Schauss
Correll	Lavik	Scholl
Endres	Lofthus	Shurr
Ettestad	McKellar	Strutz
Fitch	McManus	Thompson
Flannigan	Noben	Wolf
Flaten		

So the bill passed and the title was agreed to.

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons 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, 63; nays, 35; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jodock	Owings
Anderson, Logan	Jones	Patterson
Anderson, Sargent	Kapfer	Peterson, Bottineau
Anfinson	Larson, Nelson	Peterson, Mountrail
Broschat	Larson, Ransom	Place
Brunsdale	Lemke	Rindy
Carlson	Lillehaugen	Sandlie
Correll	Lund	Sannes
Erickson, McKenzie	Lynch	Savre
Erickson, McLean	McInnes	Schauss
Espeland	Morgan	Scholl
Falconer	Mostad	Shurr
Fedje	Muus	Solberg
Fitzgerald	Nelson, Dickey	Stoa
Fuglestad	Nelson, Morton	Sundby, McLean
Gilbertson	Nelson, Ward	Sundby, Renville
Gilchrist	Niewoehner	Svingen
Hagen	Odegard	Swendseid
Hanson, Barnes	Oglesby	Treffry
Hillman	Olson, Bowman	Twete
Holthusen	Opdahl	Wright

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Stark	Sprenger
Bettenhausen	Henrickson	Steedsman
Biewer	Hill	Sticka
Born	Homnes	Swett
Crockett	Isaak	Symington
Cunningham	Jensen	Thompson

Messrs.	Messrs.	Messrs.
Dahl	Johnson	Traynor
Dittmer	Johnston	Twichell
Endres	Olson, Adams	Wolf
Flaten	Peters	Young
Gessner	Piper	Madam Speaker
Hanson, Benson	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Holte	McManus
Ettestad	Jardine	Noben
Fitch	Lavik	Rue
Flannigan	Lofthus	Smith
Godwin	McKellar	Strutz

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 6 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

EXPLANATION OF VOTE

Mr. Swett: Madam Speaker, I wish to change my vote from "aye" to "no" for the purpose of reconsideration.

Mr. Niewoehner moved that the vote by which Senate Bill No. 6 was passed be reconsidered.

Which motion was ruled out of order.

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, 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, 63; nays, 40; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Place
Anderson, Sargent	Jodock	Rindy
Anfinson	Larson, Ransom	Sannes
Arneson	Lavik	Savre
Biewer	Lemke	schauss
Born	Lillehaugen	Scholl
Brunsdale	Lofthus	Shurr
Carlson	Lund	Solberg
Crockett	McInnes	Stoa
Dahl	Mostad	Sundby, McLean
Dittmer	Nelson, Dickey	Sundby, Renville
Erickson, McKenzie	Nelson, Morton	Svingen

Messrs.	Messrs.	Messrs.
Erickson, McLean	Nelson, Ward	Swett
Espeland	Niewoehner	Swendseid
Fedje	Odegard	Symington
Fitzgerald	Olson, Adams	Thompson
Flaten	Olson, Bowman	Treffry
Fuglestad	Opdahl	Twete
Gessner	Patterson	Young
Hagen	Peterson, Bottineau	Madam Speaker
Hanson, Benson	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Owings
Bettenhausen	Homnes	Peters
Broschat	Isaak	Piper
Correll	Jensen	Rathbun
Cunningham	Johnson	Sandlie
Endres	Johnston	Smith
Falconer	Jones	Sprenger
Fitch	Kapfer	Steedsman
Gilbertson	Larson, Nelson	Sticka
Gilchrist	Lynch	Traynor
Hanson, Barnes	McKellar	Twichell
Hanson, Stark	Morgan	Wolf
Henrickson	Muus	Wright
Hillman	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Holte	Noben
Ettestad	Jardine	Rue
Flannigan	McManus	Strutz
Godwin		

So the bill passed and the title was agreed to. The emergency clause was declared lost.

Mr. Stoa moved that the vote by which Senate Bill No. 63 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fitch requested that the House return to the Seventh Order of Business.

Which request was granted.

Mr. Fitch moved that the House extend the courtesies of the floor to Mr. Alex Stern of Fargo, former House member.

Which motion prevailed.

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the

leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Was read the third time.

Mr. Peters moved that further consideration of Senate Bill No. 78 be indefinitely postponed.

Which motion prevailed.

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

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, 24; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hillman	Peterson, Mountrail
Anderson, Sargent	Holte	Piper
Anfinson	Holthusen	Place
Bailey	Isaak	Sandlie
Bettenhausen	Jensen	Sannes
Biewer	Johnson	Savre
Born	Johnston	Schauss
Broschat	Jones	Scholl
Brunsdale	Kapfer	Shurr
Correll	Larson, Nelson	Smith
Crockett	Larson, Ransom	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lofthus	Sticka
Endres	Lund	Sundby, Renville
Erickson, McKenzie	Lynch	Svingen
Erickson, McLean	McInnes	Swett
Espeland	McKellar	Swendseid
Falconer	Mostad	Symington
Fedje	Muus	Traynor
Fitch	Nelson, Dickey	Treffry
Fitzgerald	Nelson, Morton	Twete
Flannigan	Nelson, Ward	Twichell
Flaten	Odegard	Wolf
Fuglestad	Olson, Adams	Wright
Gilbertson	Olson, Bowman	Young
Gilchrist	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hill	Peters
Carlson	Homes	Peterson, Bottineau
Ettestad	Jodock	Rathbun
Gessner	Lillehaugen	Rindy
Hagen	Morgan	Stoa
Hanson, Barnes	Niewoehner	Strutz
Hanson, Benson	Oglesby	Sundby, McLean
Henrickson	Owings	Thompson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Rue
Jardine	Noben	

So the bill passed and the title was agreed to.

Mr. Brunsdale 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. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

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, 19; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Place
Bailey	Isaak	Rathbun
Biewer	Jensen	Rindy
Broschat	Jodock	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	McInnes	Strutz
Espelund	Morgan	Sundby, McLean
Ettestad	Mostad	Svingen
Falconer	Nelson, Dickey	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fedje	Nelson, Morton	Swett
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Symington
Flaten	Noben	Thompson
Fuglestad	Odegard	Treffry
Gilbertson	Oglesby	Twete
Gilchrist	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Piper
Bettenhausen	Johnson	Smith
Born	Lofthus	Steedsman
Fitch	Lynch	Traynor
Gessner	McKellar	Twichell
Holte	Muus	
Holthusen	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Young
Jardine	Rue	

So the bill was passed and the title agreed to and the emergency clause was declared carried.

Mr. Morgan moved that the vote by which Senate Bill No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Mr. Peters: Madam Speaker, I would like to explain my vote and have it recorded in the Journal. I would like to vote for a measure of this kind if it were not unconstitutional but as I see it, this measure is absolutely unconstitutional, therefore, I vote "no."

Mr. Stoa: Madam Speaker, I am not a constitutional lawyer and I know very little about law, but so far as passing any legislation here to help the farmer I am as heartily in favor of it as anyone can be because I am a farmer too. There is to my mind quite a little inconsistency between the sections of this Act and I don't know if it will be workable, but nevertheless, I vote "aye."

Mr. Swendseid: Madam Speaker, There have been questions raised as to the constitutionality of Senate Bill No. 2. As to whether or not Senate Bill No. 2 is constitutional I must leave it to the courts. I vote "aye."

Senate Bill No. 87. A Bill for an Act to permit examina-

tion of jurors by either party before exercising either peremptory challenges or challenges for cause.

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	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Hommes	Piper
Bettenhausen	Isaak	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	McManus	Twete
Jardine	Rue	

So the bill passed and the title was agreed to.

Mr. Lynch moved that the House do now adjourn.

Which motion prevailed.

THIRTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 10, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ermel.

Roll Call: All members present except Representatives Godwin, Jardine, McManus, Rue, and Twete.

Mr. Lund moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh Day After Recess and Thirty-Eighth Day.

And recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

Mr. Stoa moved that the House recess for ten minutes.

Which motion prevailed.

The House was called to order by Speaker Craig pursuant to recess taken.

PETITIONS AND COMMUNICATIONS

A communication signed by the officers of the Hilton Farmers Union Local No. 1116 asking passage of legislation to eliminate all deputies in county offices, and asking that sheriffs be prohibited from charging one dollar for each delinquent tax collection, was read and referred to the Committee on State Affairs.

A communication from the North Dakota Farmers Holiday Association asking legislation providing that property owners may pay 75% of their taxes without interest or penalty, urging the teaching of Cooperation in common, public and state schools and passage of a law providing for such course of study, was read and referred to the Committee on Tax and Tax Laws.

A communication signed by the officers of the Crosby Association of Commerce and 45 others, asking passage of emergency measure providing that all personal taxes be payable bi-annually, and that no penalty accrue on unpaid bal-

ance of such taxes, was read and referred to the Committee on Tax and Tax Laws.

A communication signed by Fred Schrader of Osnabrock and 16 others, opposing compulsory insurance, was read and referred to the Committee on Insurance.

Petitions urging the retention of present prohibition enforcement laws signed by Mrs. Wm. Cuthill of Sheldon and 13 others, Eileen Garrity of Jud and 22 others, George Rust of Argusville and 22 others, Mrs. R. T. Crawford of Dickinson and 20 others, L. O. Doerr of Fargo and 11 others, officers of the Osterdalen Lutheran Church of Argusville, Mrs. F. E. Coleman of New Salem and 8 others, were read and referred to the Committee on Temperance.

A petition signed by Peter Burgart of Strasburg and 52 others asking legislators to abide by will of majority and repeal all prohibition enforcement acts, was read and referred to the Committee on Temperance.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 10, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Which the Speaker has signed.

Also, transmit:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORT OF STANDING COMMITTEE

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Concurrent Resolution No. 13. For an Act asking that Congress of the United States exert every effort to reduce Federal expenditures to a point where no new taxes (additional) need be levied, and as far as possible to repeal nuisance taxes recently levied (this to be accomplished by general reduction of expenditures in all departments, except those directly engaged in the study of the present depression) and possible methods of alleviation of the same.

Have had the same under consideration and recommend that the House take no action upon the same.

GEO. ALJETS,
Chairman.

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

Mr. Morgan requested permission to withdraw House Concurrent Resolution No. 13.

Which request was granted.

The Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

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

In line 2, after the word "veterinarian" strike out the word "county" and also strike out the first word "agent" in line 3.

In line 12 after the word "germs" strike out the rest of that Section.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

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

Add to the end of Section 2, following line 7: "Provided that the County Commissioners shall keep on hand a reasonable supply of the various sizes of coffins for the burial of paupers. It is further provided that the County Commissioners of any County may in their discretion keep on hand a supply of coffins for sale to the general public. The County Auditor shall act as the agent of the County Commissioners in the matter of sale and disposition of coffins,

using the same discretion and care in this business as he is required by law to give to other business of the county."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 172. A Bill for an Act to tax Turkey Hens in excess of twenty, if owned by one person, firm or corporation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

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

GEO. ALJETS,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Com-

piled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

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

In line 8, strike out the words "eighteen months," and insert in lieu thereof the words "five years."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

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

The House reverted to the Seventh Order of Business.

Mr. Sundby of McLean moved that the vote by which House Bill No. 167 was lost be reconsidered.

Mr. Lynch moved that Mr. Sundby's motion be laid on the table, which motion lost. The question being on the motion of Mr. Sundby, the motion prevailed.

Mr. Swett moved that House Bill No. 167 be referred to the Committee on State Affairs.

Mr. Swendseid moved, as a substitute motion, that House Bill No. 167 be placed on the calendar.

Mr. Brunsdale moved as an amendment to the substitute motion that further consideration of House Bill No. 167 be indefinitely postponed. Which motion was ruled out of order.

The question being on the substitute motion of Mr. Swendseid, the motion prevailed and House Bill No. 167 was placed on the Calendar.

Mr. Niewoehner moved that the House reconsider the vote by which Senate Bill No. 6 was passed.

Mr. Swendseid moved that the motion of Mr. Niewoehner be laid on the table.

Which motion prevailed.

Mr. Swett moved that the House pass over the Tenth and Thirteenth Orders of Business.

Which motion prevailed.

Mr. Swett moved that the House defer action on House Bill No. 151 for one Legislative day.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and

Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

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	Hill	Peters
Anderson, Logan	Hillman	Peterson, Bottineau
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Piper
Arneson	Homnes	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Brunsdale	Jones	Schauss
Carlson	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Svingen
Fedje	Morgan	Swett
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Dickey	Thompson
Flaten	Nelson, Ward	Treffry
Fuglestad	Niewoehner	Twete
Gessner	Noben	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Oglesby	Sundby, Renville
Henrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McManus	Rue

Messrs.	Messrs.	Messrs.
Godwin	Mostad	Traynor
Jardine		

So the bill passed and the title was agreed to.

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

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	Hill	Peterson, Mountrail
Anderson, Logan	Hillman	Piper
Anderson, Sargent	Holte	Place
Anfinson	Holthusen	Rathbun
Arneson	Homnes	Rindy
Bailey	Isaak	Sandlie
Bettenhausen	Jensen	Sannes
Biewer	Jodock	Savre
Born	Johnston	Schauss
Broschat	Jones	Scholl
Brunsdale	Kapfer	Shurr
Carlson	Larson, Nelson	Smith
Crockett	Larson, Ransom	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lynch	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	McKellar	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Muus	Swett
Fitch	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Niewoehner	Thompson
Flaten	Noben	Traynor
Fuglestad	Odegard	Treffry
Gessner	Oglesby	Twete
Gilbertson	Olson, Adams	Twichell
Gilchrist	Olson, Bowman	Wolf
Hagen	Opdahl	Wright
Hanson, Barnes	Owings	Young
Hanson, Benson	Patterson	Madam Speaker
Hanson, Stark	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lund	Peters
Henrickson	Nelson, Ward	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Johnson	Rue
Godwin	McManus	
Jardine	Mostad	

So the bill passed and the title was agreed to.

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, 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, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson,Bottineau
Anderson, Logan	Hillman	Peterson,Mountrail
Anderson, Sargent	Holte	Piper
Anfinson	Holthusen	Place
Bailey	Homnes	Rathbun
Bettenhausen	Isaak	Rindy
Biewer	Jodock	Sandleie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Brunsdale	Jones	Schauss
Carlson	Kapfer	Scholl
Crockett	Larson, Nelson	Smith
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson,McKenzie	Lund	Stoa
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	McKellar	Svingen
Falconer	Morgan	Swett
Fedje	Muus	Swendseid
Fitch	Nelson, Dickey	Symington
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Nelson, Ward	Traynor
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gessner	degard	Twichell
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Bowman	Wright
Hagen	Opdahl	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson	Patterson	
Hanson, Stark	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Olson, Adams
Hill	Lemke	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McManus	Shurr
Godwin	Mostad	Strutz
Jardine	Rue	

So the bill passed and the title was agreed to.

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 66 as follows:

In lines 22 and 23 of the printed bill, strike out the word "enforced," and insert in lieu thereof the words "in force."

Which request was granted.

Mr. Swendseid 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.

ROLL CALL

The question being on the final passage of the Bill, as amended, 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	Jodock	Place
Anderson, Logan	Johnson	Sandlie
Anderson, Sargent	Johnston	Sannes
Anfinson	Jones	Savre
Bettenhausen	Kapfer	Schauss
Broschat	Larson, Ransom	Scholl
Carlson	Lavik	Shurr
Crockett	Lofthus	Smith
Cunningham	McInnes	Solberg
Dahl	McKellar	Steedsman
Erickson, McKenzie	Nelson, Dickey	Strutz
Erickson, McLean	Noben	Sundby, McLean
Espeland	Odegard	Sundby, Renville
Ettestad	Oglesby	Svingen

Messrs.	Messrs.	Messrs.
Falconer	Olson, Adams	Swett
Fitzgerald	Olson, Bowman	Swendseid
Flaten	Opdahl	Symington
Gessner	Owings	Twete
Gilbertson	Patterson	Twichell
Gilchrist	Peters	Wright
Hagen	Peterson, Bottineau	Young
Hillman	Peterson, Mountrail	Madam Speaker
Holthusen	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Henrickson	Nelson, Morton
Bailey	Hill	Nelson, Ward
Biewer	Holte	Niewoehner
Born	Homnes	Rathbun
Brunsdale	Isaak	Rindy
Dittmer	Jensen	Sprenger
Endres	Larson, Nelson	Sticka
Fedje	Lemke	Stoa
Flannigan	Lillehaugen	Thompson
Fuglestad	Lund	Traynor
Hanson, Barnes	Lynch	Treffry
Hanson, Benson	Morgan	Wolf
Hanson, Stark	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Mostad
Fitch	McManus	Rue
Godwin		

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Gilbertson 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.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Was read the third time.

Mr. Twichell moved that further consideration of House Bill No. 167 be indefinitely postponed.

Which motion lost.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 57; nays, 50; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Henrickson	Place
Anfinson	Hill	Rathbun
Bailey	Jodock	Rindy
Biewer	Johnston	Sandlie
Born	Larson, Nelson	Sannes
Broschat	Larson, Ransom	Shurr
Crockett	Lavik	Solberg
Dahl	Lemke	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Espeland	McInnes	Strutz
Ettestad	Niewoehner	Sundby, McLean
Falconer	Noben	Sundby, Renville
Fedje	Odegard	Svingen
Fitzgerald	Olson, Adams	Swendseid
Gilbertson	Olson, Bowman	Symington
Gilchrist	Opdahl	Treffry
Hagen	Owings	Wolf
Hanson, Benson	Peterson, Bottineau	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Patterson
Arneson	Homnes	Peters
Bettenhausen	Isaak	Piper
Brunsdale	Jensen	Savre
Carlson	Johnson	Schauss
Cunningham	Jones	Scholl
Dittmer	Kapfer	Smith
Endres	Lillehaugen	Steedsman
Erickson, McLean	Lund	Stoa
Fitch	Lynch	Swett
Flannigan	McKellar	Thompson
Flaten	Morgan	Traynor
Fuglestad	Muus	Twete
Gessner	Nelson, Dickey	Twichell
Hanson, Barnes	Nelson, Morton	Wright
Hillman	Nelson, Ward	Young
Holte	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Mostad
Godwin	McManus	Rue

So the bill passed and the title was agreed to.

Mr. Hagen moved that the vote by which House Bill No.

167 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett requested a verification of the roll call.

Verification disclosed no change.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 10, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Which the President of the Senate has signed and your signature is respectfully requested.

Also transmit:

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 40. 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.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

And the Speaker signed the same in the presence of the House.

The Speaker called Mr. Aljets to the chair.

Mr. Flannigan requested that the House return to the Ninth Order of Business.

Which request was granted.

House Concurrent Resolution No. 14 was read.

Mr. Flannigan moved that same be printed in the Journal and referred to the proper committee.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 14

Introduced by Representative Flannigan

A BILL

FOR A CONCURRENT RESOLUTION declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

WHEREAS, the building now being constructed at Bismarck to serve as the Capitol of the state will soon have reached the stage of construction where the facing will be placed; and

WHEREAS, in the placing of this facing there will be incorporated a stone in common parlance called a cornerstone; and

WHEREAS, in the placing of cornerstones in all public buildings, it is the usual practice to incorporate in said stone a repository for state and historical documents that may serve a purpose in the future history of the country; and

WHEREAS, at some date already past there has been a purported laying of the cornerstone for this building and at a cost of several thousand dollars to the taxpayers, and which laying was only a deceiving show in that a cement block was built up outside of the actual area to be occupied by the building and great display was made thereof and this block and stone have now been removed to the chagrin and disgust of the general public; and

WHEREAS, there is due to the people of the state a more fitting ceremony in the proper laying of a cornerstone in a place where it will forever rest;

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the House of Representatives, the Senate concurring, that it is the sense of this Legislature, and it is hereby directed, that the Governor and the Capitol Commission or other body responsible to the people for the erection of this building, shall cause to be arranged a fitting ceremony, for the placing of the cornerstone of the Capitol building, at the proper

time, in the place where the plans of the architects call for it to be placed.

Was referred to the Committee on State Affairs.

The Speaker resumed the chair.

House Concurrent Resolution No. 15 was read.

Mr. Lillehaugen moved that the resolution be printed in the Journal.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 15

Introduced by Representatives Lillehaugen,
Carlson, Treffry, and Owings.

Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

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

WHEREAS, it has come to our knowledge, that there is a practice of certain county officials to hold state-wide conventions of their respective office at the expense of their counties; and,

WHEREAS, it has further come to our knowledge that it is the practice of certain counties to allow its county officials vacation with pay; and,

WHEREAS, there is no provision in our law for state-wide conventions of county officers other than that of County Superintendent of Schools when called by the State Superintendent of Public Instruction, nor any provision for vacation with pay; and that,

THEREFORE, such expenditure of county funds is unlawful; and,

WHEREAS, the Twenty-Third Legislative Assembly is doing all in its power to reduce the expense of government to meet the present depressing economic condition; and,

THEREFORE, **BE IT RESOLVED:** That the House of Representatives, the Senate concurring, protest against such unlawful expenditure of county funds;

AND BE IT FURTHER RESOLVED that the chief clerk of the House mail copies of this resolution to the Chairman of the Board of County Commissioners and the County Auditor of every county in the state.

Referred to the Committee on State Affairs.

Mr. Swendseid asked that the House return to the Seventh Order of Business.

Which request was granted.

Mr. Swendseid: "I have just been informed that the Supreme Court has held Section 2 of the initiated measure relative to reduction of salaries, unconstitutional. I therefore move that the Judiciary Committee of the House meet in joint session with the Judiciary Committee of the Senate this evening at eight o'clock at the Terrace Gardens to consider further action to be taken by this legislative body, in view of such action, and that the Senate be so notified."

Which motion prevailed.

Mr. Fedje moved that the rules be suspended, and that at the close of Saturday's session, the House recess until one o'clock P. M., Monday, and the time for introducing bills be extended to two o'clock P. M., on that day.

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

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, 31; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Oglesby
Anderson, Logan	Gilchrist	Olson, Adams
Anderson, Sargent	Hagen	Olson, Bowman
Anfinson	Hanson, Stark	Patterson
Bailey	Henrickson	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Mountrail
Biewer	Holte	Place
Born	Homnes	Rindy
Broschat	Jodock	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Solberg
Dahl	Lemke	Steedsman
Dittmer	Lynch	Sticka
Endres	Morgan	Stoa
Erickson, McKenzie	McInnes	Strutz
Espeland	McKellar	Sundby, McLean
Falconer	Muus	Swett
Fitch	Nelson, Morton	Treffry
Fitzgerald	Nelson, Ward	Twichell

Messrs.	Messrs.	Messrs.
Flannigan	Niewoehner	Wolf
Flaten	Noben	Wright
Fuglestad	Odegard	Young
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Lillehaugen	Smith
Ettestad	Lofthus	Sprenger
Fedje	Lund	Sundby, Renville
Hanson, Barnes	Nelson, Dickey	Svingen
Hanson, Benson	Opdahl	Swendseid
Hillman	Owings	Symington
Holthusen	Peters	Thompson
Isaak	Piper	Traynor
Jensen	Rathbun	Twete
Johnson	Shurr	Madam Speaker
Johnston		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Jardine	Mostad
Godwin	McManus	Rue

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which Senate Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Carlson 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. Carlson to the chair.

When the Committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

And recommend that the bill be referred back to the House without action.

Also, the Committee of the Whole have had under consideration

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

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

Line 26, page 2 of the printed bill, strike out the word "sale," and insert in lieu thereof the word "seal."

In lines 5 and 6 of the printed bill, strike out the words "either live or dead," and in line 6, following the word "animal," insert the words "either alive or dead."

And when so amended recommend that the same do pass.

Also, the Committee of the Whole have had under consideration

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

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

Section 1, line 7 of the printed bill, after the word "where," strike out the word "he," and insert in lieu thereof the word "it."

And when so amended recommend that the same do pass.

Also, the Committee of the Whole have had under consideration:

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

And recommend that the Bill be referred back to the House without action.

Also, the Committee of the Whole have had under consideration:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

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

After the word "Capacity" in line 15 of the printed bill insert:

"Provided that trucks of over two tons capacity shall carry the following registration fee for the first year:

\$55.00 for trucks of two tons capacity.

\$70.00 for trucks to two and one-half tons capacity.

\$90.00 for trucks of three and less than four tons capacity.

\$200.00 for trucks of four and less than five tons capacity.

\$400.00 for trucks of five and less than six tons capacity.

\$600.00 for trucks of six and less than seven tons capacity.

\$900.00 for trucks with load capacity of over seven tons.

The fee for the years subsequent shall carry a ten percent reduction from the fee of the previous year, as above determined, until the fee equals one-half of the original and thereafter there shall be no further reduction. Provided however, that passenger cars coming under the definition of being engaged in commercial passenger transportation, that the fee for the year subsequent shall carry a ten percent reduction for each year from the fee of the previous year, as above determined until the fee equals one-half of the original and thereafter there shall be no further reduction."

Insert after the word "years" in line 20 of the printed bill the following:

"Provided further that where fees have been paid for 1933 in excess of the amounts stipulated in this act, the Registrar shall make a refund to the owners in accordance with the provisions hereof."

Amend title in the fourth line of title after the word "hauling" insert a comma and the words "providing for a refund."

Amend line 32 to read as follows: "products to or from the primary market centers."

And when so amended recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Swett moved that House Bill No. 110 be referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Swett moved that House Bill No. 176 be referred to the Committee on Appropriations.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Messrs Espeland and Olson of Adams introduced:

House Bill No. 239. A Bill for an Act to repeal Sections 4089a1, 4089a2, and 4089a3, and 4089a4 as amended by Chapter 198 of the Session Laws of 1927, providing that townships and municipalities may contribute to the support of district fair association.

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

Messrs. Ole Sundby and Louis Endres introduced:

House Bill No. 240. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180 of the Session Laws of 1927, and as amended by Chapter 187 of the Session Laws of 1931, being an Act to require registration cards and fixing the place of carrying same on motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to prescribe the powers and duties of the motor vehicle registration department; to impose penalties for violation of this act and to make uniform the law relating to the subject matter of this act, and establishing an old age pension fund.

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

Mr. Larson of Ransom introduced:

House Bill No. 241. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assessments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

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

Messrs. Sundby of McLean and Endres introduced:

House Bill No. 242. A Bill for an Act to provide for old age pensions prescribing methods of operating such law and penalty for violation thereof; and providing for funds required for the administration thereof.

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

Mr. Wolf introduced:

House Bill No. 243. A Bill for an Act Relating to the solicitation and sale of insurance prohibiting the making of any agreement for any deduction from the premium payable therefor; prohibiting the sale of stock in an insurance

company in connection with the sale of insurance therein; providing penalties for the violation of this act; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

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

Mr. Anfinson introduced:

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

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

Mr. Peterson of Mountrail introduced:

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

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

Representatives O. C. Olson and Espeland introduced:

House Bill No. 246. A Bill for an Act Requiring Payment of All Personal Property Taxes Due and Delinquent Before Claims of Any Person Owing the Same Against Any Township or School District May be Paid, Fixing Duty of County Treasurers in Connection Therewith, and Providing for Penalty for Violation Hereof.

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

Mr. Fitch introduced:

House Bill No. 247. A Bill for an Act Making an Appropriation for the Purpose of Reimbursing Rheinhart J. Kamplin, Bismarck, North Dakota, for the Loss of his Law Library Used by the Staff of the Attorney General's Office for a Period of Seven Years, and Which was Completely Destroyed in the Burning of the State Capitol Building.

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

Mr. Falconer (by request) introduced:

House Bill No. 248. A Bill for an Act to Amend and Re-enact Sections 3610, 3612, 3785 and 3801 of the Com-

piled Laws of North Dakota for 1913, Relating to the Election of City Officers, Repealing All Acts or Parts of Acts in Conflict Therewith, and Providing an Emergency.

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

Mr. Anfinson introduced:

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Mr. Holthusen (by request) introduced:

House Bill No. 250. A Bill for an Act Providing for Additional Punishment, Wherever by Statute Specifically Stated for Any Felony, Misdemeanor, or Other Violation of Law Not Included in Felony or Misdemeanor.

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

Mr. Holthusen (by request) introduced:

House Bill No. 251. A Bill for an Act Providing for the Strapping or Whipping of Juvenile Offenders of Any Kind in Addition to the Penalty Now Provided by Law.

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

Mr. Holthusen (by request) introduced:

House Bill No. 252. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Rape, or Attempted Rape or Indecent Assault on Any Female Under the Age of Fourteen Years, by Any Male.

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

Mr. Holthusen (by request) introduced:

House Bill No. 253. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Robbery or Attempted Robbery When Firearms Are Used or Displayed by the Person to Be Sentenced.

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

Mr. Holthusen (by request) introduced:

House Bill No. 254. A Bill for an Act Providing for the Whipping of Any Person Who Assaults or Beats His Wife, Causing Bodily Harm, or Fails to Support His Wife and Children Because of Drunkenness.

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

Mr. Place introduced:

House Bill No. 255. A Bill for an Act to Prohibit the Sale of Securities on a Commission Basis, and Permitting the Withdrawal of a Percentage of Funds Invested in Home Building Associations.

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

Messrs. Lemke and Peterson of Mountrail introduced:

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

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

Mr. Fitzgerald introduced:

House Bill No. 257. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing

of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business" and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

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

Messrs. Crockett, Lemke and Gilchrist introduced:

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

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

Messrs. Peterson of Mountrail, Lemke and Anderson of Sargent introduced:

House Bill No. 259. A Bill for an Act to Prevent All Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

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

Mr. Oglesby introduced:

House Bill No. 260. A Bill for an Act to Amend and Re-enact Section 3264 of the Compiled Laws of North Dakota for the Year 1913, Providing for Terms of Office of County Commissioners.

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

Mr. Patterson introduced:

House Bill No. 261. A Bill for an Act Repealing 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, as Amended by Chapter 170, Session Laws 1929.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

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

Senate Bill No. 20. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 40. 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. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty 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. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

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

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

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:

H. R. McDonald, Bismarck; Mrs. C. G. Boise, Bismarck; Mrs. Perkins, Bismarck; Phil Christopherson, Devils Lake; Miss M. A. Minnis, Fargo; J. W. Arnold, Stanley; O. B. Stray, Stanley; Mr. and Mrs. Geo. Lowry, Napoleon; Emma Hals, Pekin; Mildred Nelson, Minot; Mrs. H. Nelson, Minot; Harold Pike, Bismarck; R. E. Barneck, Bismarck; A. O. Barton, Bismarck; C. E. Ligon, Bismarck; John Peterson, Bismarck; Dr. Brandenburg, Bismarck; Dr. Roderick, Fargo; Mrs. H. T. Peters, Bismarck; Ann Kramer, Bismarck; Laura B. Cole, Lisbon; E. F. Fox, Bismarck; John O. Stevens, Jamestown; Otto Haakenstad, Fargo; Carl Schauss, Mandan; Clair T. Farrell, Casselton; Carl L. Sund-

land, Bismarck; E. J. Flaton, Bismarck; Mrs. M. H. Holte, Gardner; John Dawson, Mandan; Mrs. M. M. Ruder, Bismarck; Mrs. Edw. Allensworth, Menoken, and Bertha Schafer, Bismarck.

Mr. Swett moved that the House recess until 12:45 o'clock P. M., tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 11, 1933.

The House convened at 12:45 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Traynor 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. Traynor to the chair.

When the committee arose it submitted the following report:

Madam Speaker: Your Committee of the Whole have had under consideration:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

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

In line 2, after the word "veterinarians," strike out the word "county," and also strike out the first word "agent" in line 3.

In line 12, after the word "germs," strike out the rest of that Section.

And when so amended recommend that the same do pass.

Also,

The Committee of the Whole have had under consideration

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

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

Add to the end of Section 2, following line 7: "Provided that the County Commissioners shall keep on hand a reasonable supply of the various sizes of coffins for the burial of paupers. It is further provided that the County Commissioners of any County may in their discretion keep on hand a supply of coffins for sale to the general public. The County Auditor shall act as the agent of the County Commissioners in the matter of sale and disposition of coffins, using the same discretion and care in this business as he is required by law to give to other business of the county."

"Section 3. All coffins made under the provision of this act shall be properly identified as such by having a metal plate attached to coffin on which is inscribed the following words 'Made in North Dakota Penitentiary'. This identification plate shall be placed on the bottom of the coffin where it can be easily found on inspection."

The numbers of the following Sections to be raised to the next highest number respectively. Also in Section 5, line 3, strike out the words "five thousand," also the figures "\$5,000)," and insert the words "Two Thousand," also the figures "\$2,000)" in lieu thereof.

And the further amendment:

In the last line of page 1 of the printed bill, strike out the word "and," and insert in lieu thereof the word "or."

And when so amended recommend that the same do pass.

Also,

The Committee of the Whole have had under consideration

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

That the bill be left as printed.

Also,

The Committee of the Whole have had under consideration

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Sec-

tion 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10144 Compiled Laws 1913, as Amended by Section 10144 Supplement to Compiled Laws 1913; 10145 Compiled Laws 1913 and 10145 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

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

Strike out the emergency clause and further amend as follows:

In the title of the bill, line 13, after the semi-colon after the figures "1913," strike out remainder of line 13, all of line 14 and all of line 15.

In line 10, page 2 of the printed bill, strike out the figures "10120, 10121."

In line 11, page 2 of the printed bill, strike out the figures "10131."

In line 14, page 2 of the printed bill, strike out the figures "10140."

In line 15, page 2 of the printed bill, strike out the figures "10141, 10142."

In line 25, page 3 of the printed bill, strike out the figures "10145b21."

In line 17, page 2 of the printed bill, strike out everything after the figures "1913;" strike out all of line 18 and everything in line 19 up to the figures "10145a1."

And the further amendment:

Strike out everything in line 17 starting with the first figures "1913."

And the further amendment:

At the end of line 30, following the word "repealed," add the following:

"(DUTIES OF PEACE OFFICERS.) It is hereby made the duty of all peace officers in this state to aid and assist

the federal government in the enforcement of the federal law in respect to manufacture and sale of intoxicating liquors."

And when so amended recommend that the same do pass.

EDWIN TRAYNOR,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be divided as to House Bill No. 76.

Which motion prevailed.

Mr. Swett moved that the report of the Committee of the Whole, with the exception of House Bill No. 76, be adopted.

Which motion prevailed.

Mr. Lynch moved that the report of the Committee of the Whole as to House Bill No. 76 be adopted.

Mr. Twichell requested a roll call.

Which request was granted.

Mr. Aljets moved a Call of the House.

Roll call disclosed the following members absent: Representatives McManus and Godwin.

Mr. Lynch moved that further proceedings under the Call of the House be dispensed with.

Which motion prevailed.

ROLL CALL

The question being on the motion of Mr. Lynch that the report of the Committee of the Whole as to House Bill No. 76 be adopted, 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.
Aljets	Gessner	Owings
Anfinson	Gilbertson	Patterson
Bailey	Gilchrist	Peterson, Bottineau
Bettenhausen	Hanson, Stark	Peterson, Mountrail
Biewer	Henrickson	Piper
Born	Hillman	Rue
Broschat	Holthusen	Sandlie
Correll	Isaak	Savre
Crockett	Jensen	Schauss
Cunningham	Johnson	Scholl
Dahl	Johnston	Sprenger
Endres	Kapfer	Sticka
Erickson, McKenzie	Lemke	Sundby, McLean
Erickson, McLean	Lynch	Sundby, Renville
Ettestad	McKellar	Swett
Falconer	Niewoehner	Treffry

Messrs.	Messrs.	Messrs.
Fedje	Noben	Twete
Fitch	Olson, Bowman	Wolf
Flannigan	Opdahl	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Jones	Place
Anderson, Sargent	Larson, Nelson	Rathbun
Arneson	Larson, Ransom	Rindy
Brunsdale	Lavik	Sannes
Carlson	Lillehaugen	Shurr
Dittmer	Lofthus	Smith
Espeland	Lund	Solberg
Fitzgerald	McInnes	Steedsman
Flaten	Morgan	Stoa
Fuglestad	Mostad	Strutz
Hagen	Muus	Svingen
Hanson, Barnes	Nelson, Dickey	Swendseid
Hanson, Benson	Nelson, Morton	Symington
Hill	Nelson, Ward	Thompson
Holte	Odegard	Traynor
Homnes	Oglesby	Twichell
Jardine	Olson, Adams	Wright
Jodock	Peters	Madam Speaker

Absent and not voting:

Messrs.
Godwin
McManus

So the report of the Committee of the Whole as to House Bill No. 76 was declared adopted.

Mr. Lynch moved that the House do now adjourn.

Which motion prevailed.

FORTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 11, 1933.

The House convened at 2:00 o'clock, pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ermel.

Roll Call: All members present except Representatives Godwin and McManus.

Mr. Morgan moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth Day After Recess and Thirty-ninth Day and recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the Velva Chapter of the Izaak Walton League of America, signed by C. A. Hanson of Voltaire and 31 others, asking retention of funds by Game and Fish Department, was read and referred to the Committee on Game and Fish. Similar communications signed by N. J. Krierbach of Velva and 24 others, Lawrence Flammang of Sawyer and 97 others, and G. W. McKnight of Velva and 111 others, were read and similarly referred.

A petition urging repeal of prohibition enforcement statutes signed by Geo. M. Kraft of Strasburg and 149 others, was read and referred to the Committee on Temperance.

A petition signed by E. D. Mossman of Fort Yates and 52 others, asking retention of prohibition enforcement laws, was read and referred to the Committee on Temperance.

A communication signed by officers of the Chicago World's Fair Commission was read, and referred to the Committee on Appropriations.

Mr. Swett moved that the communication be printed in the Journal.

Which motion prevailed.

State of North Dakota

DEPARTMENT OF AGRICULTURE & LABOR

John Husby, Commissioner

Bismarck, N. D.
Feb. 10, 1933.

Mrs. Minnie Craig, Speaker,

House of Representatives,
Bismarck, North Dakota.

Dear Madam Speaker:

Will you kindly confer to the House assembled that the Chicago World's Fair Commission met in duly called meeting at the Governor's Chamber this day, February 10, 1933, and on motion by Alex Stern, Fargo, seconded by Robert Byrne, Bismarck, the Commission resolves to do its best to put on a creditable exhibit for North Dakota at the Chicago World's Fair with the funds now appropriated. Same may

not be all that we would have desired but under the stressing conditions the Commission volunteers to do credit to the State as best it can with the balance of funds now left for them.

WILLIAM LANGER, Governor
ROBERT BYRNE, Sec. of State
J. M. DEVINE, Commissioner
ALEX STERN

Sincerely yours,

JOHN HUSBY,
Secretary.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County Officers.

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

On page 2, line 22 of the printed bill, after the period insert the following: "Provided, however, that at the first county election the question shall be submitted to the voters of each county whether they wish to have such officers appointed by the county commissioners or elected by the electors of each county."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

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

In Section 1, Page 1, Line 6, strike out the word "four" and insert in lieu thereof the word "two."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

A minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 166. A Bill for an Act to Provide for the Regulation and Licensing of Horse Racing in the State of North Dakota; to Legalize and Permit the Pari-mutuel or Certificate Method of Wagering on the Results of Horse Races at Licensed Racing Meetings in said State, for the Purpose of Assisting in Raising Funds for the Promotion of the Agricultural, Live Stock and Fair Exposition Conducted by the State and Counties of North Dakota, and Authorizing

Such Fairs and Exposition to Permit the Wagering Upon the Results of Horse Races Through the Pari-mutuel or Certificate Method; and to Render Inapplicable Certain Acts in Conflict Herewith, and to Provide Penalties for the Violation Hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

LEWIS HAGEN,
R. R. LOFTHUS,
R. E. SWENDSEID,
C. O. ARNESON,
O. C. OLSON,
W. J. BAILEY,
H. F. SWETT,
W. W. TREFFRY,
M. T. LILLEHAUGEN.

A majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 166. A Bill for an Act to Provide for the Regulation and Licensing of Horse Racing in the State of North Dakota; to Legalize and Permit the Pari-mutuel or Certificate Method of Wagering on the Results of Horse Races at Licensed Racing Meetings in said State, for the Purpose of Assisting in Raising Funds for the Promotion of the Agricultural, Live Stock and Fair Exposition Conducted by the State and Counties of North Dakota, and Authorizing Such Fairs and Exposition to Permit the Wagering Upon the Results of Horse Races Through the Pari-mutuel or Certificate Method; and to Render Inapplicable Certain Acts in Conflict Herewith, and to Provide Penalties for the Violation Hereof.

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

Strike out everything after the words "A Bill" and add in lieu thereof the following:

"For an Act to aid in financing Agricultural Fair Associations and Expositions through the Licensing of the Pari-Mutuel and Certificate System of Wagering upon races conducted during the Holding of such Fairs; Providing for the Licensing thereof; Regulating such Wagering thereat; Prohibiting minors from being permitted to Wager thereunder and Providing penalties therefor; Repealing all parts of Acts in conflict herewith; and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. From and after the taking effect of this act, it shall be lawful for any County Fair Association, and any Agricultural Fair Association or Exposition, heretofore, now,

or hereafter receiving aid from the county or from the State of North Dakota, upon procuring a license therefor, as hereinafter provided; to operate or permit the operation of what is known as the Pari-Mutuel or Certificate System of wagering, upon any race to be held during the regular annual fair thereof.

Section 2. Provided that such fair or exposition association shall not retain in excess of fifteen percent of the total amount of wagers as reported by such Pari-Mutuel or Certificate System, together with the breaks; which breaks shall be computed at five cents upon the dollar.

Provided further that such association shall pay to the treasurer of the State of North Dakota, three percent of all moneys received as the gross from such wagering; which said three percent shall be by the treasurer of the State of North Dakota immediately credited to the General Fund.

Section 3. Wagering by a minor, under the Pari-Mutuel or Certificate System, is hereby declared unlawful and prohibited; and any person in charge of, conducting or operating any such wagering system, and permitting a minor to wager thereunder, shall be deemed guilty of a misdemeanor and be punished therefor as now by law provided.

Section 4. Such system of wagering as hereinbefore provided for, shall be unlawful and punishable under the existing statutes prohibiting gambling, if operated other than by such duly licensed association upon the fair grounds thereof. Annual license to operate such systems of wagering shall be issued by the Attorney General of the State of North Dakota, only upon the association applying for such license showing that it comes within the provisions hereof, and upon its paying to the State Treasurer an annual license fee of Fifty (\$50.00) Dollars; which fee shall be by the said State Treasurer credited to the General Fund. Such annual license shall permit of such wagering only upon the days upon which the annual fair of such association shall be held, and only upon the premises of such fair association; which time and place of holding such fair shall be set forth in such license.

Section 5. REPEAL.) All parts of acts in conflict herewith are hereby repealed.

Section 6. EMERGENCY.) An emergency is hereby declared to exist, therefore this act shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

J. D. HOLTHUSEN,
ANDREW JOHNSTON,
L. L. TWICHELL,
W. J. GODWIN,
KARL H. BRUNSDALE,
W. J. FLANNIGAN,
A. E. SANDLIE,
OLE ETTESTAD,
MILTON RUE,

GEO. ALJETS,
Chairman.

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

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

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

CARL ANFINSON,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 169. A Bill for an Act to Prohibit the Sale of "Spring" Scales and Weights and Weighing Devices Operated Upon the Spring Principle and Providing Penalties for the Violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

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

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 199. A Bill for an Act Relating to the Publication of the Proceedings of all Governing Boards of Towns and Cities in the State With a Population of One Thousand People or More.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

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

In Section 1, Line 8, strike out the word "order" and insert in lieu thereof the word "orders".

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

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

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

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

In Section 1, line 5, after the comma after the word

"auditor" insert the words "city manager," followed by a comma.

In Section 2, Line 8 after the word "auditor" change the period to a comma and add the following: "provided the oath of office of city auditor, city treasurer, shall be filed in the office of county auditor."

In Section 2, Line 9 after the comma after the word "auditor" insert the words "city manager," followed by a comma.

In Section 2, Line 25 strike out the word "required" and insert in lieu thereof the word "procured".

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

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

In Section 3, Page 3, Line 6 following the word "valuations" insert the following "and for no other purpose".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

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

On Page 2, Line 13, strike out the word "ten" and insert in lieu thereof the word "six".

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

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

In line 4 of 2199 strike out the figure "7" and insert in lieu thereof "5".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

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

In line 12 of the engrossed bill after the word "townships", strike out the period and insert a comma in lieu thereof and add the following words; "Two mills so levied shall be for road and bridge purposes and the other two mills, or so

much thereof as is necessary, for general township purposes including poor relief."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

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

OLE O. SUNDBY,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: A minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment the penalty for violation of the Act, and declaring an emergency.

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

A. E. SANDLIE,
MILTON RUE,
H. F. SWETT,
W. J. FLANNIGAN,
W. J. GODWIN.

The Committee on State Affairs made the following report:

Madam Speaker: A majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment the penalty for violation of the Act, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed:

R. R. LOFTHUS,
C. O. ARNESON,
LEWIS HAGEN,
KARL H. BRUNSDALE,
L. L. TWICHELL,
OLE ETTESTAD,
ANDREW JOHNSTON,
O. C. OLSON.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report of the majority be adopted.

Mr. Flannigan moved as a substitute motion that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Aljets that the report of the majority be adopted, the motion prevailed and the majority report was adopted.

Mr. Traynor moved that the vote by which Senate Bill No. 72 was indefinitely postponed be reconsidered and the motion to reconsider laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 11, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the Speaker has signed.

Also,

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Which the House has amended.

Also,

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Which the House has passed unchanged.

Also transmit: .

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation

Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Swett moved that the House reconsider action erroneously taken in accepting report to indefinitely postpone Senate Bill No. 223, and that all reference to action thereon be expunged from the record.

Which motion prevailed.

Mr. Anfinson moved that House Bill No. 158 be re-referred to the Judiciary Committee.

Which motion prevailed.

Mr. Anfinson requested an extension of time on House Bill No. 144.

Which request was granted.

Mr. Etestad moved that Senate Bill No. 118 be re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Owings requested an extension of time on House Bill No. 123.

Which motion prevailed.

Mr. Stoa moved that the House recess for fifteen minutes.

Which motion prevailed.

The House was called to order by Speaker Craig, pursuant to recess taken.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 223. A Bill for an Act to Amend Section 1529 of the Compiled Laws of North Dakota for the Year 1913 Prohibiting the Sale and Purchase of Publications Except Those in General Use, of Which Teachers, Principals and County Superintendents Are Authors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

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

Mr. Brunsdale moved that the vote by which the report was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Solberg moved that the House temporarily pass over

the Tenth and Thirteenth Orders of Business and proceed to Third Reading of House Bills.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling 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, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Kapfer	Shurr
Crockett	Larson, Nelson	Smith
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Dittmer	Lemke	Steedsman
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	McKellar	Svingen
Fedje	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Traynor
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	
Hill	Owings	

Those voting in the negative were:

Messrs.
Piper

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Godwin	Schauss
Fitch	McManus	Scholl

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Flannigan moved that the vote by which House Bill No. 148 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 Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

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	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Crockett	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	Lynch	Strutz
Falconer	McInnes	Sundby, McLean

Messrs.	Messrs.	Messrs.
Fedje	McKellar	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Hagen	Odegard	Twete
Hanson, Barnes	Oglesby	Twichell
Hanson, Benson	Olson, Adams	Wolf
Hanson, Stark	Olson, Bowman	Wright
Henrickson	Opdahl	Young
Hill	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Godwin	Schauss
Cunningham	McManus	Scholl
Fitch	Mostad	

So the bill passed and the title was agreed to.

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

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	Holthusen	Peterson, Bottineau
Anderson, Logan	Homnes	Peterson, Mountrail
Anderson, Sargent	Isaak	Piper
Anfinson	Jardine	Place
Arneson	Jensen	Rathbun
Bailey	Jodock	Rindy
Bettenhausen	Johnson	Rue
Biewer	Johnston	Sandlie
Broschat	Jones	Sannes
Brunsdale	Kapfer	Savre
Carlson	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg

Messrs.	Messrs.	Messrs.
Dahl	Lemke	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	Lynch	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	McKellar	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Henrickson	Opdahl	Young
Hill	Owings	Madam Speaker
Hillman	Patterson	
Holte	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Fuglestad	Hanson, Stark

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McManus	Scholl
Fitch	Mostad	
Godwin	Schauss	

So the bill passed and the title was agreed to.

Mr. Hagen moved that the vote by which House Bill No. 151 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation 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, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Kapfer	Shurr
Cunningham	Larson, Nelson	Smith
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Traynor
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Schauss
Fitch	Mostad	Scholl
Godwin	Peters	Swendseid

So the bill passed and the title was agreed to.

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Was read the third time.

Mr. Twete asked unanimous consent to amend House Bill No. 137 as follows: In line 21, page 2 of the printed bill, strike out the word "his," and insert in lieu thereof the word "their."

Which request was granted.

Mr. Twete moved that the rules be suspended and House Bill No. 137 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

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	Holthusen	Owings
Anderson, Logan	Homnes	Patterson
Anderson, Sargent	Isaak	Peters
Anfinson	Jardine	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnson	Rindy
Broschat	Johnston	Rue
Carlson	Jones	Sandlie
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lofthus	Steedsmann
Espeland	Lund	Stoa
Ettestad	Lynch	Strutz
Falconer	McInnes	Sundby, McLean
Fedje	McKellar	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Traynor
Hagen	Niewoehner	Treffry
Hanson, Benson	Noben	Twete
Hanson, Stark	Odegard	Twichell
Henrickson	Oglesby	Wolf
Hill	Olson, Adams	Wright
Hillman	Olson, Bowman	Young
Holte	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Gessner	Shurr
Born	Hanson, Barnes	Sticka
Cunningham	Lillehaugen	Sundby, Renville
Dahl	Peterson, Bottineau	
Flaten	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Scholl
Fitch	Mostad	
Godwin	Schauss	

So the bill passed and the title was agreed to.

GENERAL ORDERS

Mr. Traynor 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. Traynor to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of the title and insert in lieu thereof the following: "For an Act to amend and re-enact Chapter 167 of the Session Laws of 1927 relating to insurance on public buildings."

In line 6, after the word "fund," strike out the word "may," and insert the word "shall." In line 8, after the word "in," insert the word "either." In line 9, after the word "Companies," strike out the remainder of the line, also line 10 and part of line 11 up to the word "duly." In line 13, after the word "Dakota," strike out the period and add the following: "or in the State Fire and Tornado Fund. Provided that nothing herein shall be construed to interfere with policies now in force."

And when so amended recommend that the same do pass.

Also,

The Committee of the Whole have had under consideration

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

After the semi-colon on the sixth line of the title insert

the following: "providing for the time when taxes become due and delinquent."

Section 3. Add the following to the first of it: "Section 3. (Real Estate Taxes, Due and Delinquent; When, Penalty and Interest.) All real estate, taxes, including hail insurance taxes, both indemnity and yearly installments of special assessment taxes on real estate, shall become due on the 31st day of December of the year for which the taxes are levied, and" then continue with the original words.

Section 3, line 4, strike out "their due date."

Change the figures of Section "5" and "6" to read as Section "6" and "7," respectively, and insert in Section "5" the following words: "Provided, however, that this Act, or any part thereof shall not apply to real estate heretofore acquired by a county through tax title."

And the further amendment:

In line 7 of the engrossed bill, strike out the word "half," and insert in lieu thereof the word "installment."

And when so amended recommend that the same do pass.

EDWIN TRAYNOR,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted. Which motion prevailed, and the report was adopted.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Swendseid introduced:

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

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

Representatives Crockett and Lavik introduced:

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

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

Mr. Crockett introduced:

House Bill No. 264. A Bill for an Act Making an Appropriation to the Board of Administration for Emergency Use at Any State Institution.

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

Representatives Lemke, Svingen, Fedje and Crockett introduced:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

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

Mr. Born introduced:

House Bill No. 266. A Bill for an Act Legalizing and Validating all Legal Publications Made Prior to January 1st, 1933, Contrary to the Provisions of Section 3173, Compiled Laws of 1913, Relating to Legal Newspapers.

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

Mr. Crockett introduced:

House Bill No. 267. A Bill for an Act to Provide for the Employment of the Labor of the Prisoners of the State Penitentiary; for the Sale of the Products of Said Labor, and the Use of Receipts From Said Sales.

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

Mr. Crockett introduced:

House Bill No. 268. A Bill for an Act to Authorize the State Board of Administration to Permit Officers, Employees, and Faculty Members of State Educational Institutions to Perform Certain Services Outside of Their Regular Duties and to Retain the Fees Paid Them for Such Services.

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

Messrs. Lemke, Svingen, Fedje and Crockett introduced:

House Bill No. 269. A Bill for an Act Relating to the Payment of Taxes and Providing an Inducement to Pay Delinquent Real Estate and Personal Property Taxes, Including Hail Insurance and Special Assessment Taxes; and Accepting Certain Farm Commodities in Payment for Such Taxes at Approximately Seventy-five Per Cent of the Cost of Production.

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

Mr. Hill introduced:

House Bill No. 270. A Bill for an Act Authorizing and Regulating the Practice of Obstetrics and Midwifery in the State of North Dakota.

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

Mr. Solberg introduced:

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for a Period of Four Years, for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

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

Mr. Fedje introduced:

House Bill No. 272. A Bill for an Act Defining Blackmail and Providing a Penalty Therefor.

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

Messrs. Erickson of McLean and Olson of Bowman introduced:

House Bill No. 273. A Bill for an Act to Fix the Amount of Transportation Fees Payable for Attendance at All Classes of Schools; to Make Such Payment Optional with the Board in Certain School Districts; to Exempt Certain Children from the Operation of the Compulsory Attendance Law in School Districts in Which Transportation is Not Arranged for; and to Fix the Conditions Under Which Vehicular Transportation Shall be Furnished or Discontinued in Consolidated Schools; to Make the Payment of Fees Mandatory in Certain Cases and to Repeal Chapter 244, Laws of 1931.

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

Mr. Nelson of Ward introduced:

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

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

Mr. Twete introduced:

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

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

Messrs. Patterson and Anderson of Logan introduced:

House Bill No. 276. A Bill for an Act Amending and Re-enacting Sections 1779 and 1781 Compiled Laws 1913, as Amended by Chapter 239 Session Laws 1915, Providing for the Board of Trustees for the North Dakota Soldiers' Home; that the Members of said Board Shall Be Five in Number, to Serve Respectively for a Term of Five Years and that the Appointment Shall Be Made by the Governor of North Dakota. Providing, Also, for the Compensation to Be Paid to These Trustees and Declaring an Emergency.

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

Messrs. Flannigan, Lillehaugen and Peterson of Mountrail introduced:

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

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

Messrs. Rue and Fitch introduced:

House Bill No. 278. A Bill for an Act Permitting Theaters, Shows, Moving and Talking Picture Shows or Theatrical Performances to Keep Open or to Run on the Sabbath, Specifying Fees to Be Paid for a Permit to Be Issued by County Auditor, Providing Penalties for Violation Hereof, and Repealing Section 9231 of the Compiled Laws for 1913, and All Acts or Parts of Acts in Conflict Herewith.

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

Messrs. Peterson of Mountrail, Solberg, Nelson of Ward and Olson of Bowman introduced:

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and That Such Strike Shall Be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall Be Unlawful, 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.

Mr. Isaak (by request) introduced:

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 3969 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Excluding Farm Lands From the Limits of Cities, Towns, or Villages.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. O. B. Larson (by request) introduced:

House Bill No. 281. A Bill for an Act Repealing All of Chapter 246 of the Session Laws of North Dakota for the Year 1931, Relating to the Establishment and Maintenance of Junior College Work in Certain High Schools of this State. Declaring Act an Emergency Measure.

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

Messrs. Hanson of Benson and Cunningham introduced:

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

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

Mr. Isaak introduced:

House Bill No. 283. A Bill for an Act to Amend and Re-enact Section 3205 of the Compiled Laws of 1913 Relative to the Division and Consolidation of Counties.

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

Messrs. Patterson and Lynch introduced:

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

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

Mr. Hill introduced:

House Bill No. 285. A Bill for an Act Providing for the Registration of Dogs; Providing for the Issuance of Registration Tags for All Dogs Which Have Been Registered, and the Transfer Thereof, and Defining the Duties of Police Officers With Reference to the Killing of Unregistered Dogs.

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

Mr. Oglesby introduced:

House Bill No. 286. A Bill for an Act to Prohibit the Withdrawal of Names Signed by any Person or Elector From All Petitions Which the Law Requires to be Filed With the Secretary of State, County or City Auditor After the Filing Thereof and Prescribing Penalties for Violation.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Mr. Opdahl introduced:

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

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

Messrs Owings and Lavik introduced:

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

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

Messrs Twichell, Swett, Homness and Aljets introduced:

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

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

Mr. Wolf introduced:

House Bill No. 290. A Bill for an Act requiring a License for Manufacturing and Selling Ice-cream and for Pasteurizing the Raw Materials Thereof and Defining Certain Terms.

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. Sandness, Jamestown; Mrs. Alma Holte, Gardner; Mrs. Stanley Frank, Dickinson; F. M. Orchard, Bismarck; Clarence Schauss, Mandan; Wm. Malmgren, Mandan; Mrs. Louis Enders, Fort Yates; Claude Lakey, Grant County; A. F. Fisher, Grant County; B. F. Eppler, Bismarck; Mr. and Mrs. R. N. Klovstad, Washburn; G. S. Klovstad, Washburn.

Mr. Swett moved that the House recess until 1:00 o'clock Monday with the understanding that between one and two o'clock Monday nothing will take place except the 9th, 10th and 13th Orders of Business.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTIETH DAY AFTER RECESS AND
FORTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 13, 1933.

The House was called to order at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

The House passed to the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Solberg and Lavik introduced:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, Session Laws of North Dakota for the Year 1927.

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

Mr. Schauss introduced:

House Bill No. 292. A Bill for an Act to Increase the Duties of the County Surveyor, to Regulate the Compensation Thereof and to Provide for the Services of a Surveyor for Counties Not Electing or Appointing a County Surveyor.

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

Messrs. Rue and Patterson introduced:

House Bill No. 293. A Bill for an Act Relating to the Appointment, Employment, Promotion, and Removal of Employees of the State and Other Governmental Agencies, and Granting Certain Preferences to All War Veterans in Relation Thereto.

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

Mr. Niewoehner introduced:

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

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

Mr. Wolf introduced:

House Bill No. 295. A Bill for an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

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

Messrs. Svingen and Muus introduced:

House Bill No. 296. A Bill for an Act Amending and Re-enacting 3684a11 of the Supplement to the 1913 Compiled Laws of North Dakota with Reference to Expenditures in Excess of City Budget Appropriations in Cases of Emergency.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Messrs Solberg and Lavik introduced:

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 2, Chapter 228, Session Laws of North Dakota for the Year 1931.

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

Mr. Lund (by request) introduced:

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

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

Mr. C. T. Olson (by request) introduced:

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Was read the first and second times and referred to the Committee on School and Public Lands.

Mr. Godwin introduced:

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

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

Mr. Solberg introduced:

House Bill No. 301. A Bill for an Act Creating the Office of County Physician, Providing for His Election, Term of Office, Qualifications, Duties, Salary, Mileage, and Necessary Assistance.

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

Mr. Kapfer (by request) introduced:

House Bill No. 302. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 192, Session Laws of North Dakota for the Year 1919, (Section 4609c2 of the 1925 Supplement to the 1913 Compiled Laws), Relating to the Regulation, Control and Fixing of Rates, Charges and Services of All Public Utilities by the Board of Railroad Commissioners.

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

Mr. Schauss introduced:

House Bill No. 303. A Bill for an Act Amending and Re-enacting Section 1475 Compiled Laws 1913, Providing the Manner in Which Proposals Received by a City Council or School Boards for Appointment as a Depository for School Funds Shall be Acted Upon; the Surety It Shall Give as Such Depository; the amount of Bond to Be Given.

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

Mr. Nelson of Ward introduced:

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

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

Representatives Sundby and Erickson of McLean and Schauss introduced:

House Bill No. 305. A Bill for an Act to Amend and Re-enact Sub-section 3, Chapter 94, Session Laws of 1929, of North Dakota, Relating to the Appointment and Salary of Capitol Building Custodian.

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

Representatives Symington and Hillman introduced:

House Bill No. 306. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department In-

stead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Representatives Noben and Place introduced:

House Bill No. 307. A Bill for an Act to Provide for State Adjusters of Losses Under Fire, Lightning, Tornado, Windstorm, Theft, Property Damage and Collision Insurance Policies Issued on Property Located Within This State, Prescribing Their Duties, Manner of Appointment, and Providing for the Deposit of Certain Sums of Money With the State Insurance Commissioner to Cover the Expense of Adjusting Such Losses.

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

Representatives Sannes and Erickson of McKenzie introduced:

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

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

Mr. Fitch introduced:

House Bill No. 309. A Bill for an Act to Provide for the Licensing and Regulation of Taxicabs in Cities in Excess of Twenty Thousand Population.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Nelson of Ward introduced:

House Bill No. 310. A Bill for an Act to License and Tax All Retail Gasoline Pumps Used for the Purpose of Retailing Gasoline, Directing that the State Tax Commissioner Shall Issue All Licenses, Defining What Are Gasoline Pumps, Providing That Such Tax Shall be in Lieu of All Other Taxes Assessed Against Said Pumps, and Become a Part of the Common School Fund of the State, Providing a Penalty for the Violation of the Provisions of This Act, 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.

Mr. Brunsdale introduced:

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 8729 of the Compiled Laws of 1913 Relating to the Disposition of Small Estates and to Require the County Judge to Assist Petitioners for Letters of Administration and Administrators of Estates not Exceeding Fifteen Hundred Dollars; and to Prohibit the Allowance of Administrator's Fees and Attorney's Fees as Part of the Expense of Administration of Such Estates.

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

Messrs. Oglesby and Lillehaugen introduced:

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1182 of the Compiled Laws of North Dakota for the Year 1913, Providing for Tax Levies to Be Made by School Districts, and Providing that the Levy Shall Be Submitted to the Qualified Voters at the General School Elections to Be Held on the 1st Tuesday of June of Each Year, and Providing for the Duties of School District Clerks in Respect Thereto.

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

Messrs. Sannes and Erickson of McKenzie introduced:

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

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

Messrs. Place and Noben introduced:

House Bill No. 314. A Bill for an Act Providing that Hereafter no Gas Franchise Shall Be Granted to any Person, Firm or Corporation, by the State or any Political Subdivision Thereof, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

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

Mr. Patterson (by request) introduced:

House Bill No. 315. A Bill for an Act to Amend and Re-enact Subdivisions 1, 2, 3, and 4 of Section 7 of Chapter 297 of the Session Laws of 1931 Relating to the Limitation of Tax Levies of School Districts and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Mr. Gilbertson (by request) introduced:

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personality.

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

Mr. Swendseid introduced:

House Bill No. 317. A Bill for an Act Relating to Time When Appeal Must Be Taken from an Order Overruling a Demurrer.

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

Mr. Homnes introduced:

House Bill No. 318. A Bill for an Act Creating the Office of County Assessor, Defining His Powers and Duties, Abolishing the Office of District Assessor, Township Assessor and Village Assessor, Amending Sections 2093 and 2123 of the Supplement to the Compiled Laws of North Dakota for 1913 and Sections 2135, 2138, 2140 and 2143 of the Compiled Laws of North Dakota for 1913 and Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913 as Amended by Section 1 of Chapter 279 of the Session Laws of North Dakota for 1931, and Repealing Sections 2125 and 2126 of the Compiled Laws of North Dakota for 1913, and All Other Acts or Parts of Acts in Conflict With the Provisions of this Act.

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

Mr. J. T. Nelson (by request) introduced:

House Bill No. 319. A Bill for an Act to Amend and Re-enact Section 2913 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Section 10 of Chapter 141 of Laws of 1927, Defining the Term "Concentrated Commercial Feeding Stuffs."

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

Representative Rathbun introduced:

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

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

Mr. Twete introduced:

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section One of Chapter 279 of the Session Laws of North Dakota for the Year 1931, Relating to the Collection of Personal Property Taxes; Personal Property Tax

Liens; the Duties of the Sheriff and County Treasurer in Connection With the Collection of Such Taxes; the Repeal of All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

Mr. Patterson (by request) introduced:

House Bill No. 322. A Bill for an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 168 of the Laws of 1929 Relating to the Number of Aldermen in Cities Organized Under the General Law and Providing for the Number of Aldermen in Cities Which Have Adopted the City Manager Plan.

Was read the first and second times and referred to the Committee on cities and Municipal Corporations.

Mr. Anderson of Logan introduced:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages and Legalizing and Validating Foreclosure Sales Heretofore Made Where No Such Notice of Intention to Foreclose Has Been Given on Mortgages Executed Prior to January 1, 1933.

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

Mr. Swett introduced:

House Bill No. 324. A Bill for an Act to Repeal Chapter 213, Session Laws of 1925, (Sections 645a1 and 645a2 of the 1925 Supplement to the 1913 Compiled Laws.) Relating to the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor; and Declaring an Emergency.

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

Messrs. Falconer and Rue introduced:

House Bill No. 325. A Bill for an Act to Amend and Re-enact Section 9971a1, Section 9971a2, and Section 9971a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 128 of the Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same and Making the Same a Misdemeanor; Providing a Penalty Therefor; and Making the Act an Emergency Measure.

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

Messrs. Aljets, Ole O. Sundby and Gilbertson introduced:

House Bill No. 326. A Bill for an Act Relating to the Purchase of Tax Exempt Gasoline Used Solely for Agricultural Purposes.

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

Mr. Noben (by request) introduced:

House Bill No. 327. A Bill for an Act to Repeal and Re-enact Section 484 Compiled Laws of the State of North Dakota for 1913, Providing for Licensing Pharmacists and Assistant Pharmacists in this State.

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

Messrs. Broschat and Aljets introduced:

House Bill No. 328. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

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

The Committee on State Affairs introduced:

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

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

Messrs Flannigan and Lynch introduced:

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at **Chicago in the** Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

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

Messrs. Odegard and McInnes introduced:

House Bill No. 332. A Bill for an Act to Amend and Re-enact Chapter 312 Session Laws 1923, (Supp. Compiled Laws 1913, Section 2346a1 to Section 2346a50 inclusive) to Define the Term "Net Income"; to Provide that this Act Shall Be for the Purpose of Replacing All Personal Property Tax and to Replace Real Estate Taxes to the Full Extent of the Funds Available Collected Under this Law; to Provide Exemptions from Net Income Tax for the Head of a Family; and to Provide Means for Determining the Net Income of

the Taxpayer and Penalties for failure to File a Proper Return Thereof.

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

Mr. Dahl introduced:

House Bill No. 333. A Bill for an Act Reducing Examination and Renewal Fees for Certain Public Boards.

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

Mr. Twete (by request) introduced:

House Bill No. 334. A Bill for an Act Permitting the Receiving of Evidence from a Person Occupying a Confidential Position Upon Waiver by the Heirs or Representatives of the Deceased Person.

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

Mr. Owings introduced:

House Bill No. 335. A Bill for an Act Defining Bituminous and Lignite Coal for the Purpose of Freight Rates.

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

Messrs. Svingen and Gilchrist introduced:

House Bill No. 336. A Bill for an Act to Repeal Chapter 128 of the Session Laws of 1931 Relating to the Drawing of Bank Checks or Drafts Without Funds in the Bank.

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

Mr. Hanson of Stark introduced:

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 979 of the Compiled Laws of North Dakota for 1913, Providing for the Publication of Constitutional Amendments and Initiative Measures.

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

Mr. Fitch introduced:

House Bill No. 338. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Relating to the Sale of Oleomargarine.

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

Mr. Fedje introduced:

House Bill No. 339. A Bill for an Act Amending and Re-enacting Sections 2156 and 2157, Compiled Laws, 1913, Providing That School Taxes or Poor Taxes be Allowed to be Paid Separately and Apart From the General Tax, and Providing Also for the Issuance of a Receipt Therefor.

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

Mr. Carlson introduced:

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

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

Mr. McInnes (by request) introduced:

House Bill No. 341. A Bill for an Act to Amend and Re-enact Section 7621 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Instructions Given by the Court to the Jury.

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

Mr. Flannigan introduced:

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

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

Representatives Twichell, Swett, Aljets and Homnes introduced:

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

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

Mr. Niewoehner introduced:

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

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

Mr. Schauss introduced:

House Bill No. 345. A Bill for an Act Providing for Each Life Insurance Company Now Engaged or That May Engage in Transacting Business of Life Insurance in This State, Shall Invest and Keep Invested in North Dakota Securities and North Dakota Real Estate a Sum of Money Equal to at Least Seventy-Five Per Cent of the Aggregate Amount of Legal Reserve; Providing How Investments Shall Be Made; for an Occupation Tax; Report Showing Amount of Reserve and Gross Receipts; Requiring Taxes to Be Paid Before Certificate Issued; Providing Penalties for

Failure to Renew Certificate; Authorizing Commissioner to Revoke Certificate; and Deposit by Domestic Company; Repealing All Acts or Parts of Acts in Conflict With This Act.

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

The House returned to the Seventh Order of Business.

Mr. Swett moved that at the conclusion of the reading of the bills at this time at the desk, the House consider it 2:00 o'clock and adjourn.

Which motion prevailed.

FORTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 13, 1933.

The House was called to order at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris.

Roll Call: All members present except Representatives Brunsdale, Dittmer, Fitch, Fuglestad, Jardine, Larson of Nelson, Opdahl, Patterson and Svingen.

Mr. Falconer moved that all absent members be excused.

Which motion prevailed.

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

Madam 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 recommend that the same be corrected as follows:

Page 35, line 11, correct spelling of "Mandan".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by Ralph Keller of Bisbee and 43 others opposing increase in cream station license fee was read and referred to the Committee on State Affairs.

A resolution signed by the officers of the McClusky Lions Club, opposing the passage of Senate Bill No. 221, was read and referred to the Committee on Counties.

A communication signed by Paul Campbell of Minot and representatives of the Minot Labor Organization, Minot Non-partisan League Executive Committee, and Minot Women's Club asking constructive legislation on behalf of both city and rural home owners relative to refinancing of mortgages, was read and referred to the Committee on State Affairs.

A communication signed by Henry Dahl of Milton and 27 others opposing compulsory State Hail Insurance, was read and referred to the Committee on Insurance.

A communication signed by E. E. Large of Jamestown, asking defeat of Senate Bills Nos. 108, 109 and 110, was read and referred to the Committee on Temperance.

Petitions urging retention of prohibition enforcement laws, signed by Josephine E. Sizer of Minot and 27 others, K. Swenson of Epping and 32 others, were read and referred to the Committee on Temperance.

A communication addressed to the Legislative Assembly signed by Arne Lima of Hannaford, asking that the existing laws of North Dakota be compiled at the close of the present session, was read and referred to the Committee on State Affairs.

A resolution adopted by the County Commissioners, Burke County, asking legislature to remove any obstacles in the state laws prohibiting farmers from securing Federal Crop Production Loans, was read and referred to the Committee on Agriculture.

A communication signed by the Superintendent of the Indian School at Bismarck was read.

Mr. Swett moved that same be printed in the Journal, which motion prevailed.

UNITED STATES
DEPARTMENT OF INTERIOR
OFFICE OF INDIAN AFFAIRS
FIELD SERVICE

Bismarck Indian School,
Bismarck, North Dakota,
February 11, 1933.

Mrs. Minnie D. Craig,
Speaker of the State House of Representatives,
North Dakota State Legislature,
Bismarck, North Dakota.

Dear Mrs. Craig:

We would be pleased to extend the courtesies of the Indian School to the members of the state legislature and their wives, and I take this opportunity to extend an invitation to you and them to visit our school and attend a special program in the Indian School auditorium on Friday evening, February 17, at 7:30. This will afford you an opportunity to inspect some of our plant and facilities, and see our students and something of their work and school activities, and to get acquainted with our staff.

In order that we may be guided in our plans, it would be appreciated if you can advise me whether duties or other plans will permit most of the legislators and their wives to accept this invitation, and if so an estimate of approximately how many will be present from the House.

Hoping that we may have the honor and pleasure of entertaining you, I am

Very sincerely,
SHARON R. MOTE,
Superintendent.

MONDAY, FEBRUARY 13, 1933

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MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 10, 1933.

To the House of Representatives of the
23rd Legislative Assembly 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. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Very truly yours,

WILLIAM LANGER,
Governor.

The Committee on Enrollment and Engrossment made the following report:

Madam 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 Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 3. 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:

On Page 2, Subdivision 1.

Strike out all of line 6.

Line 7 strike out the figures \$2880.00 and insert in lieu thereof the figures \$2620.80.

Line 10 strike out the figures \$200.00 and insert in lieu thereof the figures \$100.00.

Line 11 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

Line 18 change the totals from \$21,310.00 to \$16,270.80.

Page 3, Subdivision 3.

Strike out all of line 27.

Line 28 strike out the figures \$10560.00 and insert in lieu thereof the figures \$6209.28.

Line 30 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

Line 31 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

Line 32 strike out the figures \$550.00 and insert in lieu thereof the figures \$300.00.

Strike out all of line 34.

Line 36 change the totals from \$74,085.00 to \$66,184.28.

Sub-division 4.

Line 40 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Strike out all of line 41.

Page 4, line 48 strike out the figures \$5,000.00 and insert in lieu thereof the figures \$4,000.00.

Line 50 change the totals from \$15,230.00 to \$13,034.00.

Sub-division 5.

In line 57 strike out the figures \$20,000.00 and insert in lieu thereof the figures \$15,000.00.

Line 59 change the totals from \$125,000.00 to \$120,000.00.

Sub-division 6.

In line 64 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 65 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Line 66 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$4,560.00.

Line 67 strike out the figures \$6,400.00 and insert in lieu thereof the figures \$4,560.00.

Page 5, line 71 strike out the figures \$1000.00 and insert in lieu thereof the figures \$800.00.

Line 72, strike out the figures \$600.00 and insert in lieu thereof the figures \$400.00.

Line 73 strike out the figures \$3,600.00 and insert in lieu thereof the figures \$3000.00.

Line 74 strike out the figures \$2000.00 and insert in lieu thereof the figures \$1,500.00.

Line 75 strike out the figures \$250.00 and insert in lieu thereof the figures \$200.00.

Line 77 change the totals from \$35,610.00 to \$30,824.80.

Sub-division 7.

Strike out all of line 81.

Line 82 strike out the figures \$3,800.00 and insert in lieu thereof the figures \$3000.00.

Line 83 strike out the figures \$8000.00 and insert in lieu thereof the figures \$7000.00.

Line 84 strike out the figures \$4,200.00 and insert in lieu thereof the figures \$4000.00.

Line 86 change the totals from \$17,400.00 to \$14,400.00.

Sub-division 8.

In Line 91 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 92 strike out the figures \$3520.00 and insert in lieu thereof the figures \$2,784.00.

Line 93 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Line 94 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Page 6, line 95 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Line 96 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In Line 97 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 98 strike out the figures \$9,360.00 and insert in lieu thereof the figures \$8,506.56.

Line 99 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

Line 102 strike out the figures \$1,900.00 and insert in lieu thereof the figures \$1000.00.

Line 103 strike out the figures \$5,500.00 and insert in lieu thereof the figures \$5000.00.

Line 104 strike out the figures \$1000.00 and insert in lieu thereof the figures \$500.00.

Line 105 strike out the figures \$2,600.00 and insert in lieu thereof the figures \$2000.00.

Line 109 strike out the figures \$1000.00 and insert in lieu thereof the figures \$500.00.

Line 111 change the totals from \$53,512.00 to \$46,966.72.

Sub-division 9.

In line 116 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 117 strike out the figures \$3200.00 and insert in lieu thereof the figures \$2,784.00.

In line 118 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Line 119 strike out the figures \$5,760.00 and insert in lieu thereof the figures \$5,241.60.

Page 7, line 120 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 121 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 122 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$4,560.00.

Line 123 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

Line 124 strike out the figures \$6,400.00 and insert in lieu thereof the figures \$4,400.00.

Line 126 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

Line 127 strike out the figures \$2000.00 and insert in lieu thereof the figures \$1000.00.

Strike out all of line 129.

Line 131 change the totals from \$42,982.00 to \$36,870.16.

Sub-division 10.

In line 136 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 137 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$3,840.00.

Line 138 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

Line 139 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 142 strike out the figures \$300.00 and insert in lieu thereof the figures \$100.00.

Line 143 strike out the figures \$6000.00 and insert in lieu thereof the figures \$4000.00.

Page 8, line 144 strike out the figures \$750.00 and insert in lieu thereof the figures \$500.00.

Line 145 strike out the figures \$400.00 and insert in lieu thereof the figures \$300.00.

Line 147 change the totals from \$27,842.00 to \$23,273.76.

Sub-division 11.

In line 150 strike out the figures \$4000.00 and insert in lieu thereof the figures \$3,200.00.

Strike out all of line 152.

Line 153 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 154 strike out the figures \$300.00 and insert in lieu thereof the figures \$150.00.

Line 155 strike out the figures \$150.00 and insert in lieu thereof the figures \$75.00.

Line 156 strike out the figures \$150.00 and insert in lieu thereof the figures \$50.00.

Line 157 strike out the figures \$200.00 and insert in lieu thereof the figures \$50.00.

Line 158 strike out the figures \$700.00 and insert in lieu thereof the figures \$350.00.

Line 159 strike out the figures \$8000.00 and insert in lieu thereof the figures \$4000.00.

Line 160 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

Line 162 change the totals from \$20,240.00 to \$10,405.00.

Sub-division 12.

Line 166 strike out the figures \$10,400.00 and insert in lieu thereof the figures \$10,192.00.

Line 167 strike out the figures \$18,640.00 and insert in lieu thereof the figures \$14,912.00.

Strike out all of line 168.

Page 9, line 169 strike out the figures \$5,760.00 and insert in lieu thereof the figures \$4,608.00.

Line 172 strike out the figures \$500.00 and insert in lieu thereof the figures \$200.00.

Line 174 strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1000.00.

Line 175 strike out the figures \$2000.00 and insert in lieu thereof the figures \$1,500.00.

In line 176 strike out the figures \$9,175.00 and insert in lieu thereof the figures \$7,200.00.

Line 177 strike out the figures \$3,000.00 and insert in lieu thereof the figures \$2,000.00.

Line 178 strike out the figures \$1,000.00 and insert in lieu thereof the figures \$500.00.

Line 180 change the totals from \$65,475.00 to \$50,612.00.

Sub-division 13.

In line 185 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 186 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 187 strike out the figures \$6,144.00 and insert in lieu thereof the figures \$5,520.00.

Line 189 strike out the figures \$800.00 and insert in lieu thereof the figures \$400.00.

Line 191 strike out the figures \$17,000.00 and insert in lieu thereof the figures \$8,500.00.

Page 10, line 192, strike out the figures \$800.00 and insert in lieu thereof the figures \$400.00.

Line 193 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,000.00.

Line 195 change the totals from \$41,224.00 to \$29,884.00.

Sub-division 14.

Between the lines 198 and 199 insert an extra line 198½ salary—Director Secondary Education \$3,200.00.

Line 200 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Strike out all of lines 201, 204, 205, 206.

Line 208 change the totals from \$44,820.00 to \$15,480.00.

Sub-division 15.

In line 213 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 214 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Strike out all of line 215.

Page 11, line 218, strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

Line 219 strike out the figures \$2,500.00 and insert in lieu thereof the figures \$1,800.00.

Line 220 strike out the figures \$600.00 and insert in lieu thereof the figures \$500.00.

In line 223 change the totals from \$19,197.00 to \$15,029.80.

Sub-division 16.

In line 227 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Line 229 strike out the figures \$9,600.00 and insert in lieu thereof the figures \$6,960.00.

Line 230 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Line 231 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

Line 232 strike out the figures \$2,912.00 and insert in lieu thereof the figures \$2,069.76.

Line 235 strike out the figures \$600.00 and insert in lieu thereof the figures \$300.00.

Line 236 strike out the figures \$1,200.00 and insert in lieu thereof the figures \$1,000.00.

Line 237 strike out the figures \$700.00 and insert in lieu thereof the figures \$500.00.

Line 238 strike out the figures \$13,500.00 and insert in lieu thereof the figures \$10,000.00.

Line 239 strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,500.00.

In line 241 change the totals from \$41,504.00 to \$32,263.52.

Page 12. Sub-division 17.

In line 246 strike out the figures \$4,000.00 and insert in lieu thereof the figures \$3,200.00.

Strike out all of line 247.

In line 248 strike out the figures \$5,600.00 and insert in lieu thereof the figures \$4,608.00.

In line 249 strike out the figures \$3,360.00 and insert in lieu thereof the figures \$2,822.40.

Line 250 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$3,840.00.

Line 251 strike out the figures \$5,600.00 and insert in lieu thereof the figures \$4,608.00.

Strike out all of line 252.

In line 253 strike out the figures \$4,320.00 and insert in lieu thereof the figures \$3,456.00.

In line 254 strike out the figures \$11,200.00 and insert in lieu thereof the figures \$10,000.00.

In line 257 strike out the figures \$1,000.00 and insert in lieu thereof the figures \$500.00.

In line 258 strike out the figures \$3,000.00 and insert in lieu thereof the figures \$1,500.00.

In line 260 strike out the figures \$10,000.00 and insert in lieu thereof the figures \$9,000.00.

In line 260 after the word Commission insert the following: "including necessary extra help."

In line 264 strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,000.00.

In line 266 change the totals from \$97,260.00 to \$80,834.40.

Page 13, Sub-division 18.

In line 271 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

In line 272 strike out the figures \$3,200.00 and insert in lieu thereof the figures \$2,784.00.

Strike out all of line 273.

In line 274 strike out the figures \$5,280.00 and insert in lieu thereof the figures \$4,560.00.

In line 276 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 277 strike out the figures \$750.00 and insert in lieu thereof the figures \$375.00.

In line 278 strike out the figures \$1,500.00 and insert in lieu thereof the figures \$750.00.

In line 279 strike out the figures \$750.00 and insert in lieu thereof the figures \$500.00.

In line 280 strike out the figures \$6,000.00 and insert in lieu thereof the figures \$3,000.00.

In line 282 change the totals from \$26,110.00 to \$17,053.00.

Sub-division 19.

In line 285 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$3,840.00.

In line 287 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

Strike out all of line 288.

In line 289 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

In line 290 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

In line 291 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

Page 14.

In line 292 strike out the figures \$3,200.00 and insert in lieu thereof the figures \$2,784.00.

In line 293 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 294 strike out the figures \$3,200.00 and insert in lieu thereof the figures \$2,784.00.

In line 295 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 296 strike out the figures \$9,216.00 and insert in lieu thereof the figures \$6,635.52.

In line 299 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 300 strike out the figures \$2,500.00 and insert in lieu thereof the figures \$1,500.00.

In line 308 change the totals from \$63,076.00 to \$51,749.92.

Sub-division 20.

In line 311 strike out the figures \$8,000.00 and insert in lieu thereof the figures \$4,800.00.

In line 313 strike out the figures \$5,600.00 and insert in lieu thereof the figures \$3,840.00.

In line 314 strike out the figures \$36,576.00 and insert in lieu thereof the figures \$29,260.80.

In line 315 strike out the figures \$6,880.00 and insert in lieu thereof the figures \$5,760.00.

Page 15, line 319 strike out the figures \$1,600.00 and insert in lieu thereof the figures \$800.00.

In line 320 strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1,000.00.

In line 321 strike out the figures \$21,500.00 and insert in lieu thereof the figures \$20,000.00.

In line 324 change the totals from \$84,736.00 to \$68,540.80.

Sub-division 21.

Line 327 strike out the figures \$6,400.00 and insert in lieu thereof the figures \$4,800.00.

In line 329 after the word "Commissioner," insert the following in lieu thereof: "and assistance," and in the same line strike out the figures \$5,760.00 and insert in lieu thereof the figures \$10,624.00.

In line 330 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 331 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Strike out all of lines 332, 333 and 334.

In line 335 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 336 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

In line 337 strike out the figures \$2,112.00 and insert in lieu thereof the figures \$2,069.76.

In line 339 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 341 strike out the figures \$1000.00 and insert in lieu thereof the figures \$500.00.

On page 16, line 342, strike out the figures \$600.00 and insert in lieu thereof the figures \$300.00.

In line 343 strike out the figures \$6000.00 and insert in lieu thereof the figures \$5000.00.

In line 345 strike out the figures \$4000.00 and insert in lieu thereof the figures \$3,100.00.

In line 348 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 349 strike out the figures \$9,600.00 and insert in lieu thereof the figures \$9,120.00.

In line 351 strike out the figures \$2,200.00 and insert in lieu thereof the figures \$1,500.00.

In line 352 strike out the figures \$800.00 and insert in lieu thereof the figures \$400.00.

In line 353 strike out the figures \$500.00 and insert in lieu thereof the figures \$400.00.

In line 354 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 356 change the totals from \$75,864.00 to \$62,983.52.

Sub-division 22.

In line 361 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

In line 362 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

In line 364 strike out the figures \$4,320.00 and insert in lieu thereof the figures \$3,456.00.

Strike out all of line 365 and in line 366 strike out the figures \$3,840.00 and insert in lieu thereof the figures \$3,072.00.

Page 17, line 367 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

Strike out all of line 368.

In line 371 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 372 strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1,200.00.

In line 373 strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,700.00.

In line 374 strike out the figures \$9000.00 and insert in lieu thereof the figures \$7000.00.

Between lines 374 and 375 add an extra line 374½ and insert the following: "Emergency Fund for State Institutions \$60,000.00".

In line 376 change the totals from \$52,580.00 to \$102,072.80.

In line 379 strike out the figures \$4,480.00 and insert in lieu thereof the figures \$3,584.00.

In line 380 strike out the figures \$1,200.00 and insert in lieu thereof the figures \$1,140.00.

In line 382 strike out the figures \$200.00 and insert in lieu thereof the figures \$100.00.

In line 384 strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 387 strike out the figures \$750.00 and insert in lieu thereof the figures \$400.00.

In line 390 change the totals from \$8,180.00 to \$6,674.00.

Page 18, Sub-division 24.

Line 393, strike out the figures \$4000.00 and insert in lieu thereof the figures \$3,200.00.

In line 395 strike out the figures \$2,880.00 and insert in lieu thereof the figures \$2,620.80.

In line 396 strike out the figures \$2,400.00 and insert in lieu thereof \$2,280.00.

In line 397 strike out the figures \$1,920.00 and insert in lieu thereof the figures \$1,900.80.

In line 398 strike out the figures \$1,440.00 and insert in lieu thereof the figures \$1,310.40.

In line 402 strike out the word "and" and after the word "fixtures" insert the following: "and mailing cases."

In line 403 strike out the figures \$250.00 and insert in lieu thereof the figures \$100.00.

In line 404 strike out the figures \$600.00 and insert in lieu thereof the figures \$500.00.

In line 407 strike out the figures \$3000.00 and insert in lieu thereof the figures \$2000.00.

In line 411 change the totals from \$19,520.00 to \$16,942.00.

Sub-division 25.

In line 414 strike out the figures \$4,800.00 and insert in lieu thereof the figures \$3,840.00.

In line 415 strike out the figures \$2,160.00 and insert in lieu thereof the figures \$500.00.

Page 19, line 417, strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 419 strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 420 strike out the figures \$500.00 and insert in lieu thereof the figures \$400.00.

In line 422 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$1,200.00.

In line 423 strike out the figures \$5000.00 and insert in lieu thereof the figures \$4000.00.

In line 425 strike out the figures \$17,760.00 and insert in lieu thereof the figures \$12,540.00.

Sub-division 26.

Line 428, strike out the figures \$4,800.00 and insert in lieu thereof the figures \$3,840.00.

Strike out all of line 430.

In line 431 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$2,280.00.

In line 432 strike out the figures \$2,688.00 and insert in lieu thereof the figures \$2,500.00.

In line 434 strike out the figures \$350.00 and insert in lieu thereof the figures \$200.00.

In line 435 strike out the figures \$300.00 and insert in lieu thereof the figures \$150.00.

In line 436 strike out the figures \$200.00 and insert in lieu thereof the figures \$100.00.

In line 440 change the totals from \$15,203.00 to \$9,695.00.

Page 20, Sub-division 27.

In line 443 strike out the figures \$4000.00 and insert in lieu thereof the figures \$3,200.00.

In line 445 strike out the figures \$1,920.00 and insert in lieu thereof the figures \$1,900.80.

Strike out all of line 446.

In line 450 strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 451 strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 452 strike out the figures \$300.00 and insert in lieu thereof the figures \$100.00.

In line 454 change the totals from \$7,380.00 to \$6,000.80.

Sub-division 28.

In line 457 strike out the figures \$2,400.00 and insert in lieu thereof the figures \$1000.00.

In line 461 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 465 change the totals from \$4,500.00 to \$2,850.00.

Page 21, Sub-division 29.

In line 469 strike out the figures \$23,000.00 and insert in lieu thereof the figures \$20,000.00.

In line 473 change the total from \$112,500.00 to \$109,500.00.

Sub-division 32.

In line 490 strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,500.00.

On page 22, Sub-division 33, in line 498 strike out the figures \$5,000.00 and insert in lieu thereof the figures \$4,000.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Acting Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 197. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

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

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 224. A Bill for an Act to Provide for the Publication and Distribution of Free School Textbooks to Children Enrolled in Schools Up to and Including the Eighth Grade; Reducing Salaries and Expenses of School Officers, and Appropriating Funds Saved by Such Reduction to Cost of Free Textbooks, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

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

Mr. Swendseid reported that the House Judiciary Committee had met with the Judiciary Committee of the Senate and had made arrangements for the introduction of a bill in the Senate regulating salaries of all appointive officers whose salaries are fixed by law.

Mr. Thompson moved that House Bill No. 203 be taken from the Calendar and re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Aljets moved that the House reconsider the vote by which Senate Bill No. 72 was indefinitely postponed.

Which motion prevailed.

Mr. Flannigan moved that Senate Bill No. 72 be re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Solberg moved that House Bill No. 329 be withdrawn.

Which motion prevailed.

House Concurrent Resolution No. 16 was read.

Mr. Flannigan moved that the Resolution be printed in the Journal and referred to the appropriate committee.

Which motion prevailed.

Introduced by Representative Flannigan.

House Concurrent Resolution No. 16. A Bill for a Concurrent Resolution declaring that the Panama Canal is being utilized by foreign and local shipping interests to transport freight at low rates that do not pay for the maintenance of said Canal with a fair return to the taxpayers of the Nation, and memorializing the Congress of the United States to take immediate steps to compel both local and foreign shipping interests to pay sufficient toll for their use of the Panama Canal to provide for the maintenance thereof and a fair return of the taxpayers' money invested therein.

WHEREAS, the Panama Canal was built by the United States government, at the expense of the taxpayers, for naval and such related purposes then considered necessary in the proper operation of our national government; and

WHEREAS, the said canal is now being utilized by foreign and local shipping interests, to transport freight that formerly was moved across the continent by the railroads operating in North Dakota and in the other midwestern States; and

WHEREAS, by reason of the diversion of this freight, having both foreign and local origin, from the said rail carriers to the said Panama Canal, the said canal has become so congested that there is agitation for its enlargement at the expense of the taxpayers, or for the construction of another unit at the expense of the taxpayers; and

WHEREAS, the said foreign and local shipping interests now utilizing the said canal are not required to pay sufficient tolls to pay maintenance costs plus a fair return on the taxpayers' money expended in its construction, which results in a subsidy to both foreign and local shipping interests; and

WHEREAS, by reason of the diversion of said freight from the rail carriers to the foreign and local shipping interests operating through said canal, the major portion of

the revenue of the rail carriers operating in this territory has been diverted and lost without saving to the consuming public; and

WHEREAS, the law, the rate structures, and the practicalities of the situation do not permit the rail carriers to establish rates sufficiently low to meet the competition of said foreign and local carriers by water operating through the Panama Canal; and

WHEREAS, by reason of the resulting loss of revenue to the rail carriers operating in this territory, on account of the diversion to the canal of the transcontinental haul, it has been necessary to maintain a much higher level of rates on grain and other commodities moving locally than would otherwise be the case; and

WHEREAS, due to the low prices obtainable for farm products, and due to the transportation conditions hereinbefore described, both the farmer and the rail carriers operating in the midwest are in financial distress;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives, the Senate concurring therein, that in the interests of the farmer, the rail carrier, and all other taxpayers of this State, that the Congress of the United States be urged to take immediate steps to compel both local and foreign shipping interests to pay sufficient tolls for their use of the Panama Canal, to provide for the maintenance thereof and a fair return on the taxpayers' money invested therein, to the end that the situation above described may be corrected.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the North Dakota Senators and Representatives in Congress and to the Legislative Assemblies of all neighboring States.

Referred to the Committee on Federal Relations.

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:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County Officers.

That the amendment of the Standing Committee be stricken out and the bill recommended for passage as originally drawn.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, page 1, line 6, strike out the word "four," and insert in lieu thereof the word "two."

And when so amended recommend that the same do pass.

Also,

House Bill No. 166. A Bill for an Act to Provide for the Regulation and Licensing of Horse Racing in the State of North Dakota; to Legalize and Permit the Pari-mutuel or Certificate Method of Wagering on the Results of Horse Races at Licensed Racing Meetings in said State, for the Purpose of Assisting in Raising Funds for the Promotion of the Agricultural, Live Stock and Fair Exposition Conducted by the State and Counties of North Dakota, and Authorizing Such Fairs and Exposition to Permit the Wagering Upon the Results of Horse Races Through the Pari-mutuel or Certificate Method; and to Render Inapplicable Certain Acts in Conflict Herewith, and to Provide Penalties for the Violation Hereof.

And recommend that the same be indefinitely postponed.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, Line 8, strike out the word "order" and insert in lieu thereof the word "orders".

And when so amended recommend that the same do pass.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

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

In Section 1, line 5, after the comma after the word

"auditor" insert the words "city manager," followed by a comma.

In Section 2, Line 8 after the word "auditor" change the period to a comma and add the following: "provided the oath of office of city auditor, city treasurer, shall be filed in the office of county auditor."

In Section 2, Line 9 after the comma after the word "auditor" insert the words "city manager," followed by a comma.

In Section 2, Line 25 strike out the word "required" and insert in lieu thereof the word "procured".

And when so amended recommend that the same do pass.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

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

In Section 3, Page 3, Line 6 following the word "valuations" insert the following "and for no other purpose".

And when so amended recommend that the same do pass.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

And recommend that the bill be referred back to the House without action.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 4 of 2199 strike out the figure "7" and insert in lieu thereof "5".

And when so amended, recommend that the same do pass.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

And recommend that the same be referred back to the House without action.

M. H. LYNCH,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Peters moved that House Bill No. 209 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Jones moved that House Bill No. 219 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Swett moved that House Bill No. 124 be re-referred to the Committee on State Affairs.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. R. Dalrymple, Fargo; F. R. LaFontise, Bismarck; Mrs. Carl Lewis, Fargo; G. H. Movius, Dr. P. Fedra, Lidgerwood; Mrs. F. Paul Smith, Amenia; F. E. Klein, Washburn; Rev. D. Klein, Beulah; Fred Clark, Warren, Minn.; Matt Crowley, Hebron; Evelyn Olson, Hettinger; Mike Stolz, Bismarck; F. J. Graham, A. J. Jensen, D. J. Jenkins, Ellendale; Mrs. Fred Brown, Jamestown; J. J. Baumgartner, Strasburg; W. H. Strachan, St. Paul, Minn.; Al Feickert, Jamestown; A. J. Christopher, Pembina; Robert Swett, Chester Zech, Steele.

Mr. Fedje moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 14, 1933.

The House was called to order at 2:00 p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris.

Roll Call: All members present except Representative Opdahl.

Mr. Morgan moved that all absent members be excused.

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

Madam 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 approved.

Journal of February 10, page 37, line 27, strike out Ways and Means and insert Highways and Bridges.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A telegram signed by lumber dealers of Benedict urging defeat of House Bill No. 222, was read and referred to the Committee on Ways and Means.

Petitions urging the retention of present prohibition enforcement laws signed by Rev. W. F. Reipschlager of Emerald and 40 others, E. W. Ackert of Ellendale and 35 others, Herb Keeder of Schafer and 24 others, Thomas Bailie of

Watford City and 39 others, Mrs. H. E. Mielke of Ryder and 22 others, were read and referred to the Committee on Temperance.

A petition signed by Peter A. Walenga of Gladstone and 107 others urging repeal of all prohibition laws, was read and referred to the Committee on Temperance.

A petition signed by Chris Pederson of Wales and 23 others, opposing any form of compulsory hail insurance, was read and referred to the Committee on Insurance.

Petitions signed by Tom Tollefson of Hatton and 53 others and A. L. Sands of Portland and 62 others, opposing passage of House Bill No. 222, was read and referred to the Committee on Ways and Means.

The following communication was read. Mr. McManus moved that it be printed in the Journal.

Which motion prevailed.

Hon. James McManus

House of Representatives
Bismarck, North Dakota

Dear Sir:

As one of the legislative members from Rolette County and Chairman of the Appropriations Committee of the House, and as one having at least the best interests of the people of North Dakota, formal appeal is hereby made for the construction and equipment of a new infirmary unit at the State Tuberculosis Sanatorium at San Haven.

The cost of construction of said unit would approximate \$75,000.00; new equipment necessary at power plant to cost, for generator, \$10,960; switchboard extension and cable, \$1500; new boiler with fittings, installation and labor, \$12,000; infirmary equipment, beds, bedding, bedside tables, dishes, tableware and lockers, \$7,000; additional maintenance, \$20,000.

Reasons for this formal appeal:—A waiting list of patients that has been steadily increasing for over two years, notwithstanding the fact that meantime two of the farm cottages for exercise patients have been converted into infirmaries to care for bedridden patients on the waiting list; while today we have fifty patients from scattered points over the state now on the waiting list whom we cannot admit, and are therefore a menace to the future health of their families and communities; while the present accommodation at San Haven will not permit of their admittance.

This appeal is made in the interests of these patients, their families and of the public health of North Dakota.

Signed,

CHARLES MacLACHLAN

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 14, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Which the House has amended.

Also transmit:

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enact Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as De-

fined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof of Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 35. A Bill for an Act Prohibiting Elevator Managers, Assistants, Agents Employees and Directors of Elevators Within this State, and Licensed Therein, from Buying or Selling or Aiding and Abetting Others in the Pretended Buying and Selling of Grain, Pork, Lard, or Any Mercantile or Agricultural Product on Margins, Without Any Intention of Future Delivery, Whether Such Pretended Contracts are to be Performed Within or Without this State, Defining Such Transactions, Making Such Contracts Presumptively Unlawful, and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

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

Mr. Peters moved that the vote by which House Bill No. 35 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:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

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

After the words "Section 1162." of line 4, strike out the remainder of the paragraph down to and including the word "attend;" in line 18, page 2, and then insert in lieu thereof the following:

The board shall, on the second Tuesday in January, April, July and October of each year, hold regular meetings for the transaction of business at such hour and place as may be fixed by the board. A special meeting may be held upon the call of the president or the other two members. Written notice of the time and place of any special meeting shall be given to each member of the board of such meeting. Each member of the board shall be paid the sum of eight dollars per annum, less two dollars for each regular meeting which he fails to attend; provided, that in any common school district which contains a graded school of three or more departments the board shall hold regular meetings for the transaction of business on the second Tuesday of each month at such time and place as may be fixed by the board, and in such districts the members of the board shall receive a compensation of one dollar for each meeting attended;

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

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

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter,

Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

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

FRED SHURR,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 106. A Bill for an Act to Amend Chapter 188 of the Session Laws of 1929. Entitled an Act to Amend and Re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to Garnishment of Wages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Swett moved as a substitute motion that House Bill No. 106 be placed on the calendar.

Which motion lost.

The question being on the motion of Mr. Swendseid that House Bill No. 106 be indefinitely postponed, the motion prevailed.

Mr. Lynch moved that the vote by which House Bill No. 106 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the Resolution be adopted, which motion prevailed and the Resolution was adopted.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

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

W. J. FLANNIGAN,
Chairman.

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

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 2618 of the Supplement to the Compiled Laws of 1911 as Amended by Chapter 4, Session Laws for North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED SHURR,
Chairman.

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

The Minority Report of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 211. A Bill for an Act to Provide for the Practice of Medicine by Physicians in Hospitals Exempt from Taxation.

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

OLE ETTESTAD
J. W. BAILEY
R. R. LOFTHUS

The Majority Report of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 211. A Bill for an Act to Provide for the Practice of Medicine by Physicians in Hospitals Exempt from Taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MILTON RUE
W. W. TREFFRY
A. E. SANDLIE
C. O. ARNESON
ANDREW JOHNSTON
L. L. TWICHELL
LEWIS HAGEN
H. F. SWETT
KARL H. BRUNSDALE
J. D. HOLTHUSEN
W. J. FLANNIGAN

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the majority report be adopted.

Mr. Ettestad moved that the report of the Minority be substituted for the report of the Majority.

Roll call demanded and granted.

ROLL CALL

The roll was called and there were ayes, 35; nays, 77; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey	Hillman	Peterson, Mountrail
Carlson	Isaak	Place
Crockett	Jodock	Rathbun
Dahl	Kapfer	Schauss
Erickson, McKenzie	Lemke	Shurr
Erickson, McLean	Lofthus	Solberg
Espeland	Lund	Sundby, McLean
Ettestad	Noben	Sundby, Renville
Falconer	Olson, Adams	Symington
Fedje	Olson, Bowman	Twete

Messrs.	Messrs.	Messrs.
Godwin	Owings	Madam Speaker
Henrickson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Holte	Peters
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Rindy
Arneson	Jardine	Rue
Bettenhausen	Jensen	Sandlie
Biewer	Johnson	Sannes
Born	Johnston	Savre
Broschat	Jones	Scholl
Brunsdale	Larson, Nelson	Smith
Correll	Larson, Ransom	Sprenger
Cunningham	Lavik	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lynch	Stoa
Fitch	McInnes	Strutz
Fitzgerald	McKellar	Svingen
Flannigan	McManus	Swett
Flaten	Morgan	Swendseid
Fuglestad	Mostad	Thompson
Gessner	Muus	Traynor
Gilbertson	Nelson, Dickey	Treffry
Gilchrist	Nelson, Morton	Twichell
Hagen	Nelson, Ward	Wolf
Hanson, Barnes	Niewoehner	Wright
Hanson, Benson	Odegard	Young
Hanson, Stark	Oglesby	

Absent and not voting:

Messrs.
Opdahl

So the motion was declared lost.

The question being on the motion of Mr. Aljets that the report of the majority be adopted, the motion prevailed and the report was adopted.

Mr. Swett moved that the vote by which House Bill No. 211 was indefinitely postponed be reconsidered and the motion to reconsider laid on the table.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 13. 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 be amended as follows:

In line 3 strike out the figures "\$35,438.00" and insert in lieu thereof the figures "\$27,438.00".

In line 9 strike out the figures "\$5,192" and insert in lieu thereof "\$3,400".

In line 11 strike out the figures "\$8,408" and insert in lieu thereof "\$7,000".

Page 2, line 13, strike out the figures "\$6,000" and insert in lieu thereof the figures "\$5,300".

In line 15 strike out the figures "\$450" and insert in lieu thereof "\$400".

In line 17 strike out the figures "\$1,650" and insert in lieu thereof "\$1,550".

In line 21 strike out the figures "\$800" and insert in lieu thereof "\$700".

In line 25 strike the figures "\$8,000" and insert in lieu thereof "\$6,000".

In line 29 strike out the figures "\$1,500" and insert in lieu thereof the figures "\$1,000".

In line 31 strike out the figures "\$44,338" and insert in lieu thereof the figures "\$37,488".

In line 34 strike out the figures "\$31,338" and insert in lieu thereof "\$24,488".

In line 36 strike out the figures "\$1,500" and insert in lieu thereof "\$1,000".

In line 39 strike out the figures "\$400" and insert in lieu thereof "\$300".

In line 40 strike out the figures "\$800" and insert in lieu thereof "\$350".

In line 41 strike out the figures "\$500" and insert in lieu thereof "\$400".

In line 45 strike out the figures "\$35,438" and insert in lieu thereof "\$27,438".

And when so amended recommend the same do pass.

O. C. ANDERSON,
Acting Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 22. 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 be amended as follows:

In line 3 and 4 strike out the figures "\$139,550.00" and insert in lieu thereof the figures "\$94,190.00".

In line 9 strike out the figures "\$4,800" and insert in lieu thereof the figures "\$3,840".

In line 10 strike out the figures "\$28,800" and insert in lieu thereof "\$12,000". In line 11 strike out the figures "\$25,000" and insert in lieu thereof the figures "\$15,000".

In line 12, page 2, strike out the figures "\$2,000" and insert in lieu thereof the figures "\$1,000".

In line 13 strike out the figures "\$1,000" and insert in lieu thereof the figures "\$500".

In line 14 strike out the figures "\$2,000" and insert in lieu thereof the figures "\$1,500".

In line 15 strike out the figures "\$1,500" and insert in lieu thereof the figures "\$1,000".

In line 16 strike out the figures "\$400" and insert in lieu thereof the figures "\$200".

In line 17 strike out the figures "\$8,000" and insert in lieu thereof the figures "\$2,400".

In line 22 strike out the figures "\$28,800" and insert in lieu thereof the figures "\$20,000".

In line 27 strike out the figures "\$1,000" and insert in lieu thereof "\$500".

In line 30 strike out the figures "\$139,550" and insert in lieu thereof the figures "\$94,190".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, 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 3 strike out the figures "\$132,939.92" and insert in lieu thereof the figures "\$126,978.00".

In line 9 strike out the figures "\$10,638.00" and insert in lieu thereof the figures "\$7,700.00".

In line 10 strike out the figures "\$53,547.92" and insert in lieu thereof "\$38,000.00".

In line 11 strike out the figures "\$22,104.00" and insert in lieu thereof "\$16,578.00".

On page 2, line 14 strike out the figures "\$2,600.00" and insert in lieu thereof "\$2,000.00".

In line 15 strike out the figures "\$1,300.00" and insert in lieu thereof the figures "\$1,000.00".

In line 18 strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00".

In line 20 strike out figures "\$400.00" and insert in lieu thereof the figures "\$200.00".

In line 22 strike out the figures "\$600.00" and insert in lieu thereof the figures "\$500.00".

In line 23 strike out the figures "\$2,000" and insert in lieu thereof the figures "\$1,500".

In line 25 strike out the figures "\$19,000" and insert in lieu thereof the figures "\$18,000".

In line 28 strike out the figures "\$3,000" and insert in lieu thereof the figures "\$2,500".

In line 29 strike out the figures "\$1,000" and insert in lieu thereof the figures "\$500.00".

In line 33 strike out the figures "\$147,289.92" and insert in lieu thereof the figures "\$118,778.00".

In line 36 strike out the figures "\$122,289.92" and insert in lieu thereof the figures "\$93,778.00".

In line 38, page 3 strike out the figures "\$1,000" and insert in lieu thereof the figures "\$800.00".

In line 39 strike out the figures "\$700.00" and insert in lieu thereof the figures "\$500.00".

In line 40 strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$400.00".

In line 41 strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$850.00".

In line 44 strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$850.00".

In line 47 strike out the figures "\$1,650.00" and insert in lieu thereof the figures "\$1,500.00".

In line 53 strike out the figures "\$132,939.92" and insert in lieu thereof the figures "\$126,978.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

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

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, Providing that All Fire and Tornado Insurance Covering Public Buildings Shall be Written With the State Fire and Tornado Fund, Fixing Rates of Premiums to be Charged, and Repealing Section 189c12, 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 all of the title and insert in lieu thereof the following: "For an Act to amend and re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6 and 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 173 of the 1927 Session Laws and Chapter 162 of the 1931 Session Laws of the State of North Dakota, relating to Fire and Tornado Insurance on public buildings, and fixing rates of premiums to be charged."

In Section 3, line 23, after the word "premium" insert the following: "to be paid by the insured."

In Section 5, line 1, after the word "amendment" insert the word "that".

Strike out all of Section 7.

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

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

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

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

JAMES McMANUS,
Chairman.

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

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 185. A Bill for an Act to Amend Section 714A7 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Bonds of Depositories of Public Funds in Banks or Other Institutions Other Than the Bank of North Dakota, Requiring All Such Depository Bonds to be Surety Bonds, and Repealing all Acts or Parts of Acts in Conflict Herewith.

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

V. P. WOLF,
Acting Chairman.

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

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

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

R. A. OWINGS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 239. A Bill for an Act to repeal Sections 4089a1, 4089a2, and 4089a3, and 4089a4 as amended by Chapter 198 of the Session Laws of 1927, providing that townships and municipalities may contribute to the support of district fair association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

W. J. FLANNIGAN,
Chairman.

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

REPORT OF SELECT COMMITTEE

Mr. Solberg reported that there were still about one hundred bills unprinted. The printers had stated that, due to Union Labor rules, they were unable to employ a night shift

on the printing press although they could employ such night shift on the set-up; that they were able to print approximately 40 bills a day.

Mr. Henrickson requested an extension of time on House Bills Nos. 186, 200 and 201.

Which request was granted.

Mr. Aljets requested an extension of time on House Bills Nos. 160, 159, 164, 143, 161 and 69, and on Senate Bill No. 123.

Which request was refused.

Mr. Ettestad requested an extension of time on House Bill No. 29.

Which request was granted.

Mr. Carlson moved that House Bill No. 205 be taken from the Calendar and re-referred to the Committee on Cities and Municipal Corporations.

Which request was granted.

THIRD READING OF HOUSE BILLS

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties 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, 22; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Olson, Adams
Anderson, Logan	Holthusen	Owings
Anderson, Sargent	Homnes	Patterson
Anfinson	Isaak	Peterson, Bottineau
Bailey	Jardine	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Johnston	Rindy
Brunsdale	Jones	Rue
Carlson	Kapfer	Sannes
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Espeland	Lund	Sticka
Fedje	Lynch	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fitch	McKellar	Svingen
Fitzgerald	McManus	Swendseid
Flaten	Morgan	Symington
Fuglestad	Mostad	Thompson
Gilchrist	Nelson, Dickey	Treffry
Godwin	Nelson, Morton	Twete
Hanson, Barnes	Nelson, Ward	Twichell
Hanson, Stark	Niewoehner	Wolf
Henrickson	Noben	Young
Hill	Odegard	
Hillman	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Benson	Strutz
Correll	McInnes	Sundby, McLean
Erickson, McLean	Olson, Bowman	Swett
Falconer	Peters	Traynor
Flannigan	Sandlie	Wright
Gessner	Savre	Madam Speaker
Gilbertson	Schauss	
Hagen	Stoa	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Muus	Opdahl

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Lund moved that the vote by which House Bill No. 91 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at 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, 86; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Piper
Anderson, Sargent	Hill	Place
Anfinson	Hillman	Rathbun
Arneson	Isaak	Rindy
Bailey	Jensen	Rue
Bettenhausen	Jodock	Sandlie
Biewer	Jones	Sannes

Messrs.	Messrs.	Messrs.
Born	Kapfer	Savre
Broschat	Larson, Nelson	Schauss
Carlson	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Cunningham	Lemke	Solberg
Dahl	Lillehaugen	Sprenger
Endres	Lofthus	Sticka
Erickson,McKenzie	Lund	Stoa
Erickson, McLean	McInnes	Strutz
Espeland	McManus	Sundby, McLean
Ettestad	Morgan	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Niewoehner	Swett
Fitzgerald	Noben	Swendseid
Flaten	Odegard	Symington
Fuglestad	Oglesby	Thompson
Gilchrist	Olson, Adams	Treffry
Godwin	Olson, Bowman	Twete
Hagen	Owings	Wolf
Hanson, Barnes	Peters	Young
Hanson, Benson	Peterson,Bottineau	Madam Speaker
Hanson, Stark	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Muus
Brunsdale	Homnes	Nelson, Morton
Correll	Jardine	Nelson, Ward
Dittmer	Johnson	Patterson
Flannigan	Johnston	Smith
Gessner	Lynch	Steedman
Gilbertson	McKellar	Traynor
Holte	Mostad	Wright

Absent and not voting:

Messrs.	Messrs.
Fitch	Twichell
Opdahl	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Mr. Biewer moved that the vote by which House Bill No. 107 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement 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, 82; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Place
Anderson, Logan	Johnston	Rindy
Anfinson	Jones	Rue
Bettenhausen	Larson, Nelson	Sandlie
Biewer	Larson, Ransom	Savre
Broschat	Lavik	Schauss
Brunsdale	Lillehaugen	Scholl
Correll	Lofthus	Shurr
Crockett	Lund	Smith
Cunningham	Lynch	Solberg
Dittmer	McInnes	Sprenger
Erickson,McKenzie	McKellar	Steedsman
Erickson, McLean	McManus	Sticka
Espeland	Morgan	Stoa
Ettestad	Mostad	Strutz
Falconer	Muus	Sundby, McLean
Fitch	Nelson, Dickey	Svingen
Fitzgerald	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Godwin	Noben	Treffry
Hanson, Barnes	Oglesby	Twichell
Hill	Olson, Adams	Wolf
Holte	Owings	Wright
Holthusen	Patterson	Young
Homnes	Peters	Madam Speaker
Jardine	Peterson,Bottineau	
Jodock	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	Lemke
Arneson	Gilchrist	Odegard
Bailey	Hagen	Olson, Bowman
Born	Hanson, Benson	Peterson,Mountrail
Carlson	Hanson, Stark	Rathbun
Dahl	Henrickson	Sannes
Endres	Hillman	Sundby, Renville
Fedje	Isaak	Swett
Flannigan	Jensen	Swendseid
Fuglestad	Kapfer	Twete

Absent and not voting:

Messrs.
Opdahl

So the bill passed and the title was agreed to.

Mr. Brunsdale 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.

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 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, 57; nays, 55; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Flannigan	Olson, Bowman
Anfinson	Gessner	Owings
Bailey	Gilbertson	Patterson
Bettenhausen	Gilchrist	Peterson, Bottineau
Biewer	Godwin	Peterson, Mountrail
Born	Hanson, Stark	Piper
Broschat	Henrickson	Rue
Correll	Hillman	Sandie
Crockett	Holthusen	Schauss
Cunningham	Isaak	Scholl
Dahl	Jensen	Sprenger
Endres	Johnson	Sticka
Erickson, McKenzie	Johnston	Sundby, McLean
Erickson, McLean	Kapfer	Sundby, Renville
Ettestad	Lemke	Swett
Falconer	Lynch	Treffry
Fedje	McKellar	Twete
Fitch	Niewoehner	Wolf
Fitzgerald	Noben	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Larson, Ransom	Rindy
Anderson, Sargent	Lavik	Sannes
Arneson	Lillehaugen	Savre
Brunsdale	Lofthus	Shurr
Carlson	Lund	Smith
Dittmer	McInnes	Solberg
Espeland	McManus	Steedsman
Flaten	Morgan	Stoa
Fuglestad	Mostad	Strutz
Hagen	Muus	Svingen
Hanson, Barnes	Nelson, Morton	Swendseid
Hanson, Benson	Nelson, Dickey	Symington
Hill	Nelson, Ward	Thompson
Holte	Odegard	Traynor
Homnes	Oglesby	Twichell
Jardine	Olson, Adams	Wright
Jodock	Peters	Madam Speaker
Jones	Place	
Larson, Nelson	Rathbun	

Absent and not voting:

Messrs.
Opdahl

So the bill passed and the title was agreed to.

Mr. Ettestad moved that the vote by which House Bill No. 76 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Mr. Aljets: Madam Speaker, I wish to explain my vote and have it recorded in the Journal. I wish to vote "aye" on this bill because I am down here in the interests of economy, and I want to save the state \$500,000 a year and let the Federal Government spend that money in the State of North Dakota. I am down here to vote "aye" on this bill for the further reason that the people of my county sent me down expecting me to vote that way. I vote "aye."

Mr. Falconer: Madam Speaker, I would like to explain my vote. I am voting "aye" on House Bill 76 for the reason that I believe the people have been paying for something for years past that they have never received. I vote "aye" on House Bill 76 for the further reason that I believe in government of the people, by the people and for the people, rather than government of the law, by the law and for the law. I vote "aye" for this bill for the further reason that I believe we are leaving the State of North Dakota a sufficient number of laws to enforce the prohibition question if the people want it enforced. If the people don't want it enforced with the number of laws we are leaving, I believe it to be unenforceable. I think that every one of those laws we are

discarding means the saving of the useless expenditure of a large amount of money by the taxpayer. I vote "aye."

Mr. Fedje: Madam Speaker, I wish to explain my vote and would like my remarks printed in the Journal. The people of my county voted in favor of the repeal of the 18th amendment. As their representative I don't feel that I should go against their wishes. And I vote "aye" for the further reason that I believe prohibition is a joke.

Mr. Fitch: Madam Speaker, I would like to explain my vote and have it recorded. I vote "aye" on this bill for the reason that the people sent me down here to express an opinion. They expressed an opinion in November that they wanted to eliminate, and did eliminate, the prohibition act from our constitution, and therefore I believe that we should repeal the laws on the statute books at this time. I vote "aye."

Mr. Gilbertson: Madam Speaker, I think the people of my county voted with a big majority for the repeal of this law, and I think that they sent me here to carry out the wishes of the county and so I am voting "aye" on this bill.

Mr. Hagen: Madam Speaker, this bill is a matter of law, and every attorney in this assembly has said that if you take these laws off of our statute books, every pool hall in North Dakota will be selling hard liquor, and every man that wants to can sell it on our street corners. We voted for the present administration and I am certainly not going to vote to embarrass this administration by having such a thing happen in North Dakota during that administration, and I vote "no."

Mr. Henrickson: Madam Speaker, I vote "aye" on this measure for the reason, first, that I believe in being consistent with the will of the majority of the voters as expressed by them at the polls; second, I believe it will eliminate a part of our tax burden, and, third, I resent anyone being classed as a criminal because he drinks a glass of beer. I vote "aye".

Mr. Morgan: Madam Speaker, I vote "no" on House Bill 76 because I do not believe in tearing down our protecting laws.

Mr. Nelson of Dickey: Madam Speaker, I vote "no", with this explanation. They claim that all Democrats are wet, but I want to show you now a "dry" Democrat. I vote "no".

Mr. Peters: Madam Speaker, I am opposed to the repeal of all our prohibition laws at the present time. As long as the 18th Amendment is in force we cannot pass laws legalizing and regulating the sale of liquor, which is necessary if prohibition is repealed. If conditions are bad under our present laws, they must necessarily be worse if there were no regulation at all. If we could pass laws to regulate the traffic in liquor, it might be preferable to our present situation, but since we cannot at this time enact any such regulations, I vote "no".

Mr. Sandlie: Madam Speaker, I am voting "aye" on House Bill No. 76, not because I am necessarily a "wet" or a "dry" but I believe the paramount issue is not necessarily an issue of prohibition. The issue, as I see it, is whether the wishes of the people of North Dakota are greater than the wishes of the people of this 23rd legislative assembly, or if this 23rd legislative assembly is going to set itself up as sort of a demagogue regardless of the wishes of the majority of the people. My district voted for the repeal of the state prohibition law, and therefore I am voting "aye".

Mr. Solberg: Madam Speaker, two things the people of my county wanted as expressed by their vote last fall—one was the repeal of the 18th amendment. If I was voting on that question today I would vote "aye". Another thing they wanted to get rid of the bootlegger. The repeal of these laws will not rid us of the bootlegger and it will not repeal the 18th amendment. Therefore I vote "no".

Mr. Sticka: Madam Speaker, I observe the conditions through prohibition time and it gives me good reason to vote "aye".

Mr. Swendseid: Madam Speaker, I vote "no" on House Bill 76 because of my personal convictions. I vote "no" on House Bill 76 because of the mandate of our people as expressed in last fall's election, in that the people refused to repeal the enforcement laws.

Mr. Thompson: Madam Speaker, I vote "no" on this measure because I don't think it will get away with any of the bootleggers. There will be more bootlegging with these measures taken off the statute books than there has ever been before. While the people may have voted for the repeal of the 18th amendment, they did not vote for me to come down here and take away every vestige of protection that we have. Therefore I vote "no".

Mr. Traynor: Madam Speaker, in voting "no" on this bill I do not want it understood that I am voting as a "dry", because I am not a dry in the radical sense of the term. I believe that liquor should be sold in this state under regulation. This bill removes all restrictions and provides for no regulation. Therefore it is as radically wet as the present laws, both state and national, are radically dry. Radicalism in either direction is dangerous. Let them bring in a bill choosing a middle ground, then I can support it. I vote "no".

Mr. Twichell: Madam Speaker, like Traynor, I am not voting as a prohibitionist. I am voting because there would be no provision left in the law to enforce any control whatever of liquor in the State of North Dakota in the event that Congress shall provide for the sale of light wine and beer. Congress has in no way taken care of that matter in individual states and we would have nothing left on our statute books with which to regulate the situation except the bootlegging law. I was a little interested in knowing why that was left in, and I investigated and discovered that

it was left in because it was an initiated law and it took a two-thirds majority to repeal it. I vote "no".

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel 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, 103; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Bottineau
Anderson, Logan	Hillman	Peterson, Mountrail
Anderson, Sargent	Holte	Piper
Anfinson	Holthusen	Place
Arneson	Isaak	Rathbun
Bailey	Jensen	Rindy
Bettenhausen	Jodock	Rue
Biewer	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fødje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Patterson	
Henrickson	Peters	

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Jardine
Homnes	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	McManus	Opdahl
Flannigan	Nelson, Morton	Traynor

So the bill passed and the title was agreed to.

Mr. Hill moved that the vote by which House Bill No. 147 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Jardine moved that the House do now recess for five minutes.

Which motion prevailed.

The House was called to order by Speaker Craig, pursuant to recess taken.

REPORTS OF STANDING COMMITTEES

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11, Chapter 148, Session Laws of the State of North Dakota for 1913, Relating to the Disposition of Money Collected by the Game and Fish Commissioner; Providing for the Conservation of Water, and the Construction of Dams Within the State.

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

Strike out everything after the word "A Bill" and insert the following:

"FOR an Act to amend and re-enact Section 11 of Chapter 148 of the Session Laws of 1931, relating to the disposition of money collected by the Game and Fish Commissioner, and providing for the conservation of water and the construction of dams within the state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

"Section 1. AMENDMENT.) That Section 11 of Chapter 148 of the Session Laws of 1931 be, and the same is hereby, amended and re-enacted to read as follows:

"Section 11. DISPOSITION OF OTHER MONEYS.) All moneys collected by the Game and Fish Commissioner, his deputies or agents, upon licenses issued, by the sale of game seized and sold, and from all other sources except fines, shall be paid to the Treasurer of the state of North Dakota to be

credited to the Game and Fish fund to be used in enforcing the provisions of this act; provided that any surplus accumulating to the credit of the game and fish fund may be used for the propagation of game and fish. The Game and Fish Commissioner is hereby authorized and empowered to expend not to exceed Twenty Thousand Dollars, (\$20,000.00) annually for the construction of dams and water conservation projects within the state which will provide fishing facilities and breeding and resting places for waterfowl. All such expenditures shall be limited to the payment of labor and materials used in such construction projects. The selection of dam sites and the supervision of their construction shall be under the control and direction of the Game and Fish Commissioner."

And when so amended recommend the same do pass.

EINAR TWETE,
Chairman.

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

THIRD READING OF HOUSE BILLS

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

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, 4; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Peters
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Piper
Bailey	Holthusen	Place
Bettenhausen	Homnes	Rathbun
Biewer	Isaak	Rindy
Born	Jensen	Sandlie
Broschat	Jodock	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	schauss
Correll	Kapfer	Scholl
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Dittmer	Lemke	Steedsman
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	Lynch	Sundby, McLean

Messrs.	Messrs.	Messrs.
Ettestad	McInnes	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Mostad	Swett
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Jardine	McKellar
Johnson	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flannigan	Opdahl	Smith
Godwin	Patterson	Traynor
Holte	Peterson, Mountrail	
McManus	Rue	

So the bill passed and the title was agreed to.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

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	Henrickson	Patterson
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Homnes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Johnson	Sannes
Carlson	Johnston	Savre
Correll	Jones	Schauss
Crockett	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg

Messrs.	Messrs.	Messrs.
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Svingen
Fitch	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Treffry
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Twichell
Gilchrist	Noben	Wolf
Godwin	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Owings	

Absent and not voting:

Messrs.	Messrs.
McManus	Smith
Opdahl	Traynor

So the bill passed and the title was agreed to.

Mr. Lynch requested that the House revert to the Fourth Order of Business.

Which request was granted.

Mr. Lynch: "Madam Speaker; this being St. Valentines Day when the hearts of some of us feel the urge of the day, Rep. Fitch and myself have felt that urge, and I am going to ask the page to take to you some flowers, and let them ask you to be our "Valentine".

(Page presented Mrs. Craig with beautiful bouquet of cut flowers.) (Applause.)

Mr. Fitch: "Madam Speaker; I want to take this opportunity of seconding the remarks of Rep. Lynch my partner.

Mrs. Craig: "I thank you, gentlemen. This is certainly appreciated. I am not in the habit of receiving Valentines. They quite move me, I assure you." (Applause)

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that the Chief Clerk be instructed to inform the Superintendent of the Indian School that they might expect between 40 and 50 guests on Friday evening, and to thank him for the invitation and express the regrets

that all were unable to attend because of the press of business.

Which motion prevailed.

Mr. Erickson of McKenzie moved that the House reconsider the vote by which House Bill No. 224 was indefinitely postponed.

Mr. Peters moved that Mr. Erickson's motion be laid on the table.

Which motion prevailed.

Mr. Swett moved that the courtesies of the floor be extended to the delegates and members attending the State Convention of the Nonpartisan Women's Clubs on Thursday afternoon, and that they be invited to attend the session on that day.

Which motion prevailed.

The House resumed the 11th Order of Business.

THIRD READING OF HOUSE BILLS

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the 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, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg

Messrs.	Messrs.	Messrs.
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Ettestad	Lund	Stoa
Falconer	Lynch	Sundby, McLean
Fedje	McInnes	Sundby, Renville
Fitzgerald	McKellar	Svingen
Flannigan	Morgan	Swett
Flaten	Mostad	Swendseid
Fuglestad	Muus	Thompson
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	degard	Young
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Olson, Bowman	
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Erickson, McLean	Strutz
Oglesby	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	McManus	Smith
Fitch	Opdahl	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Sundby of McLean 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.

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

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, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Johnson	Sannes
Carlson	Johnston	Savre
Correll	Jones	Schauss
Crockett	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Svingen
Fedje	McKellar	Swett
Fitzgerald	Morgan	Swendseid
Flannigan	Mostad	Symington
Flaten	Muus	Thompson
Fuglestad	Nelson, Dickey	Traynor
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.
Rathbun
Sundby, Renville

Absent and not voting:

Messrs. Messrs.
Fitch Opdahl
McManus Smith

So the bill passed and the title was agreed to.

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; 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, 84; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Benson	Peterson, Mountrail
Anderson, Sargent	Hanson, Stark	Place
Anfinson	Henrickson	Rathburn
Arneson	Hill	Rue
Bailey	Hillman	Sandlie
Bettenhausen	Holte	Sannes
Biewer	Holthusen	Savre
Born	Homnes	Schauss
Brunsdale	Isaak	Scholl
Carlson	Jensen	Shurr
Correll	Jodock	Solberg
Crockett	Johnston	Sprenger
Cunningham	Jones	Sticka
Dahl	Larson, Nelson	Sundby, McLean
Dittmer	Larson, Ransom	Sundby, Renville
Endres	Lavik	Svingen
Erickson, McKenzie	Lemke	Swett
Erickson, McLean	Lillehaugen	Swendseid
Espeland	Lofthus	Symington
Falconer	McInnes	Thompson
Fedje	McKellar	Traynor
Flaten	Morgan	Treffry
Fuglestad	Nelson, Morton	Twete
Gessner	Noben	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Oglesby	Young
Godwin	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Broschat	Lynch	Peterson, Bottineau
Ettestad	Mostad	Piper
Fitzgerald	Muus	Rindy
Flannigan	Nelson, Dickey	Steedsman
Hagen	Nelson, Ward	Stoa
Jardine	Niewoehner	Strutz
Johnson	Olson, Adams	Wright
Kapfer	Patterson	
Lund	Peters	

Absent and not voting:

Messrs.	Messrs.
Fitch	Opdahl
McManus	Smith

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Crockett moved that the vote by which House Bill No. 208 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by 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, 100; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Jardine	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Brunsdale	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Cunningham	Lemke	Solberg
Dahl	Lillehaugen	Sprenger
Endres	Lofthus	Sticka
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McInnes	Sundby, McLean
Espeland	McKellar	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Mostad	Swett
Fedje	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Traynor
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Patterson	
Henrickson	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Isaak	Steedsman
Dittmer	Jensen	
Hillman	Lund	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	McManus	Smith
Fitzgerald	Opdahl	Strutz

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 14, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 14, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting

of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Also,

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Which the Senate has passed and your favorable consideration is respectfully requested:

Also return:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Which the Senate has amended.

Also return:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Da-

kota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Lynch moved that the House concur in the Senate amendments.

Which motion prevailed.

Mr. Lynch moved that the rules be suspended and House Bill No. 60 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, 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, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean

Messrs.	Messrs.	Messrs.
Falconer	McKellar	Sundby, Renville
Fedje	Morgan	Svingen
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Twichell
Gilchrist	Noben	Wolf
Godwin	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Olson, Bowman	
Henrickson	Owings	

Those voting in the negative were:

Messrs.
Hagen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Opdahl	Traynor
McManus	Smith	Treffry

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The House returned to the Seventh Order of Business.

Mr. Aljets moved that House Bill No. 158 which was referred to the Committee on Ways and Means be re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Hanson of Barnes requested an extension of time on House Bill No. 43.

Which request was granted.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced the Speaker was about to sign:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Senate Bill No. 21. A Bill for an Act making an appropriation to pay salary, clerkhire and general expenses of the Commissioner of Immigration.

The Speaker signed the same in the presence of the House.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Wm. Arntz, Burnstad; Thomas W. Gales, Fargo; J. J. Carter, Fargo; John Haedt, Cathay; Mrs. W. S. Martin, Cathay; Miss Louise Broschat, Cathay; Robt. Wilson, Cathay; W. M. Smart, Minot; C. R. Verry, Minot; C. Stienstra, Streeter; Cleve Kennelly, Mandan; Mrs. F. G. Smith, Mandan; Mrs. Cleve Kennelly, Mandan; Mrs. E. M. Veters, Mandan; Ruby M. Kossick, Mandan; F. E. Gunderson, Valley City; M. N. Ekness, Valley City; J. H. Riley, Sterling; Mrs. Carl Knudson, Bismarck; Mrs. F. C. Stucke, Bismarck; H. G. Onemeyer, Gackle; E. K. Livingston, Minot; John Werner, Minot; Otto Barnes, Minot; Ben Johnson, Minot; C. E. Danielson, Minot; Mrs. P. J. Flaten, Hoople; L. Rubin, Bismarck; Adam Nogle, Lehr; Joe Thompson, Grafton; R. J. Murphy, Bordulac; Rev. O. O. Andvik, Mandan; M. Plath, Bismarck; Pauline Munsch, Bismarck; Mrs. D. L. Davis, Cathay; Miss Angeline Davis, Cathay; Jacob Knell, Hazen; K. McDonald, Mandan; R. E. Barneck, Bismarck; H. C. Dahl, Buchanan; R. O. Laageron, Grafton; Percy Donnelly, Grafton; A. M. Fruh, Minot; P. D. Norton, Minot; E. Harwood, Langdon; C. E. Ligon, Bismarck; A. M. Coven, Jamestown; Emil Peterson, Jamestown; Roy Countryman, Mandan; Florence Skogen, Upham; Mary Ann Cool, Fargo; Mr. and Mrs. H. L. Reade, Bismarck; P. J. Ochner, Gackle; Mrs. W. D. Lynch, LaMoure; Mrs. M. Kinnon, Bismarck; Thomas F. McDonald, Fort Yates; Fred Klein, Beulah; Frank Weitzstein, Mandan; John Kennelly, Mandan; Mr. and Mrs. Arnt Njaa, Mandan; G. Roy Heddens, Mylo; Otto Schwanit, Mandan.

Mr. Swett moved that the House do now recess until 1:00 o'clock tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 15, 1933.

The House was called to order at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

THIRD READING OF HOUSE BILLS

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County 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, 49; nays, 45; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Nelson, Morton
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Peters
Arneson	Holthusen	Rue
Bailey	Isaak	Savre
Biewer	Jardine	Schauss
Born	Jensen	Sprengrer
Broschat	Johnson	Steedsman
Carlson	Johnston	Sticka
Correll	Jones	Stoa
Cunningham	Lavik	Sundby, McLean
Dahl	Lillehaugen	Svingen
Dittmer	Lynch	Thompson
Erickson, McLean	McKellar	Twete
Espeland	Morgan	Wolf
Fuglestad	Mostad	
Gessner	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Larson, Ransom	Place
Bettenhausen	Lemke	Rathbun
Ettestad	Lund	Rindy
Falconer	McInnes	Sannes
Fedje	Nelson, Dickey	Shurr
Gilbertson	Nelson, Ward	Solberg
Gilchrist	Niewoehner	Strutz
Hagen	Noben	Sundby, Renville
Hanson, Barnes	Odegard	Swendseid
Hanson, Benson	Oglesby	Symington
Henrickson	Olson, Bowman	Traynor
Hill	Patterson	Twichell
Jodock	Peterson, Bottineau	Wright
Kapfer	Peterson, Mountrail	Young
Larson, Nelson	Piper	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Flaten	Sandlie
Crockett	Godwin	Scholl
Endres	Homnes	Smith
Erickson, McKenzie	Lofthus	Swett
Fitch	McManus	Treffry
Fitzgerald	Olson, Adams	
Flannigan	Opdahl	

So the bill was declared lost.

Mr. Twichell: "At this time I wish to serve notice of intention to move to reconsider the vote on House Bill No. 141 on the next legislative day."

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County 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, 81; nays, 16; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Patterson
Arneson	Hillman	Peters
Bailey	Holte	Peterson, Bottineau
Bettenhausen	Holthusen	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jardine	Place
Broschat	Jensen	Rathbun

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Rindy
Carlson	Jones	Rue
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Schauss
Dittmer	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Ettestad	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McKellar	Stoa
Fitch	Morgan	Strutz
Fitzgerald	Mostad	Sundby, McLean
Fuglestad	Muus	Sundby, Renville
Gessner	Nelson, Dickey	Swendseid
Gilbertson	Nelson, Morton	Symington
Hagen	Nelson, Ward	Thompson
Hanson, Barnes	Niewoehner	Twichell
Hanson, Benson	Noben	Wolf
Hanson, Stark	Oglesby	Wright

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lavik	Svingen
Anfinson	Lemke	Twete
Dahl	McInnes	Young
Espeland	Odegard	Madam Speaker
Gilchrist	Owings	
Jodock	Shurr	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Endres	Johnson	Smith
Erickson, McKenzie	McManus	Swett
Flannigan	Olson, Adams	Traynor
Flaten	Opdahl	Treffry
Godwin	Sandlie	
Homnes	Scholl	

So the bill passed and the title was agreed to.

Mr. Hagen moved that the vote by which House Bill No. 216 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

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, 9; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Piper
Arneson	Holte	Rathbun
Bailey	Holthusen	Rindy
Bettenhausen	Isaak	Rue
Biewer	Jardine	Sannes
Born	Jensen	Schauss
Broschat	Jodock	Scholl
Brunsdale	Johnson	Shurr
Carlson	Johnston	Solberg
Correll	Kapfer	Sprenger
Crockett	Larson, Nelson	Steedsman
Cunningham	Larson, Ransom	Sticka
Dahl	Lavik	Stoa
Dittmer	Lemke	Strutz
Erickson, McKenzie	Lillehaugen	Sundby, McLean
Erickson, McLean	Lofthus	Sundby, Renville
Espeland	Lund	Svingen
Ettestad	Lynch	Swendseid
Falconer	McInnes	Symington
Fedje	McKellar	Thompson
Fitch	Morgan	Treffry
Fitzgerald	Mostad	Twete
Flannigan	Muus	Twichell
Flaten	Nelson, Dickey	Wolf
Fuglestad	Nelson, Morton	Wright
Gessner	Niewoehner	Young
Gilbertson	Odegard	
Hagen	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Benson	Nelson, Ward	Patterson
Henrickson	Noben	Place
Jones	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Endres	Olson, Adams	Smith
Gilchrist	Opdahl	Swett
Godwin	Peters	Traynor
Homnes	Sandlie	
McManus	Savre	

So the bill passed and the title was agreed to.

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the

County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 101 as follows:

In line 1, preceding the word "that" insert the following: "Section 1. Amendment.)".

Which request was granted.

Mr. Swendseid moved that the rules be suspended and House Bill No. 101 be considered properly re-engrossed and placed upon 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, 85; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Olson, Bowman
Anderson, Logan	Hanson, Barnes	Owings
Anderson, Sargent	Hanson, Benson	Patterson
Anfinson	Henrickson	Peterson, Bottineau
Arneson	Hill	Peterson, Mountrail
Bailey	Holte	Place
Bettenhausen	Holthusen	Rindy
Biewer	Isaak	Sandlie
Broschat	Jensen	Sannes
Brunsdale	Jodock	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Stoa
Erickson, McLean	Lofthus	Strutz
Espeland	Lund	Sundby, McLean
Ettestad	Lynch	Sundby, Renville
Falconer	McInnes	Svingen
Fedje	McKellar	Swendseid
Fitch	Morgan	Treffry
Fitzgerald	Mostad	Twete
Flannigan	Nelson, Morton	Wolf
Flaten	Nelson, Ward	Wright
Fuglestad	Niewoehner	Young
Gilbertson	Noben	Madam Speaker
Gilchrist	Odegard	
Godwin	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Johnston	Rue
Cunningham	Jones	Smith
Dittmer	McManus	Steedsman
Gessner	Muus	Sticka
Hanson, Stark	Nelson, Dickey	Symington
Hillman	Peters	Thompson
Jardine	Piper	Traynor
Johnson	Rathbun	Twichell

Absent and not voting:

Messrs.	Messrs.
Homnes	Opdahl
Olson, Adams	Swett

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Twete moved that the vote by which House Bill No. 101 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 100 be placed on third reading and final passage.

Which motion prevailed.

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers 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, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Kapfer	Schauss
Correll	Scholl	Larson, Nelson

Messrs.	Messrs.	Messrs.
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Godwin	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Owings	
Hill	Patterson	

Those voting in the negative were:

Messrs.
Espeland
Gilchrist

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Opdahl	Traynor
Olson, Adams	Swett	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed.

FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 15, 1933.

The House was called to order at 2:00 o'clock, p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris.

Roll Call: All members present except Representative Opdahl.

Mr. Lund moved that all absent members be excused.

Which motion prevailed.

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

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third Day and recommend that the same be corrected as follows:

Page 39, line 17, correct spelling "Adam Nogle;" "Lehr."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication signed by officers of the Dorcas Class of the First Presbyterian Church of Fargo protesting legalizing of motion pictures on Sunday, was read and referred to the Committee on Temperance.

Petitions signed by E. A. Willan, of Napoleon, and 23 others, and Oscar A. Ojos of Nekoma, and 53 others, opposing any form of compulsory state hail insurance, were read and referred to the Committee on Insurance.

Petitions opposing House Bill No. 222, signed by Fred Woffer of Streeter and 33 others, C. H. Prosser of Courtenay and 29 others, A. S. Short of Gackle and 92 others, W. Enger of Kindred and 39 others, were read and referred to the Committee on Ways and Means.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Madam 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 to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Also,

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

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

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the Resolution be adopted, which motion prevailed and the Resolution was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: A Minority of your Committee on Banks and Banking to whom was referred

House Bill No. 10. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 274 of the Session Laws of 1927, Defining Usury.

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

KARL H. BRUNSDALE,
EINAR MUUS,
EDWIN TRAYNOR,
D. C. CUNNINGHAM,
C. H. DITTMER.

The Committee on Banks and Banking made the following report:

Madam Speaker: A Majority of your Committee on Banks and Banking to whom was referred

House Bill No. 10. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 274 of the Session Laws of 1927, Defining Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MATH DAHL,
B. W. LEMKE,
O. H. JODOCK,
EDW. SAVRE,
D. L. ANDERSON,
W. W. TREFFRY,
H. D. PIPER,
A. N. LAVIK,
H. T. PETERSON.

V. P. WOLF,
Chairman.

Mr. Wolf moved that the report of the Majority be adopted.

Mr. Brunsdale moved as a substitute motion, that the report of the Minority be substituted for the report of the Majority.

Which motion was lost.

The question being on the motion of Mr. Wolf that the report of the Majority be adopted, the motion prevailed, and the report was adopted.

Mr. Swett moved that the vote by which House Bill No. 10 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 69. A Bill for an Act Authorizing Counties, Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement

of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

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

AMENDMENT TO HOUSE BILL 69, Section 2, Subdivision 3:

Add to Subdivision 3 of Section 2 of House Bill 69 the following:

Any municipality which follows the method provided in this subsection to defray the cost of such sewage disposal system shall by resolution of its legislative body or governing board create the district, provide for and approve plans and specifications and estimates of cost and adopt and publish the resolution declaring the work necessary to be done in accordance with the requirements, so far as applicable, of Sections 3698, 3699, 3703 and 3704 of the Compiled Laws of 1913 and acts amendatory or supplementary thereof.

If the owners of a majority of the property liable to be imposed with the sewage disposal service charges as provided in this act for the payment of such proposed improvement, shall within thirty days after the first publication of such resolution file with the auditor or clerk of such legislative body or governing board a written protest protesting against such improvement, then such legislative body or governing board at its next meeting after the expiration of the time for filing protests against such improvement shall hear and determine the sufficiency of such protests, and if after such hearing has been had the legislative body or governing board shall find such protests to contain the signatures of the owners of a majority of the property liable to be so charged it shall be a bar against proceeding further with such improvement. In case the protests shall be found insufficient or invalid the legislative body or governing board of such municipality shall have the power to cause such improvement to be made and to contract therefor and to defray the cost thereof in the manner provided herein.

Add to end of Section 5 the following: "provided that bonds issued hereunder which are a general liability of the city shall not be issued except upon a vote of the people as provided by Chapter 196 of the 1927 Session Laws and acts amendatory and supplementary thereof."

Strike from the title the word "county" and from Section 1, line 1, and Section 7, line 2, the word "counties".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Banks and Banking made the following report:

Madam Speaker: A minority of your Committee on Banks and Banking to whom was referred:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

KARL H. BRUNSDALE,
EINAR MUUS,
EDWIN TRAYNOR,
D. C. CUNNINGHAM,
C. H. DITTMER.

The Committee on Banks and Banking made the following report:

Madam Speaker: A majority of your Committee on Banks and Banking to whom was referred:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

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

On page 1, Section 1, line 9, strike out the word "six" and insert in lieu thereof the word "seven".

On page 2, line 17, strike out the word "six" and insert in lieu thereof the word "seven".

In the heading of the bill, line 3, after the word Mountrail, add "Larson of Nelson".

MATH DAHL,
B. N. LEMKE,
O. N. JODOCK,
EDW. SAVRE,
D. L. ANDERSON,
W. W. TREFFRY,
H. T. PETERSON,
H. D. PIPER,
A. N. LAVIK,

V. P. WOLF,
Chairman.

And when so amended recommend the same do pass.

Mr. Wolf moved that the report of the majority be adopted.

Mr. Brunsdale moved that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Wolf that the report of the majority be adopted, the motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 15, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Which the Speaker has signed.

Also transmit:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Also:

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Also

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Also

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Also

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Which the House has passed and your favorable consideration is respectfully requested.

Also

I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EARL D. SYMINGTON,
M. H. LYNCH,
S. A. ESPELAND,
C. O. ARNESON,
MILTON RUE,
BEN GILBERTSON,

R. E. SWENDSEID,
Chairman.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

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

V. P. WOLF,
D. L. ANDERSON,
EDW. SAVRE,
H. W. McINNES,
J. F. FITZGERALD.

Mr. Wolf moved that the report of the minority be adopted.

Mr. Lynch moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion lost.

The question being on the motion of Mr. Wolf that the report of the minority be adopted, the motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

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

On Page 2, Section 3, strike out the last word of the line 5, and the balance of the section and insert the following "before the first regular meeting of the Council or City Commission in the month of May following such election."

On page 3, following the period in line 25 insert "The decision of the City Council or City Commission shall be final."

In line 3 of Section 5, strike out the following "to that end."

In line 4 of Section 5, following the period insert "Provided, however, that the appointment of the City Auditor, City Health Officer, City Attorney and City Assessor shall be confirmed by the City Council or City Commission."

In line 9 of Section 5, strike out the comma and the remainder of the line and insert a period following the word "meeting".

On page 4 strike out all of the first line ten up to and including the period.

In page 4, line 12, insert the word "preliminary" following the word "annual". In same line strike out the comma following the word "budget" and insert the following "as provided for under Article 17a of Chapter 44 of the Supplement to the Revised Code of 1913, and Acts amendatory thereto."

In line 13 of page 4, following the first comma insert "provided that the total of said salaries does not exceed the total sum appropriated for such purpose by the City Council or City Commission."

In line 4 of Section 6, strike out the words "twenty-five" and insert in lieu thereof the word "forty."

In line 4 following the last word of the line insert the following: "as provided for under Section 2 of this act."

In Section 7, Lines 1 and 2, strike out the last seven words of line 1 and the first five words and the comma in line 2 and begin line two with a capital letter on the word "This".

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing

the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

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

In line 9 after the word "constable" strike out the words "or other such officer", and add in lieu thereof "(comma) marshal or policeman".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, providing for Claims against counties offset by taxes due.

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

Strike out the entire bill after the words "A BILL" and insert in lieu thereof, the following:

For an Act amending and re-enacting Section 4227 Compiled Laws of 1913, providing for deduction of delinquent personal property taxes before any payments are made to any official, employee, person, firm or corporation by any state departments, boards, bureaus, commissions, industries, or penal, charitable and educational institutions, Bank of North Dakota, State Mill and Elevator; or counties, cities, villages, towns, park boards, townships, school districts or municipal owned industries, utilities or departments maintained in the slightest degree by taxation; prescribing procedure; and providing for the enforcement of the provisions of this act and for penalties for the violation thereof.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That Section 4227 Compiled Laws of 1913 for North Dakota be amended and re-enacted to read as follows:

Section 4227. Before payment for any goods, services, salary, wages, fees, or any other item or matter, shall be made to any official, employee, person, firm or corporation

by the State of North Dakota, including all state departments, boards, bureaus, commissions, industries, or penal, charitable and educational institutions, Bank of North Dakota, State Mill and Elevator; or counties, cities, villages, towns, park boards, townships, school districts or municipal owned industries, utilities or departments maintained in the slightest degree by taxation, the official, employee, person, firm or corporation to which any of the above mentioned bodies are indebted or are about to make payment, shall certify that they, the said official, employee, person, firm or corporation, have paid their current personal property taxes and that they owe no delinquent personal property taxes in the State of North Dakota, said certificate to show the number, date of, and county in which paid and the amount of the last tax receipt held by them. Or submit certificate authorizing delinquent personal property taxes to be deducted.

Section 2. It is further provided that if any personal property taxes are delinquent against said official, employee, person, firm or corporation, the auditing board of the State of North Dakota, the state auditor, the county commissioners, the county auditor, township supervisors, school district board, city commission or board, city auditor, clerk of any taxing district or disbursing officer of any public funds within the State of North Dakota, shall first deduct the amount of such delinquent personal property taxes from the amount of such indebtedness due said official, employee, person, firm or corporation and deduct the same from the payment about to be made, said amount to include all principal, sheriff fees, interest and penalty. Provided, however, that if the delinquent personal property taxes exceed the payment about to be made, then shall the auditor, clerk or disbursing officer make payment and forward the amount allowed said official, employee, person, firm or corporation to the treasurer of the county where such personal property taxes are delinquent. The said payment to be credited on the tax books of the county to the said official, employee, person, firm or corporation, commencing with the first tax due and delinquent. Provided, further, that if such personal property taxes are delinquent in more than one taxing district, then shall such personal property taxes be credited in the order of such delinquency by commencing with the first tax due and delinquent.

Section 3. Provided further that officials, employees, or persons whose services or claims are presumed to be somewhat permanent, and who are not required to present individual bills, vouchers or claims in order to secure their payments shall before they draw any compensation for salary, wages, or otherwise, after personal property taxes become delinquent each year, be required to furnish the State Auditor, County Auditor, City Auditor, Clerk of any taxing district or the disbursing officer or officers of any of the bodies mentioned in this Act by whom they are paid, a certificate that all personal property taxes have been paid, or they shall submit a certificate authorizing taxes to be deducted, until payment has been made for all unpaid personal property taxes, and this certificate shall be valid until the next current year's taxes shall have become delinquent.

Section 4. It is further provided that any official, employee, person, firm or corporation, who knowingly certifies that there are no personal property taxes delinquent, when the records show otherwise, shall be guilty of a misdemeanor, and shall upon conviction thereof, be punished by imprisonment in the County Jail not to exceed thirty days or a fine not to exceed the sum of one hundred dollars (\$100.00) or both such jail sentence and fine.

Section 5. Provided further that any official of the State, County, City or any taxing district or disbursing officer of any of the bodies mentioned in this act, who knowingly issues and delivers a payment to any official, employee, person, firm or corporation, when there are personal property taxes delinquent to any taxing district within the State, shall be guilty of misdemeanor, and shall upon conviction thereof, be punished by imprisonment in the County Jail not to exceed thirty days or a fine not to exceed the sum of one hundred dollars (\$100.00) or both such jail sentence and fine.

Section 6. Any sale, transfer, lien, garnishment or assignment of any claim against any taxing district or bodies mentioned in this act, shall not defeat the duty and right of the auditor, clerk or disbursing officer from making the deduction for delinquent personal property taxes.

Section 7. It shall be the duty of all County Treasurers in the State of North Dakota, within ten days after they deliver to the Sheriff of their county the current list of delinquent personal property taxes, to also certify and forward a full, complete and legible list to the State Auditor and to the Auditor or Clerk of every political subdivision, disbursing officer or officers of bodies mentioned in this Act located within their county, and the local States Attorney, such list to be arranged alphabetically for the entire county showing the name, address, the number and name of the taxing district in which the personal property taxes are delinquent, and the original amount of such personal property taxes. It shall be the duty of the State Auditor, City Auditor, Clerk and Disbursing Officer, receiving such list from the County Treasurer to check such list within sixty days with payments made by them. If any payments have been made to any official, employee, person, firm or corporation whose name or names appear on the delinquent personal property tax list, it shall be the duty of such Auditor or Clerk or Disbursing Officer to forward information of that fact to the States Attorney of the county or counties where such personal property taxes have become delinquent within ten days from the date they complete checking their list or lists, and such States Attorney shall prosecute all officials, employees, persons, firms or corporations violating the provision of this Act.

Section 8. The certificates required to be furnished under the provisions of this Act shall be in substantially the following form:

CERTIFICATE

REGARDING PERSONAL PROPERTY TAXES

I do hereby certify that I have paid Personal Property Taxes for the year 19__ in full, and was issued tax receipt No. _____ in the amount of \$_____ by the _____ of _____ County, on Treasurer or Sheriff

_____ 19__ and that I owe no other Personal Property Taxes which are delinquent in the State of North Dakota.
 Month Day Year

OR

I do hereby certify that I owe the following Delinquent Personal Property Taxes in the State of North Dakota and that I owe no other Delinquent Personal Property Taxes in the State of North Dakota.

COUNTY	TAXING DISTRICT	YEAR	ORIGINAL AMOUNT
_____	_____	19__	\$_____
_____	_____	19__	\$_____
_____	_____	19__	\$_____
_____	_____	19__	\$_____

OR

CERTIFICATE FOR NON-RESIDENT PERSONS, FIRMS OR CORPORATIONS

I do hereby certify that I have no assessable personal property in the State of North Dakota, upon which personal property taxes are delinquent. The legal residence of this person, firm or corporation being
 City of _____ State of _____

 Name of Individual, Firm or Corporation

 Signature of Individual

IF SIGNED FOR FIRM OR CORPORATION GIVE OFFICIAL TITLE ON THIS LINE.

Section 9. The provisions of this Act shall not apply to the payment for farm products or crops purchased by any of the bodies mentioned in this Act direct from the grower, raiser or producer.

Section 10. The provisions of this Act shall not apply to payments made by the Hail Insurance Department for hail losses.

Section 11. The provisions of this Act shall not apply to payments made to redeem any bond or certificate of indebtedness.

Section 12. The State Auditor is hereby authorized to make such rules and regulations covering all disbursements made from state funds by his office as he may deem necessary to successfully administer the provisions of this act.

Section 13. It is hereby declared that if any of the provisions of the act in any manner contravene the provisions of the constitution, the remaining provisions would have been enacted by the legislative assembly even though such provisions had been eliminated from the act. Hence, if any of the provisions are found to be violative of the constitution, the remaining provisions shall not be affected by such invalidity but shall remain in full force and effect.

Section 14. REPEAL.) All acts or parts of acts in conflict herewith are hereby repealed.

Section 15. EMERGENCY.) An emergency in the matter of the operation of this act is hereby declared to exist, in consideration of the financial situation of the State of North Dakota at the present time, and this act shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 6749, Compiled Laws 1913, Providing for the Satisfaction by Mortgagee or One Holding a Lien Upon Property, Real or Personal, when Such Mortgage or Lien has been Satisfied by the Owner of the Property and Record of Such Satisfaction by the Party Holding the Lien.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and

Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

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

In the title of the printed bill, line 3, after the figure "4166" insert a comma and strike out the word "and." After the figure "4167" insert the word and figure "and 4200."

Following the line 15 of Section 7, insert the following:

Section 8. AMENDMENT.) That Section 4200 of the 1913 Compiled Laws of North Dakota be and the same is hereby amended and re-enacted to read as follows:

Section 4200. CLERK TO GIVE BOND AND TAKE OATH.) Each person elected or appointed to the office of township clerk shall, before entering upon the duties of his office and within the time prescribed by law for filing his oath of office, give a bond in such sum as the board of township supervisors may determine, conditioned for the faithful discharge of his duties. Such bond shall be filed in the office of the county auditor. No personal surety shall be accepted on any such bond but all such bonds must be with the North Dakota State Bonding Fund, or with a corporate surety company authorized to do business within this state, Premium for bonds of the North Dakota State Bonding Fund shall be paid by the township in the manner provided by law but no township shall pay the premium on any other bond except for such bonds as are required to replace bonds cancelled by the State Bonding Fund.

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

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

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

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

C. O. SVINGEN,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

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

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 230. A Bill for an Act to Amend and Re-enact Sections 950a2 and 950a3 of the 1925 Supplement to the Compiled Laws of 1913 for the State of North Dakota Relating to the Formation, Division and Consolidation of Voting Districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

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

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 232. A Bill for an Act to amend and reenact Section 2078 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 223, Session Laws of 1919 and Chapter 122, Session Laws of 1921 and Chapter 308, Session Laws of 1923, relating to the exemption of certain property from taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 236. A Bill for an Act Prohibiting the operation or maintaining of Employment Agencies or Employment Bureaus by private persons for hire, and providing a penalty for so doing.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

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

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

Mr. Twichell moved, as a substitute motion, that House Bill No. 238 be re-referred to the State Affairs Committee for purposes of amendment.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 241. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assessments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed .

OLE ETTESTAD,
Chairman.

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

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways & Means to whom was referred:

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the

Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, 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 Section 9, line 7, strike out the figures \$5.00 and insert in lieu thereof the figures, \$4.00.

In Section 9, line 8, strike out the figures \$2.50 and insert in lieu thereof the figures \$2.00.

In Section 9, line 26, following the word service, strike out the words and figures One (\$1.00) Dollar and insert in lieu thereof the words and figures Seventy (.75) Five cents.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 246. A Bill for an Act Requiring Payment of All Personal Property Taxes Due and Delinquent Before Claims of Any Person Owing the Same Against Any Township or School District May be Paid, Fixing Duty of County Treasurers in Connection Therewith, and Providing for Penalty for Violation Hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 248. A Bill for an Act to Amend and Re-enact Sections 3610, 3612, 3785 and 3801 of the Compiled Laws of North Dakota for 1913, Relating to the Elec-

tion of City Officers, Repealing All Acts or Parts of Acts in Conflict Therewith, and Providing an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which House Bill No. 248 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:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 240. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180 of the Session Laws of 1927, and as amended by Chapter 187 of the Session Laws of 1931, being an Act to require registration cards and fixing the place of carrying same on motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to prescribe the powers and duties of the motor vehicle registration department; to impose penalties for violation of this act and to make uniform the law relating to the subject matter of this act, and establishing an old age pension fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

Mr. Traynor moved that the vote by which House Bill No. 240 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred

House Bill No. 260. A Bill for an Act to Amend and Re-enact Section 3264 of the Compiled Laws of North Dakota for the Year 1913, Providing for Terms of Office of County Commissioners.

Have had the some under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

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

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

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

R. E. SWENDSEID,
Chairman.

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

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

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

In line 9, Section 1, strike out the word "and" and insert in lieu thereof the word "or."

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

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

The Committee on Cities & Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities & Municipal Corporations to whom was referred

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

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

C. O. SVINGEN,
Chairman.

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

Mr. Svingen moved that House Bill No. 296 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Crockett moved that the House do now recess for ten minutes.

Which motion prevailed.

The House was called to order by Speaker Craig, pursuant to recess taken.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that House Bill No. 152 be placed at the head of the Calendar.

Which motion prevailed.

Mr. Swett moved that House Bill No. 22 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Swett moved that House Bill No. 185 be taken from the Calendar and re-referred to the Committee on Banks and Banking.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same 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, 99; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Owings
Anderson, Logan	Holte	Patterson
Anderson, Sargent	Holthusen	Peters
Anfinson	Homnes	Peterson, Bottineau
Bailey	Isaak	Peterson, Mountrail
Bettenhausen	Jardine	Place
Biewer	Jodock	Rathbun
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	McManus	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swett
Flaten	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Traynor
Godwin	Niewoehner	Twete
Hagen	Noben	Twichell
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Henrickson	Olson, Adams	Young
Hill	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Stark	Savre
Born	Jensen	Steedsman
Brunsdale	Larson, Ransom	Treffry
Dittmer	Piper	
Fuglestad	Rindy	

Absent and not voting:

Messrs.
Opdahl

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Fedje moved that the vote by which House Bill No.

152 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 15, 1933.

Madam Speaker: I have the honor to transmit herewith

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Which the President has signed and your signature is respectfully requested.

Also inform you that the Senate has concurred in the House amendment to Senate Bill No. 63.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 15, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Concurrent Resolution No. "H".

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The House returned to the Eighth Order of Business.

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 15, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Da-

kota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

GENERAL ORDERS

Mr. Niewoehner 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. Niewoehner to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 3. 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 recommend that the Committee of the Whole adopt the amendments of the standing committee as shown in the Journal of February 13th, pages 14 to 25, and the further amendment on page 3, subdivision 3, line 33, strike out the figures "600" and insert in lieu thereof the figures "400."

On page 20 of the Journal of Feb. 13, strike out the figures "260" and insert in lieu thereof the figures "262".

On page 21, line 44, of the Journal of Feb. 13, strike out the word "assistance" and insert in lieu thereof the word "assistants."

And when so amended recommend that the same do pass.

Also,

House Bill No. 13. 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.

And recommend the adoption of the standing committee's amendments as printed on page 11 of the Journal of Feb. 14 with the further amendments: Page 2, line 24, strike out figures "\$300.00" and insert in lieu thereof "\$200.00." In line 28, strike out figures "\$300.00" and insert in lieu thereof "\$200.00." In line 17 strike out the figures "\$1,550.00" and insert in lieu thereof the figures "\$1,350.00," and correct the totals to read in line 3, page 1, \$27,438.00, in line 3, page 2, \$37,288.00, line 34, page 2, \$24,288.00, line 45, page 3, \$27,438.00.

And when so amended recommend that the same do pass.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, 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 printed on pages 13 and 14 of the Journal of February 14, and the further amendment in page 2, line 21, strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1,200.

And when so amended recommend that the same do pass.

H. F. NIEWOEHNER,
Chairman.

Mr. Morgan moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Eleventh Order of Business.

THIRD READING OF HOUSE BILLS

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

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	Hillman	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Jardine	Rathbun
Bailey	Jodock	Rindy
Bettenhausen	Johnson	Rue
Biewer	Johnston	Sandie
Broschat	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dittmer	Lemke	Sprenger
Endres	Lund	Steedsman
Erickson, McKenzie	McInnes	Stoa
Erickson, McLean	Morgan	Strutz
Espeland	Mostad	Sundby, McLean
Ettestad	Muus	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Nelson, Morton	Swett
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Symington
Fuglestad	Noben	Teffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Godwin	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Owings	Young
Hanson, Benson	Patterson	Madam Speaker
Hill	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Henrickson	Lofthus
Dahl	Isaak	Sticka
Gessner	Jensen	Thompson
Hanson, Stark	Lillehaugen	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Opdahl
Fitch	McKellar	Scholl
Flaten	McManus	Solberg

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Hagen moved that the vote by which House Bill No. 103 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 Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway 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, 64; nays, 35; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Isaak	Peterson, Mountrail
Arneson	Jensen	Piper
Bailey	Jodock	Place
Biewer	Johnson	Rindy
Born	Kapfer	Sandlie
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Savre
Endres	Lavik	Schauss
Erickson, McKenzie	Lemke	Scholl
Erickson, McLean	Lillehaugen	Shurr
Espeland	Lund	Stoa
Ettestad	Mostad	Svingen
Falconer	Muus	Swett
Fedje	Nelson, Ward	Swendseid
Fitzgerald	Niewoehner	Symington
Flannigan	Noben	Wolf
Gilchrist	Odegard	Madam Speaker
Godwin	Olson, Adams	
Hagen	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Sprenger
Correll	Jardine	Steedsman
Crockett	Johnston	Sticka
Cunningham	Jones	Strutz
Dahl	Lofthus	Sundby, McLean
Dittmer	Morgan	Sundby, Renville
Gessner	Nelson, Dickey	Thompson
Gilbertson	Nelson, Morton	Traynor
Hanson, Barnes	Oglesby	Twichell
Hanson, Stark	Peters	Wright

Messrs.	Messrs.	Messrs.
Holte	Rathbun	Young
Holthusen	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lynch	Rue
Fitch	McInnes	Solberg
Flaten	McKellar	Treffry
Fuglestad	McManus	Twete
Hillman	Opdahl	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Stoa moved that the vote by which House Bill No. 144 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett moved that House Bill No. 212 be placed at the foot of the Calendar for tomorrow.

Which motion prevailed.

Mr. Flannigan requested an extension of time on House Bills Nos. 144 and 245 and Senate Bill No. 113.

Which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

David Eslinger, Napoleon; M. J. Geebrud, Jamestown; Donald Burritt, Fargo; E. J. McKellar, Fargo; Ed Knoll, Napoleon; P. D. Kelbsgard, Bismarck; Elwood Johnson, Cogswell; O. Walstead, Forman; G. A. Hample, Oakes; L. W. Farran, Stirum; Walter Strand, Rutland; Belle Mehus, Bismarck; Al Strand, Bismarck; Beatrice Olson, Grand Forks; Wm. Hellwig, Wishek; Miss Camrud, Maddock; Mrs. Minard Lee, Bismarck; H. W. Lyons, Jamestown; Floyd P. Lavella, Fargo; Harold E. Loomis, Minot; A. F. Thompson, Minot; E. P. Christenson, Minot; Mrs. D. F. Seed, Minot; I. E. L. Eide, Devils Lake; Dan Noonan, Richardton; Adam Wald, Wishek; Frank Brown, Napoleon; Joe Beitz, Napoleon; H. Dettmen, Mandan; and I. W. Standley, Hope.

Mr. Swett moved that the House do now recess until 1:00 o'clock P. M., tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

The House was called to order at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 17. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

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

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature

thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

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 permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

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

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

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

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

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

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

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

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

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

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

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

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

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. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire 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, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homes	Piper
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	Morgan	Sundby, McLean
Falconer	Mostad	Sundby, Renville
Fedje	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete

Messrs.	Messrs.	Messrs.
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill	Patterson	
Hillman	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Schauss
Bettenhausen	Johnson	Scholl
Dahl	Lynch	Traynor
Fitch	McKellar	
Flannigan	McManus	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Twete moved that the courtesies of the floor be extended to Mr. T. H. Thoresen of Grand Forks, former state tax commissioner.

Which motion prevailed.

Mr. Twichell moved that the vote by which House Bill No. 141 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swett moved that House Bill No. 141 be placed at the foot of the calendar.

Which motion prevailed.

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, 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, 95; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnston	Sannes
Brunsdale	Jones	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	Morgan	Stoa
Ettestad	Mostad	Strutz
Falconer	Muus	Sundby, McLean
Fedje	Nelson, Dickey	Sundby, Renville
Fitzgerald	Nelson, Morton	Svingen
Flaten	Nelson, Ward	Swett
Fuglestad	Niewoehner	Swendseid
Gessner	Noben	Symington
Godwin	Odegard	Thompson
Hagen	Oglesby	Treffry
Hanson, Barnes	Olson, Adams	Twete
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jardine	McKellar	Wright
Johnson	Sandlie	Young
Lund	Twichell	
Lynch	Wolf	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Gilbertson	Rue
Fitch	Gilchrist	Traynor
Flannigan	McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Stoa moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Twichell: I am going to vote "no" on this bill and I'm going to tell you why. I came here in favor of taking care of these people who had not been able to pay their taxes. I have not been able to pay my own for the past

two years. But I did figure that while leniency should be shown them, it should not be shown at the expense of the party who did pay. I figured a bill would be right that would take off all penalty and would charge 6 per cent on delinquent taxes. By taking off that 6 per cent you have thrown that burden on the man who did pay his taxes. The county had to borrow on certificates of indebtedness and pay approximately 6 per cent on that money, and in rebating that interest below 6 per cent you have thrown the burden on the man who did pay his taxes, and it should not be done. I was one of those fellows that did not pay their taxes and I don't believe the fellow that did pay should be made to pay for the fact that I could not. I vote "no".

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to 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, 44; nays, 63; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Flannigan	Peterson, Mountrail
Anderson, Sargent	Gilchrist	Place
Anfinson	Isaak	Rathbun
Bailey	Johnson	Sannes
Broschat	Lavik	Scholl
Carlson	McInnes	Shurr
Cunningham	Mostad	Solberg
Dittmer	Muus	Sprenger
Endres	Nelson, Ward	Sundby, McLean
Erickson, McKenzie	Noben	Svingen
Erickson, McLean	Odegard	Swett
Espeland	Olson, Adams	Swendseid
Falconer	Owings	Twete
Fitch	Patterson	Madam Speaker
Fitzgerald	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Oglesby
Arneson	Homnes	Olson, Bowman
Bettenhausen	Jardine	Opdahl
Biewer	Jensen	Peters
Born	Jodock	Piper

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Rindy
Correll	Jones	Sandlie
Crockett	Kapfer	Savre
Ettestad	Larson, Nelson	Smith
Fedje	Larson, Ransom	Steedsman
Flaten	Lemke	Sticka
Gessner	Lillehaugen	Stoa
Godwin	Lofthus	Strutz
Hagen	Lund	Sundby, Renville
Hanson, Barnes	Lynch	Symington
Hanson, Benson	McKellar	Thompson
Hanson, Stark	McManus	Treffry
Henrickson	Morgan	Twichell
Hill	Nelson, Dickey	Wolf
Hillman	Nelson, Morton	Wright
Holte	Niewoehner	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Gilbertson	Schauss
Fuglestad	Rue	Traynor

So the bill was declared lost.

Mr. Fedje moved that the vote by which Senate Bill No. 27 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that the House do now adjourn.

Which motion prevailed.

FORTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

The House was called to order at 2:00 o'clock, P. M. pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ellis L. Jackson.

Roll Call: All members present except Representatives Dahl, Gilbertson, Johnston, McManus, Scholl and Traynor.

Mr. Peters moved that the absent members be excused.

Which motion prevailed.

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

Madam 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, change roll call to show Lillehaugen voting aye.

Page 2, change roll call to show Brunsdale absent.

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications signed by C. J. Robb of Williston and 24 others, O. T. Kjorlaug, of Berthold and 24 others, N. E. Haugen of Galesburg and 29 others, Martin Peterson of Litchville and 60 others, C. H. Rufsvold of Hastings and 19 others and J. J. Mack of Lehr and 52 others, opposing passage of House Bill No. 222, were read and referred to the committee on Ways and Means.

A communication signed by Oscar J. Borg of Hampden and 32 others, opposing increase in cream buyers's license fee, was read and referred to the Committee on State Affairs.

Petitions opposing compulsory state hail insurance, signed by J. H. Beauchamp of Olga and 62 others, and Ed. M. Johnson, Milton and 230 others, were read and referred to the Committee on Insurance.

A communication from the Minot City Finance Commission, commending Gov. Langer for taking immediate steps to secure Reconstruction Finance Corporation Funds for poor relief, was read and referred to the Committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam 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 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. 13. 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. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

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

"Be it further resolved that copies of this resolution be forwarded to the President of the United States, and to the Senate and the House of Representatives of the United States."

And when so amended recommend the same do pass.

W. S. PLACE,
Chairman.

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

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Have had the same under consideration and recommend that the same be adopted.

W. S. PLACE,
Chairman.

Mr. Place moved that the resolution be adopted, which motion prevailed and the resolution was adopted.

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 44. A Bill for an Act to Repeal Sections 1903, 1904, 1906, 1907, 1908, 1909 and 1910 of the Compiled Laws of North Dakota of 1913; and Section 1905 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Duties of County, Township, City and Village Assessors in Connection with the Securing of Statistics Relating to Agriculture, Horticulture and Stock Raising and Such Other Subjects as May be Required by the State Statistician.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED SHURR,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 2079b1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Issuance of Certificates of Indebtedness by Counties, Cities, Villages, Townships, School Districts, Park Districts and Irrigation Districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 158. A Bill for an Act Relating to the Manner of Paying Salaries and Wages of Public Officials and Public Employees; Prescribing the Duties and Powers of the Board of County Commissioners and Other Governing Boards of Political Subdivisions; Prescribing the Duties of the Treasurers of Political Subdivisions and Their Liability, and Repealing All Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

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

FRED J. SHURR,
Chairman.

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

The House returned to the Seventh Order of Business.

Mr. Twichell moved that in view of the great amount of important business to be transacted during the balance of the session, all resolutions and communications sent to the desk, which do not originate in the Legislative Assembly, be not read, but that the clerk announce the general purport thereof and the speaker, if she deem it advisable, may refer the same to a proper committee.

Which motion prevailed.

Mr. Swett moved that the House extend the courtesies of the floor to the delegates of the Women's Nonpartisan Clubs of North Dakota.

Which motion prevailed.

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913

Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

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

FRED SHURR,
Chairman.

Mr. Shurr 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

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

In line nineteen of the printed bill, strike out everything after the comma, to and including the comma in line twenty.

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

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

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 203: A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

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

GEO. ALJETS,
Chairman.

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

A minority of the Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 218. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to imposing a tax upon dogs; providing for the assessment levy and collection thereof; providing for the issuance of license tags for all dogs upon which said tax is assessed; providing for the determination and payment of losses from tax collected thereunder to the owners of livestock or poultry damaged by dogs; providing for the killing of dogs in certain cases; providing for hearing and appeal; imposing powers and duties on certain county officers and employees, and providing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

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

R. E. STRUTZ,
N. M. McKELLAR.

A majority of the Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 218. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to imposing a tax upon dogs; providing for the assessment levy and collection thereof; providing for the issuance of license tags for all dogs upon which said tax is assessed; providing for the determination and payment of losses from tax collected thereunder to the owners of livestock or poultry damaged by dogs; providing for the killing of dogs in certain cases; providing for hearing and appeal; imposing powers and duties on certain county officers and employees, and providing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. L. NELSON,
ED A. HILL,
C. O. SVINGEN,
C. H. MORGAN,
STONE HILLMAN,
C. H. DITTMER,
C. J. HANSON,
BJORN FUGLESTAD,
W. H. BETTENHAUSEN,
D. C. CUNNINGHAM,
CHRIST SPRENGER,

W. W. TREFFRY,
Chairman.

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

Mr. Henrikson moved that the vote by which House Bill No. 218 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

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

Amend the title thereof by inserting after the figures "1913" and the "comma" the following:

"as amended and re-enacted by Chapter 236 of the Session Laws of 1913".

In line 2 of the printed bill after the figures "1913" and the "comma" insert the following: "as amended and re-enacted by Chapter 236 of the Session Laws of 1931."

Also in the original bill in Section 1, Page 2, Line 13, strike out the word "ten" following the word "than" in said line and insert in lieu thereof the word "seven".

Strike out the period after the word "discontinuance" page 2 line 18 of the printed bill and insert a "comma" and add "if proper and convenient school facilities be provided for the pupils therein in some other school. Such proper and convenient facilities must be provided for the pupils in the territory of such school until such time as the school may be re-opened by the board. In determining what shall constitute proper and convenient school facilities the school board shall consider the distance of such child from the nearest other school, and all surrounding circumstances, and may furnish transportation to such other school, or pay an extra allowance of transportation, or furnish the equivalent thereof in tuition or lodging at some other public school. In case of dispute between the patron and the school board as to whether or not the school board has furnished or arranged to furnish adequate facilities, the matter may be submitted by the patron to a board of arbitration consisting of the county superintendent of schools, one arbitrator named by the patron, and one arbitrator named by the school board, and the determination of such arbitrators, after hearing shall be binding upon the school board. Provided further, that when any school which has been closed by reason of the terms of this section, upon demand in writing of the parents

or guardians of seven or more children of compulsory school age, all of whom reside within two and one-half miles of such school, the school board shall reopen such school for the next ensuing term following such demand. Such school may be reopened by the board at any time upon its own motion without any petition having been presented."

Section 2. All acts or parts of acts in conflict herewith are hereby repealed."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the figures "\$55,000.00" and insert in lieu thereof the figures "\$65,000.00".

In line 9 of the printed bill, strike out the figures "\$15,040.00" and insert in lieu thereof the figures "\$9,840.00".

In line 10 of the printed bill, strike out the figures "\$14,080.00" and insert in lieu thereof the figures "\$11,292.00".

In line 11 of the printed bill, strike out the figures "\$251,360.00" and insert in lieu thereof the figures "\$175,952.00".

In line 16 of the printed bill, strike out the figures "\$16,000.00" and insert in lieu thereof the figures "\$13,360.00".

In line 17 of the printed bill, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00".

In line 18 of the printed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$400.00".

In line 19 of the printed bill, strike out the figures "\$8,600.00" and insert in lieu thereof the figures "\$3,000.00".

In line 20 of the printed bill, strike out the figures "\$4,500.00" and insert in lieu thereof the figures "\$4,000.00".

In line 21 of the printed bill, strike out the figures "\$5,200.00" and insert in lieu thereof the figures "\$2,500.00".

In line 22 of the printed bill, strike out the figures "\$14,000.00" and insert in lieu thereof the figures "\$10,000.00".

In line 23 of the printed bill, strike out the figures "\$16,000.00" and insert in lieu thereof the figures "\$12,000.00".

In line 24 of the printed bill, strike out the figures "\$168,000.00" and insert in lieu thereof the figures "\$158,000.00".

In line 25 of the printed bill, strike out the figures "\$38,300.00" and insert in lieu thereof the figures "\$30,000.00".

In line 26 of the printed bill, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$8,000.00".

In line 27 of the printed bill, strike out the figures "\$47,500.00" and insert in lieu thereof the figures "\$22,500.00".

In line 28 of the printed bill, strike out the figures "\$31,000.00" and insert in lieu thereof the figures "\$15,500.00".

In line 29 of the printed bill, strike out the figures "\$18,700.00" and insert in lieu thereof the figures "\$15,000.00".

In line 30 of the printed bill, strike out the figures "\$9,000.00" and insert in lieu thereof the figures "\$5,000.00".

In line 32 of the printed bill, strike out the figures "\$811,680.00" and insert in lieu thereof the figures "\$643,844.00".

In line 33 of the printed bill, strike out the figures "\$811,680.00" and insert in lieu thereof the figures "\$643,844.00".

In line 36 of the printed bill, strike out the word "replacement" and insert in lieu thereof the word "repair" and add an "s" to the word "boiler".

In line 36 of the printed bill, strike out the figures "\$55,000.00" and insert in lieu thereof the figures "\$15,000.00".

Between lines 36 and 37 of the printed bill insert the following: "36½ 2. Additions to building complete with all equipment \$50,000.00".

In line 38 of the printed bill, strike out the figures "\$55,000.00" and insert in lieu thereof the figures "\$65,000.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 178. A Bill for an Act Authorizing the State Highway Commission to Compromise and Settle the Claims of Norman Cullen, Jake Hockhalter, Hanson Brothers, Axil Peterson, Emil Brost, Howard Sam, Siver Olson, John Kopp, Alvin Judine, and Frank Simmons. Whereas, on or about September 8, 1932, the State Highway Department and its employees, by cutting and piling refuse along the highways near Crystal Springs, Kidder County, North Dakota, negligently allowed and permitted a condition to exist to which fire was communicated and which spread upon the prairie grass and surrounding territory and caused loss and damages to farmers residing and owning personal property in that vicinity to the following named persons estimated in amount as follows, to-wit: Norman Cullen, \$720.00; Jake Hockhalter, \$200.00; Hanson Brothers, \$75.00; Axil Peterson, \$133.00; Emil Brost, \$43.50; Howard Sam, \$72.00; Siver Olson, \$33.00; John Kopp, \$83.75; Alvin Judine, \$252.50; and Frank Simmons, \$366.50. And WHEREAS, the State Highway Department has no authority to pay out of its fund any sum or amount as damages or injuries resulting from its negligence to others without Legislative authority, NOW THEREFORE;

Have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that House Bill No. 178 be re-referred to the Committee on State Affairs.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 183. A Bill for an Act to Appropriate Seven Hundred Twenty-nine Dollars and Sixty-seven Cents (\$729.67) to Traill County for the Purpose of Reimbursing said County for Expense Incurred by Said County in the Prosecution of the Case of State of North Dakota vs. Ed. Vandiver.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5, Section 1 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 8, Section 1 of the printed bill, strike out the figures "1928" and insert in lieu thereof the figures "1933".

In line 11, Section 1 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 15, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 21, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 25, Section 2 of the printed bill, strike out the figures "1928" and insert in lieu thereof the figures "1933".

In line 29, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

And when so amended recommend the same do pass.

H. M. HENRICKSON,
Chairman.

Mr. Henrickson 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, line 8, strike out the following: "by the public" and insert a period after therein.

Section 3, line 4, after the word "shall" insert the following: "before operating such machine or machines register the

same with the county treasurer in the county in which the machine is to be operated, and".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict thereof.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Line 11, Section 2, add the following: "provided however that in cases of emergency, declared by the Board of City Commissioners, Mayor or City Manager, there shall be no limits to the number of hours such employee may be worked in any one day, provided however, such employment does not exceed 48 hours in any one week.

And when so amended recommend the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 247. A Bill for an Act Making an Appropriation for the purpose of Reimbursing Rheinhart J. Kamplin, Bismarck, North Dakota, for the Loss of his Law Library Used by the Staff of the Attorney General's Office for a Period of Seven Years, and Which was Completely Destroyed in the Burning of the State Capitol Building.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES McMANUS,
Chairman.

Mr. McManus 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 261. A Bill for an Act Repealing 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, as Amended by Chapter 170, Session Laws 1929.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, of the printed bill, after the "period" strike out the remainder of the section 1. In line 18 of Section 2, strike out the word "as" and insert the word "at" in lieu thereof. In the last line of Section 3 correct the spelling of the word "treasury" in the original bill. In Sec. 7, line 26, strike out the word "seven" and insert "five" in lieu thereof. In the last line of Section 10, correct the spelling of the word "prosecute," in the original bill.

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 268. A Bill for an Act to Authorize the State Board of Administration to Permit Officers, Employees, and Faculty Members of State Educational Institutions to Perform Certain Services Outside of Their Regular Duties and to Retain the Fees Paid Them for Such Services.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 267. A Bill for an Act to Provide for the Employment of the Labor of the Prisoners of the State Penitentiary; for the Sale of the Products of Said Labor, and the Use of Receipts From Said Sales.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 266. A Bill for an Act Legalizing and Validating all Legal Publications Made Prior to January 1st, 1933, Contrary to the Provisions of Section 3173, Compiled Laws of 1913, Relating to Legal Newspapers.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "bill" and insert the following:

For an act legalizing and validating all publications made prior to January 1st, 1933, and required by law to be made in an official or legal newspaper.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. All publications of every nature, required by law to be made in an official or legal newspaper, and made prior to January 1st, 1933, in any newspaper published in the State of North Dakota, and hereby declared legal and valid and of the same force and effect as tho made in full compliance with the then existing statutes.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 270. A Bill for an Act Authorizing and Regulating the Practice of Obstetrics and Midwifery in the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 3969 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Excluding Farm Lands From the Limits of Cities, Towns, or Villages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 281. A Bill for an Act Repealing All of Chapter 246 of the Session Laws of North Dakota for the Year 1931, Relating to the Establishment and Maintenance of Junior College Work in Certain High Schools of this State. Declaring Act an Emergency Measure.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
PETER PETERSON,
M. T. LILLEHAUGEN.

A majority of the Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 281. A Bill for an Act Repealing All of Chapter 246 of the Session Laws of North Dakota for the Year 1931, Relating to the Establishment and Maintenance of Junior College Work in Certain High Schools of this State. Declaring Act an Emergency Measure.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. C. JOHNSON,
L. E. CORRELL,
M. P. BIEWER,
C. L. BROCHAT,
MARY A. RATHBUN,
GUS A. SCHAUSS,

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the majority report be adopted.

Mr. Peters moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Roll Call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Peters, the roll was called and there were ayes, 65; nays, 46; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Oglesby
Anderson, Sargent	Holte	Olson, Adams
Anfinson	Holthusen	Opdahl
Arneson	Homnes	Owings
Bailey	Isaak	Peters
Bettenhausen	Jardine	Peterson, Bottineau
Biewer	Jensen	Piper
Born	Jodock	Sandlie
Brunsdale	Jones	Savre
Carlson	Larson, Nelson	Smith
Crockett	Larson, Ransom	Sprenger
Endres	Lemke	Sticka
Erickson, McLean	Lillehaugen	Stoa
Espeland	Lofthus	Strutz
Flannigan	McKellar	Sundby, Renville
Flaten	McManus	Swendseid
Fuglestad	Morgan	Symington
Gilbertson	Mostad	Twichell
Hagen	Muus	Wolf
Hanson, Barnes	Nelson, Morton	Wright
Hanson, Stark	Niewoehner	Madam Speaker
Hill	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Rue
Broschat	Johnston	Sannes
Correll	Kapfer	Schauss
Cunningham	Lavik	Scholl
Dittmer	Lund	Shurr
Erickson,McKenzie	Lynch	Solberg
Ettestad	McInnes	Steedsman
Falconer	Nelson, Dickey	Sundby, McLean
Fedje	Nelson, Ward	Svingen
Fitch	Noben	Swett
Fitzgerald	Olson, Bowman	Thompson
Gessner	Patterson	Treffry
Gilchrist	Peterson,Mountrail	Twete
Godwin	Place	Young
Hanson, Benson	Rathbun	
Henrickson	Rindy	

Absent and not voting:

Messrs.
Dahl
Traynor

So the minority report was adopted.

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Have had the same under consideration and recommend that the same do pass.

H. M. HENRICKSON,
Chairman.

Mr. Henrickson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and

Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten Years, and Declaring an Emergency.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The House returned to the Thirteenth Order of Business. Senate Concurrent Resolution No. "H" was read the first time.

Mr. Lynch moved that the resolution be printed in the Journal and referred to the proper committee.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. H

Introduced by Senator Stucke

Be it resolved by the Senate of the State of North Dakota; The House of Representatives Concurring.

WHEREAS, the 68th Congress of the United States of America, at the first session begun and held at the City of Washington, on Monday, the 3rd day of December, A. D. 1923, by a Constitutional majority of two-thirds thereof, made and passed a proposal to amend the Constitution of the United States of America in the following words, which joint resolution was duly ratified by Congress and approved by the President of the United States on or about the 6th day of June, A. D. 1924.

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States.

Resolved by the Senate and the House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein,) that the following article is proposed as an amendment to the Constitution of the United States, which when ratified by the legislatures of three-fourths of the several states, shall be valid to all intents and purposes as a part of the Constitution:

ARTICLE _____

"Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

"Section 2. The power of the several States is unimpaired by this article except that the operation of State Laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress."

THEREFORE, BE IT RESOLVED, by the Legislative Assembly of the State of North Dakota, duly convened, that the said foregoing proposed amendment to the Constitution of the United States of America be, and the same is, hereby ratified by the Legislative Assembly of the State of North Dakota.

AND BE IT FURTHER RESOLVED, that certified copies of this Joint Resolution be forwarded by the Governor of this State to the Secretary of State for the United States of America at Washington, D. C., and to the President of the Senate and the Speaker of the House of Representatives of the National Congress.

Was referred to Committee on State Affairs.

Mr. Nelson of Ward moved that the House do now recess for ten minutes.

Which motion prevailed.

The House was called to order by Speaker Craig, pursuant to recess taken.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 16, 1933.

Madam Speaker: I have the honor to transmit herewith:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Which the President of the Senate has signed and your signature is respectfully requested.

Also return:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 16, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Also,

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Also,

Senate Bill No. 229. 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,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Also,

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Also,

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

And the Speaker signed the same in the presence of the House.

The following memorial was read and Mr. Swett moved that same be printed in the Journal.

Which motion prevailed.

STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred
and Thirty-three

JOINT MEMORIAL

To the Honorable, the Senate and House of Representatives
of the United States of America, in
Congress Assembled:

We, your Memorialists, the Senate and House of Representatives of the State of Maine, in 86th legislative session assembled, most respectfully present and petition your honorable body as follows:

WHEREAS, the immediate and greatest need of this Nation is to establish a fully employed citizenship, and normally functioning private industry offers the most desirable employment opportunities and the primary and largest market for American produce and manufactures is found in meeting the wants of the American people, and the necessary employment in supplying these wants belongs first to American workmen; and

WHEREAS, without the free flow of gold, the common medium of international values, the exchange rates of many Nations' currencies have, by application of the law of supply and demand, become divorced from the actual values of those currencies as measured in buying power within the bounds of the Nation issuing the currency; and

WHEREAS, depreciated currency is seriously handicapping American industry, and our foreign markets are stifled, and our domestic industries face destruction by increased imports from depreciated currency Nations; and

WHEREAS, the economic life of the state of Maine is derived from basic industries, such as lumber, fish, pulp, wheat, fruits, coal, cement, and their allied industries, and the very existence of capital, industry, employment, wages

and our standards of living are based on the profitable operation of these basic industries; and

WHEREAS, the Nation faces an emergency and the differences in money levels have existed for a long period and have not become adjusted; and

WHEREAS, Nations whose currencies are depreciated are able to ship merchandise into the United States, pay the existing tariffs, accept American currency in payment, and to make a greater profit on their merchandise than if sold in their own markets; and

WHEREAS, such importations from more than forty Nations of the world into the United States under the existing depreciated currency conditions has the effect of not only eliminating all tariff structures, but of enabling such merchandise to be sold at such a low price in the markets of the United States as to handicap and paralyze American industry and increase unemployment, and the industries of the United States are facing bankruptcy and destruction; and

WHEREAS, we believe, that unless this legislation is immediately passed, chaos and ruin threaten the financial and governmental structure of the United States; and

WHEREAS, Congressman Samuel B. Hill of the state of Washington has introduced in the present session of Congress a bill, the official title of which is:

A BILL "To prevent loss of revenue, to provide employment for American labor, and to maintain the industries and agriculture of the United States against the effects of depreciation in foreign currencies"; and

WHEREAS, the delay in enacting this bill into law at the present session of Congress is causing continued and alarming increase in unemployment in our industries, American industry and agriculture are being seriously harmed, and in many instances ruined, by this disastrous new form of competition, which is forcing hundreds of thousands of workmen to sacrifice their jobs; and

WHEREAS, the Government of the United States is being deprived of vast customs revenue under existing conditions; and

WHEREAS, equalization measures must be adopted to preserve American jobs for American workmen;

NOW, THEREFORE, BE IT RESOLVED, that the Senate and House of Representatives of the state of Maine respectfully urge the present Congress now in session, and the President of the United States, to promptly enact into law H. R. 13999; and

BE IT FURTHER RESOLVED, that this Memorial be immediately transmitted by the Secretary of State to the proper officers and committees of the United States Senate and House of Representatives, and a copy sent to each of the Representatives and Senators representing the state of Maine in the United States Congress; and

BE IT FURTHER RESOLVED, that this Memorial be immediately forwarded by the Secretary of State to the legislatures of all the states of the United States requesting that they pass and present similar Memorials to Congress;

And your Memorialists will ever pray.

HOUSE OF REPRESENTATIVES

Read and Adopted
Sent up for Concurrence
Jan. 31, 1933

HARVEY R. PEASE,

Clerk

IN SENATE CHAMBER

Read and Adopted
In Concurrence
Feb. 7, 1933

ROYDEN V. BROWN,

Secretary

UNITED STATES OF AMERICA

STATE OF MAINE

OFFICE OF SECRETARY OF STATE

I, Robinson C. Tobey, Secretary of State of the State of Maine, and custodian of the seal of said State, do hereby certify:

That I have carefully compared the annexed copy of the Memorial to the Congress of the United States, of the Senate and House of Representatives of the State of Maine in Legislature assembled, with the original thereof, and that it is a full, true and complete transcript therefrom and of the whole thereof.

(SEAL)

IN TESTIMONY WHEREOF, I have caused the seal of the State to be hereunto affixed. GIVEN under my hand at Augusta, this eighth day of February, in the year of our Lord one thousand nine hundred and thirty-three and in the one hundred and fifty-seventh year of the Independence of the United States of America.

ROBINSON C. TOBEY,
Secretary of State.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 119.

Which request was refused.

Mr. Twichell moved that the rules be suspended for the purpose of amendment.

Which motion lost.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 61; nays, 49; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Place
Anderson, Logan	Hill	Rindy
Anderson, Sargent	Jodock	Rue
Anfinson	Kapfer	Sandlie
Biewer	Larson, Ransom	Sannes
Broschat	Lavik	Savre
Carlson	Lemke	Schauss
Crockett	Lillehaugen	Scholl
Endres	Lofthus	Shurr
Erickson, McKenzie	McInnes	Solberg
Erickson, McLean	Mostad	Stoa
Falconer	Nelson, Ward	Sundby, McLean
Fedje	Noben	Sundby, Renville
Fitzgerald	Odegard	Svingen
Flannigan	Oglesby	Swett

Messrs.	Messrs.	Messrs.
Fuglestad	Olson, Bowman	Treffry
Gilbertson	Opdahl	Twete
Gilchrist	Owings	Wolf
Godwin	Patterson	Madam Speaker
Hagen	Peterson, Bottineau	
Hanson, Barnes	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Olson, Adams
Bailey	Homnes	Peters
Bettenhausen	Isaak	Piper
Born	Jardine	Rathbun
Brunsdale	Jensen	Smith
Correll	Johnston	Sprenger
Cunningham	Jones	Steedsman
Dittmer	Larson, Nelson	Sticka
Espeland	Lund	Strutz
Ettestad	Lynch	Swendseid
Fitch	McKellar	Symington
Flaten	McManus	Thompson
Gessner	Morgan	Twichell
Hanson, Stark	Muus	Wright
Henrickson	Nelson, Dickey	Young
Hillman	Nelson, Morton	
Holte	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Johnson	Traynor

So the bill passed and the title was agreed to.

Mr. Solberg moved that the vote by which House Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Swendseid: I vote "no" on House Bill No. 119 as there is a serious question in my mind that the words "no encumbrances" will exclude labor liens, thresher liens and seed lien on exempt grain.

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such 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, 98; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holthusen	Patterson
Anfinson	Homnes	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnston	Rathbun
Born	Jones	Rindy
Broschat	Kapfer	Rue
Carlson	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savré
Endres	Lavik	Schauss
Erickson, McKenzie	Lemke	Scholl
Erickson, McLean	Lillehaugen	Shurr
Espeland	Lofthus	Smith
Ettestad	Lund	Solberg
Falconer	Lynch	Sprenger
Fedje	McInnes	Sticka
Fitch	McKellar	Stoa
Fitzgerald	McManus	Strutz
Flannigan	Morgan	Sundby, McLean
Flaten	Mostad	Sundby, Renville
Fuglestad	Muus	Svingen
Gessner	Nelson, Dickey	Swett
Gilbertson	Nelson, Morton	Swendseid
Gilchrist	Nelson, Ward	Symington
Godwin	Niewoehner	Thompson,
Hagen	Noben	Treffry
Hanson, Barnes	Odegard	Twete
Hanson, Benson	Oglesby	Wolf
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Holte	Stedsman
Correll	Jardine	Twichell
Cunningham	Johnson	Wright
Dittmer	Peters	

Absent and not voting:

Messrs.	Messrs.
Dahl	Traynor
Sandlie	Young

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Stoa moved that the vote by which House Bill No. 214 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett moved that House Bill No. 212 be placed at the head of the calendar.

Which motion prevailed.

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8

of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, 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, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peters
Anderson, Sargent	Homnes	Peterson, Bottineau
Anfinson	Isaak	Piper
Arneson	Jardine	Place
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McKellar	Stoa
Falconer	McManus	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swett
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	
Hillman	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Flaten	Wright
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Dahl	McInnes	Traynor
Hanson, Stark	Peterson, Mountrail	
Hill	Swendseid	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections 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, 107; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Bottineau
Bailey	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dittmer	Lavik	Smith
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitzgerald	McManus	Sundby, Renville
Flannigan	Morgan	Svingen
Flaten	Mostad	Swett
Fuglestad	Muus	Symington
Gessner	Nelson, Dickey	Thompson
Gilbertson	Nelson, Morton	Treffry
Gilchrist	Nelson, Ward	Twete
Godwin	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	

Those voting in the negative were:

Messrs.
Peterson, Mountrail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Scholl	Traynor
Fitch	Swendseid	

So the bill passed and the title was agreed to.

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice 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, 102; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Opdahl
Anderson, Logan	Holte	Owings
Anderson, Sargent	Holthusen	Patterson
Anfinson	Hommes	Peters
Arneson	Isaak	Peterson, Bottineau
Bailey	Jardine	Peterson, Mountran
Bettenhausen	Jensen	Piper
Biewer	Jodock	Rathbun
Born	Johnson	Rindy
Broschat	Johnston	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Espeland	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitch	McKellar	Strutz
Flannigan	Morgan	Sundby, McLean
Flaten	Mostad	Sundby, Renville
Fuglestad	Muus	Svingen
Gessner	Nelson, Dickey	Swett
Gilbertson	Nelson, Morton	Symington
Gilchrist	Nelson, Ward	Thompson
Godwin	Niewoehner	Treffry
Hagen	Noben	Twichell
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Adams	Young
Hill	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Erickson, McLean	Henrickson
Fitzgerald	Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Rue	Twete
Ettestad	Swendseid	
McManus	Traynor	

So the bill passed and the title was agreed to.

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

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	Hill	Olson, Adams
Anderson, Logan	Hillman	Opdahl
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jensen	Rathbun
Broschat	Johnson	Rindy
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsmann
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	Lynch	Strutz
Fitch	McInnes	Sundby, McLean
Flannigan	McKellar	Svingen
Flaten	Morgan	Swett
Fuglestad	Mostad	Symington
Gessner	Muus	Thompson
Gilchrist	Nelson, Dickey	Treffry
Godwin	Nelson, Morton	Twete
Hagen	Nelson, Ward	Twichell
Hanson, Stark	Niewoehner	Wright
Henrickson	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jodock	Sandlie
Crockett	Lemke	Solberg
Falconer	Noben	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fedje	Oglesby	Swendseid
Fitzgerald	Olson, Bowman	Wolf
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	McManus	Scholl
Gilbertson	Rue	Traynor

So the bill passed and the title was agreed to.

Mr. Fitch moved that the vote by which House Bill No. 231 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

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, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Owings
Anderson, Logan	Homnes	Patterson
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jardine	Peterson, Mountrail
Bailey	Jensen	Place
Bettenhausen	Jodock	Rathbun
Biewer	Johnson	Rindy
Born	Johnston	Rue
Broschat	Jones	Sannes
Brunsdale	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McLean	Lillehaugen	Solberg
Espeland	Lofthus	Sprenger
Ettestad	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitzgerald	McKellar	Sundby, McLean
Flannigan	Morgan	Sundby, Renville
Flaten	Mostad	Svingen
Fuglestad	Muus	Swett
Gilbertson	Nelson, Dickey	Swendseid
Gilchrist	Nelson, Morton	Symington
Godwin	Nelson, Ward	Thompson

Messrs.	Messrs.	Messrs.
Hagen	Niewoehner	Treffry
Hanson, Barnes	Noben	Twete
Hanson, Benson	Odegard	Twichell
Hanson, Stark	Oglesby	Wolf
Henrickson	Olson, Adams	Wright
Hill	Olson, Bowman	Young
Hillman	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Gessner	Sandlie
Cunningham	Piper	Strutz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Fitch	Peters
Dittmer	Holte	Traynor
Erickson, McKenzie	McManus	

So the bill passed and the title was agreed to.

House Bill No. 3. 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, the roll was called and there were ayes, 95; nays, 4; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Holthusen	Rathbun
Bailey	Homnes	Rindy
Bettenhausen	Isaak	Rue
Biewer	Jensen	Sandlie
Born	Jodock	Sannes
Broschat	Johnson	Savre
Brunsdale	Johnston	Schauss
Carlson	Jones	Shurr
Correll	Kapfer	Solberg
Cunningham	Larson, Nelson	Sprenger
Dittmer	Larson, Ransom	Steedsman
Endres	Lavik	Sticka
Erickson, McKenzie	Lemke	Stoa
Erickson, McLean	Lofthus	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	Morgan	Sundby, Renville

Messrs.	Messrs.	Messrs.
Falconer	Mostad	Svingen
Fedje	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Flannigan	Place
Lund	Swett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Crockett	Lillehaugen	Peters
Dahl	Lynch	Scholl
Fitch	McKellar	Smith
Godwin	McManus	Traynor
Jardine	Noben	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 13. 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.

Mr. Twichell asked unanimous consent to amend House Bill No. 13 by changing the various totals by reducing them in the amount of \$200.00 each.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and that House Bill No. 13 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the Bill, 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	Hillman	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jensen	Rindy

Messrs.	Messrs.	Messrs.
Bettenhausen	Jodock	Rue
Biewer	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Savre
Brunsdale	Kapfer	Schauss
Carlson	Larson, Nelson	Scholl
Correll	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	McInnes	Stoa
Ettestad	Morgan	Strutz
Falconer	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Svingen
Fuglestad	Nelson, Ward	Swett
Gessner	Niewoehner	Swendseid
Gilbertson	Noben	Symington
Gilchrist	Odegard	Thompson
Godwin	Oglesby	Treffry
Hagen	Olson, Adams	Twete
Hanson, Barnes	Olson, Bowman	Twichell
Hanson, Benson	Opdahl	Wolf
Hanson, Stark	Owings	Wright
Henrickson	Patterson	Young
Hill	Peters	Madam Speaker

Those voting in the negative were:

Messrs.

Flannigan

Absent and not voting:

Messrs.

Crockett

Dahl

Fedje

Fitch

Messrs.

Jardine

Lynch

McKellar

McManus

Nelson, Morton

Traynor

So the bill passed and the title was agreed to.

Mr. Swett moved that House Bill No. 14 be re-referred to General Orders for the purpose of correction.

Which motion prevailed.

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County Officers.

Was read the third time.

Mr. Flannigan moved a suspension of the rules for the purpose of making an amendment.

Which motion lost.

Mr. Twichell moved a call of the house.

Which motion lost.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 52; nays 51; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hill	Rathbun
Anderson, Sargent	Hillman	Sandlie
Arneson	Holte	Savre
Biewer	Holthusen	Schauss
Born	Homnes	Smith
Broschat	Isaak	Sprenger
Brunsdale	Jardine	Steedsman
Carlson	Jensen	Sticka
Correll	Johnson	Svingen
Cunningham	Jones	Swett
Dittmer	Lillehaugen	Swendseid
Endres	Lofthus	Thompson
Erickson, McLean	Morgan	Twete
Flaten	Muus	Wolf
Fuglestad	Nelson, Dickey	Young
Gessner	Opdahl	
Godwin	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Kapfer	Piper
Bailey	Larson, Nelson	Place
Bettenhausen	Larson, Ransom	Rindy
Erickson, McKenzie	Lavik	Rue
Ettestad	Lemke	Sannes
Falconer	Lund	Scholl
Fedje	McInnes	Shurr
Fitzgerald	Mostad	Solberg
Flannigan	Nelson, Ward	Stoa
Gilbertson	Niewoehner	Strutz
Gilchrist	Noben	Sundby, McLean
Hagen	Odegard	Sundby, Renville
Hanson, Barnes	Oglesby	Symington
Hanson, Benson	Olson, Adams	Treffry
Henrickson	Olson, Bowman	Twichell
Jodock	Peterson, Bottineau	Wright
Johnston	Peterson, Mountrail	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Crockett	Lynch	Peters
Dahl	McKellar	Traynor
Espeland	McManus	
Fitch	Nelson, Morton	

So the bill was declared lost.

Mr. Flannigan moved that the vote by which House Bill No. 141 was lost 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:

E. J. Forsberg, Minot; Mr. and Mrs. A. R. Henne, Ashley; Jesse Cram, Joseph Coghlan, Beulah; A. R. Bergeson, Fargo; Michael Henry, Mike Henne, Zeeland; E. A. Fladland, Grand Forks; John Ellison, Mandan; F. A. English, Victor Singer, Jos. F. Langer, Casselton; Mrs. J. C. Hanson, Oberon; J. P. Herold, J. C. Neurohr, John J. Loh, Jacob Krier, Gladstone; Allen S. King, Minot; J. W. Swegart, Wm. Kelso, Dr. G. P. Stokes, Paul Sketzke, Streeter; Nap LaFleuer, Minot; Mrs. K. A. Fitch, Kay Joan Fitch, Fargo; C. H. Blandy, Harvey; Mrs. W. J. Maddock, Mrs. Meinhover, Bismarck; Wm. Malmgren, Clarence Schauss, Mandan; G. E. Rinck, R. C. Akley, Frank Cook, Fargo; Gotlieb Hochhalter, Wilton; Mrs. J. A. Casper, Mrs. J. I. Rovig, Mr. and Mrs. F. G. Thork, Mandan; H. F. Alsop, Fargo; Mrs. T. P. Lynch, Crosby.

Mr. Swett moved that the House do now recess until 1:00 o'clock p. m. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 17, 1933.

The House was called to order at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Wolf 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. Wolf to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, Providing that All Fire and Tornado Insurance Covering Public Buildings Shall be Written With the State Fire and Tornado Fund, Fixing Rates of Premiums to be Charged, and Repealing Section 189c12, 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 all of the title and insert in lieu thereof the following: "For an Act to amend and re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6 and 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 173 of the 1927 Session Laws and Chapter 162 of the

1931 Session Laws of the State of North Dakota, relating to Fire and Tornado Insurance on public buildings, and fixing rates of premiums to be charged."

In Section 3, line 23, after the word "premium" insert the following: "to be paid by the insured."

In Section 5, line 1, after the word "amendment" insert the word "that".

Strike out all of Section 7.

And when so amended recommend that the same do pass.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11, Chapter 148, Session Laws of the State of North Dakota for 1913, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the word "A Bill" and insert the following:

"FOR an Act to amend and re-enact Section 11 of Chapter 148 of the Session Laws of 1931, relating to the disposition of money collected by the Game and Fish Commissioner, and providing for the conservation of water and the construction of dams within the state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

"Section 1. AMENDMENT.) That Section 11 of Chapter 148 of the Session Laws of 1931 be, and the same is hereby, amended and re-enacted to read as follows:

"Section 11. DISPOSITION OF OTHER MONEYS.) All moneys collected by the Game and Fish Commissioner, his deputies or agents, upon licenses issued, by the sale of game seized and sold, and from all other sources except fines, shall be paid to the Treasurer of the state of North Dakota to be credited to the Game and Fish fund to be used in enforcing the provisions of this act; provided that any surplus accumulating to the credit of the game and fish fund may be used for the propagation of game and fish. The Game and Fish Commissioner is hereby authorized and empowered to expend not to exceed Twenty Thousand Dollars, (\$20,000.00) annually for the construction of dams and water conservation projects within the state which will provide fishing facilities and breeding and resting places for waterfowl. All such expenditures shall be limited to the payment of labor and materials used in such construction projects. The selection of dam sites and the supervision of their construction shall be under the control and direction of the Game and Fish Commissioner."

And when so amended recommend that the same do pass.

Also,

House Bill No. 69. A Bill for an Act Authorizing Counties, Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

And recommend the adoption of the standing committee's amendments as follows:

Add to Subdivision 3 of Section 2 of House Bill 69 the following:

Any municipality which follows the method provided in this subsection to defray the cost of such sewage disposal system shall by resolution of its legislative body or governing board create the district, provide for and approve plans and specifications and estimates of cost and adopt and publish the resolution declaring the work necessary to be done in accordance with the requirements, so far as applicable, of Sections 3698, 3699, 3703 and 3704 of the Compiled Laws of 1913 and acts amendatory or supplementary thereof.

If the owners of a majority of the property liable to be imposed with the sewage disposal service charges as provided in this act for the payment of such proposed improvement, shall within thirty days after the first publication of such resolution file with the auditor or clerk of such legislative body or governing board a written protest protesting against such improvement, then such legislative body or governing board at its next meeting after the expiration of the time for filing protests against such improvement shall hear and determine the sufficiency of such protests, and if after such hearing has been had the legislative body or governing board shall find such protests to contain the signatures of the owners of a majority of the property liable to be so charged it shall be a bar against proceeding further with such improvement. In case the protests shall be found insufficient or invalid the legislative body or governing board of such municipality shall have the power to cause such improvement to be made and to contract therefor and to defray the cost thereof in the manner provided herein.

Add to end of Section 5 the following: "provided that bonds issued hereunder which are a general liability of the

city shall not be issued except upon a vote of the people as provided by Chapter 196 of the 1927 Session Laws and acts amendatory and supplementary thereof."

Strike from the title the word "county and from Section 1, line 1, and Section 7, line 2, the word "counties".

And when so amended recommend that the same do pass.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

On page 1, Section 1, line 9, strike out the word "six" and insert in lieu thereof the word "seven".

On page 2, line 17, strike out the word "six" and insert in lieu thereof the word "seven".

In the heading of the bill, line 3, after the word Mountrail, add "Larson of Nelson".

And the further amendment that the amendment offered by the standing committee be amended as follows: In line 9, page 1, and in line 17, page 2, strike out the word "seven" and insert in each instance the word "eight".

And when so amended recommend that the same do pass.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

And recommend the adoption of the standing committee's amendments as follows:

On Page 2, Section 3, strike out the last word of the line 5, and the balance of the section and insert the following "before the first regular meeting of the Council or City Commission in the month of May following such election."

On page 3, following the period in line 25 insert "The decision of the City Council or City Commission shall be final."

In line 3 of Section 5 strike out the following "to that end."

In line 4 of Section 5, following the period insert "Provided, however, that the appointment of the City Auditor, City Health Officer, City Attorney and City Assessor shall be confirmed by the City Council or City Commission."

In line 9 of Section 5, strike out the comma and the remainder of the line and insert a period following the word "meeting".

On page 4 strike out all of the first line ten up to and including the period.

In page 4, line 12, insert the word "preliminary" following the word "annual". In same line strike out the comma following the word "budget" and insert the following "as provided for under Article 17a of Chapter 44 of the Supplement to the Revised Code of 1913, and Acts amendatory thereto."

In line 13 of page 4, following the first comma insert "provided that the total of said salaries does not exceed the total sum appropriated for such purpose by the City Council or City Commission."

In line 4 of Section 6, strike out the words "twenty-five" and insert in lieu thereof the word "forty."

In line 4 following the last word of the line insert the following: "as provided for under Section 2 of this act."

In Section 7, Lines 1 and 2, strike out the last seven words of line 1 and the first five words and the comma in line 2 and begin line two with a capital letter on the word "This".

And the further amendment: On page 2, Section 4, line 6, following the word "elect", insert the word "of".

And when so amended recommend that the same do pass.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

And recommend the adoption of the standing committee's amendments as follows:

In line 9 after the word "constable" strike out the words "or other such officer", and add in lieu thereof "(comma) marshal or policeman".

And when so amended recommend that the same do pass.

Also,

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, providing for Claims against counties offset by taxes due.

And recommend the adoption of the standing committee's amendments on pages 18, 19, 20, 21 and 22 of the Journal of February 15.

And the further amendment: Strike out the word "other" in line 6 after the lines "Certificate," "Regarding Personal Property Taxes" in the first receipt as printed on page 21 of the Journal of February 15, as amended by the standing committee.

Also the further amendment to Section 13: "Provided, however, that the provisions of this law shall not apply to the sum of \$20.00 per week now made an exemption to the head of a family."

And when so amended recommend that the same do pass.

V. P. WOLF,
Chairman.

Mr. Godwin moved that the report of the Committee of the Whole be divided as to House Bill No. 93.

Which motion prevailed.

Mr. Swett moved that the report of the Committee of the Whole, with the exception of House Bill No. 93, be adopted.

Which motion prevailed.

Mr. Swett moved that the report of the Committee as to House Bill No. 93 be adopted.

Roll call demanded and granted.

ROLL CALL

The question being on the report of the Committee of the Whole, the roll was called and there were ayes, 75; nays, 35; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Nelson, Dickey
Anderson, Logan	Hanson, Stark	Nelson, Morton
Anderson, Sargent	Henrickson	Niewoehner
Anfinson	Hill	Opdahl
Bailey	Hillman	Owings
Biewer	Holte	Peters
Born	Holthusen	Sandlie
Broschat	Homnes	Scholl
Brunsdale	Isaak	Shurr
Carlson	Jardine	Smith
Correll	Jensen	Steedsman
Crockett	Jodock	Sticka
Cunningham	Johnson	Stoa
Dahl	Jones	Strutz

Messrs.	Messrs.	Messrs.
Dittmer	Kapfer	Sundby, McLean
Endres	Larson, Nelson	Swett
Espeland	Larson, Ransom	Swendseid
Ettestad	Lavik	Symington
Falconer	Lillehaugen	Thompson
Fitch	Lofthus	Twichell
Flannigan	Lund	Wolf
Flaten	Lynch	Wright
Fitzgerald	McInnes	Young
Gessner	McKellar	Madam Speaker
Gilbertson	McManus	
Gilchrist	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Nelson, Ward	Rindy
Bettenhausen	Noben	Sannes
Erickson, McKenzie	Odegard	Savre
Erickson, McLean	Oglesby	Schauss
Fedje	Olson, Adams	Solberg
Fuglestad	Olson, Bowman	Sprenger
Godwin	Patterson	Sundby, Renville
Hanson, Barnes	Peterson, Bottineau	Svingen
Hanson, Benson	Peterson, Mountrail	Treffry
Lemke	Piper	Twete
Morgan	Place	
Mostad	Rathbun	

Absent and not voting:

Messrs.	Messrs.
Johnston	Traynor
Rue	

So the report of the Committee of the Whole was adopted.

Mr. Twichell moved that the vote by which the report of the Committee of the Whole as to House Bill No. 93 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lynch moved that the House do now adjourn.

Which motion prevailed.

FORTY-SIXTH DAY

Bismarck, North Dakota,
House of Representatives,
February 17, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Jackson.

Roll Call: All members present except Representatives Lavik, Scholl and Traynor.

Mr. Jodock moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 approved.

EDW. SAVRE,
Chairman.

Mr. Steedsman moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram signed by eight citizens of Bottineau County urging such amendment to the crop mortgage law as will allow farmers to secure aid from the Federal Government for seed and feed for the coming year was referred to the Committee on Judiciary.

Petition urging passage of livestock license and weighing and grading bills signed by W. J. Beaver of Monango and 18 others, was received, and referred to the Committee on Livestock.

Communication signed by John G. Nelson of Dickey County members of the Farmers Holiday Association urging passage of laws protecting and safeguarding the rights of farmers, was received.

Communication signed by A. B. DeForge of Lawton stating their school had been closed for nonpayment of taxes, the teachers receiving only 50 per cent of their warrants, asking legislature to take immediate action to secure money from Reconstruction Finance Corporation to finance school tax certificates, was received and referred to the Committee on Tax and Tax Laws.

Petition signed by seven members of Cavalier County Taxpayers opposing any form of compulsory state hail insurance, was received and referred to the Committee on Insurance.

Petitions signed by E. V. Gillis of Crystal and 58 others, Clair C. Stull of Glasston and 39 others, and D. R. Begge of Neche, urging retention of State School for the Blind at Bathgate were received and referred to the Committee on Appropriations.

Petitions signed by W. J. Austin of Kulm and 35 others, T. H. Hill of Erie and 66 others, John Ostrem of Watford City and 40 others, Carl Severson of Tioga and 32 others, A. J. Frederick of Bowbells and 26 others, and M. Iverson of Epping and 30 others, opposing House Bill No. 222, were received and referred to the Committee on Ways and Means.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Were delivered to the Governor February 16, 1933, at 3:30 o'clock p. m.

W. J. GILCHRIST,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 13. 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.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment 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 line 3 of the printed bill, strike out the figures "\$121,053.44" and insert in lieu thereof the figures "\$91,494.20".

In line 9 of the printed bill, strike out the figures "\$11,728.00" and insert in lieu thereof the figures "\$8,788.80".

In line 10 of the printed bill, strike out the figures "\$102,525.44" and insert in lieu thereof the figures "\$90,222.40".

In line 13 of the printed bill, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,100.00".

In line 14 of the printed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,800.00".

In line 15 of the printed bill, strike out the figures "\$7,500.00" and insert in lieu thereof the figures "\$6,283.00".

In line 16 of the printed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$600.00".

In line 17 of the printed bill, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$200.00".

In line 18 of the printed bill, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$800.00".

In line 20 of the printed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1500.00".

In line 21 of the printed bill, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00".

In line 23 of the printed bill, strike out the figures "\$100,000.00" and insert in lieu thereof the figures "\$95,000.00".

In line 25 of the printed bill, strike out the word "Service" and insert in lieu thereof the word "Supplies".

In line 27 of the printed bill, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,000.00".

In line 30 of the printed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,200.00".

In line 32 of the printed bill, strike out the figures "\$314,253.44" and insert in lieu thereof the figures "\$289,694.20".

In line 35 of the printed bill, strike out the figures "\$106,253.44" and insert in lieu thereof the figures "\$81,694.20".

In line 37 of the printed bill, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$2,000.00".

In line 42 of the printed bill, strike out the figures "\$700.00" and insert in lieu thereof the figures "\$500.00".

In line 43 of the printed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,200.00".

In line 45 of the printed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$300.00".

In line 46 of the printed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$500.00".

In line 48 of the printed bill, strike out the figures "\$121,053.44" and insert in lieu thereof the figures "\$91,494.20".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

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 "mortgage" strike out the comma. Page 2, Section 2, line 3 strike out the word "has" and insert in lieu thereof the word "have". On page 2, Section 2, line 4, strike out the words, "shall be" and insert the words "have been" in lieu thereof. Page 2, Section 3, Line 4 after the word "same" strike out the period, insert a comma and add the following: "and any charge heretofore made is hereby cancelled."

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 191. A Bill for an Act Requiring Public Utilities Companies Doing Business in This State to Specify the Gas Content of Products Sold to Users in This State, Prohibiting the Adulteration Thereof and Providing a Penalty for the Violation of the Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Peterson of Mountrail moved as a substitute motion that House Bill No. 191 be reconsidered for passage.

Which motion lost.

The question being on the motion of Mr. Aljets that the report of the standing committee be adopted, the motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 192. A Bill for an Act Providing that it shall be Unlawful for Any Person to Interfere With, Open or Re-adjust or Speed Up the Normal Operation of Any Electric, Gas, Water or Steam Heat Meter, or Electric Transformers, for the Purpose of Increasing the Normal Current Above that Intended by the Manufacturer Thereof, Providing that the Voltage Current to any Such Electric Meter Shall not be Increased Above the Maximum Amount Which the Appliance Was Made to Operate Under Without the Consent of the User, Providing that When Any Such Meter Shall be Installed for Use, the Same Shall be Inspected, Wired and Sealed by an Electrician Duly Appointed by the County Commissioners of the Various Counties in North Dakota, as Herein Provided, and Fixing the Compensation Therefor, Repealing all Acts or Parts of Acts in Conflict Herewith, Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Peterson moved, as a substitute motion, that House Bill No. 192 be recommended for passage.

Which motion lost.

The question being on the motion of Mr. Aljets that the report of the standing committee be adopted, the motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Madam Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 196. A Bill for an Act to Amend and Re-enact Section 375b4 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the Powers and Duties of the State Printing Commission, and the Powers and Duties of the Heads of Certain State Institutions in Re-

gard to the Printing, Stationery, and School Supplies Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Fedje moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Madam Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 198. A Bill for an Act to Amend and Re-enact Section 3176 of the Compiled Laws of the State of North Dakota for 1913 Relating to Public Printing.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Fedje moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 200. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Transfer the Southeast Quarter of Section 36, Township 152 North, of Range 54, West of the Fifth Principal Meridian, From the Common School Land Grant to the University Land Grant and to Transfer from the University Land Grant to the Common School Land Grant a Tract of Land of Equal Value.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. M. HENRICKSON,
Chairman.

Mr. Henrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Rail-

road Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass, as amended by the Committee of the Whole.

JAMES McMANUS,
Chairman.

James McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 210. A Bill for an Act Relating to Licensing and Regulation of Bill Boards, Display Cards, Signs and Advertising Displays in Public Places and Along the Highways and Other Conspicuous Places Within the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which House Bill No. 210 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 234. A Bill for an Act to amend and reenact Section 9121, Compiled Laws of North Dakota for the year 1913, relating to execution in forcible detainer within the State of North Dakota.

Which motion prevailed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
H. W. McINNES,
M. H. LYNCH,
MILTON RUE,
GOTTLIEB ISAAK,
D. L. ANDERSON,
C. O. ARNESEN,
GEO. P. HOMNES,
P. J. FLATEN.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 234. A Bill for an Act to amend and reenact Section 9121, Compiled Laws of North Dakota for the year 1913, relating to execution in forcible detainer within the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 following the words "expiration of" strike out the word "thirty" and insert in lieu thereof the word "fifteen".

And when so amended recommend the same do pass.

J. F. FITZGERALD,
BEN GILBERTSON,
V. P. WOLF.

Mr. Wolf moved that the report of the minority be adopted.

Mr. Lynch moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion prevailed.

Mr. Rue moved that the vote by which House Bill No. 234 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 269. A Bill for an Act Relating to the Payment of Taxes and Providing an Inducement to Pay Delinquent Real Estate and Personal Property Taxes, Including Hail Insurance and Special Assessment Taxes; and Accepting Certain Farm Commodities in Payment for Such Taxes at Approximately Seventy-five Per Cent of the Cost of Production.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for a Period of Four Years, for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Have had the same under consideration and recommend that the same be amended as follows:

Title, line 3, strike out the following: "each year for a period of four years" and insert in lieu thereof "the year of 1933".

Section 1, line 2, strike the "s" off years.

Section 1, line 3, "1934, 1935 and 1936" strike out. In the same line strike out the "s" in years.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 283. A Bill for an Act to Amend and Re-enact Section 3205 of the Compiled Laws of 1913 Relative to the Division and Consolidation of Counties.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that House Bill No. 283 be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. Anderson of Sargent that the report of the standing committee be adopted, the motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which the House adopted the report of the standing committee as to House Bill No. 283 be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

A minority of the Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 285. A Bill for an Act Providing for the Registration of Dogs; Providing for the Issuance of Regis-

tration Tags for All Dogs Which Have Been Registered, and the Transfer Thereof, and Defining the Duties of Police Officers With Reference to the Killing of Unregistered Dogs.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
BJORN FUGELSTAD,
J. C. HANSON.

A majority of the Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 285. A Bill for an Act Providing for the Registration of Dogs; Providing for the Issuance of Registration Tags for All Dogs Which Have Been Registered, and the Transfer Thereof, and Defining the Duties of Police Officers With Reference to the Killing of Unregistered Dogs.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. W. TREFFRY,
W. H. BETTENHAUSEN,
N. P. JENSEN,
CHRIST SPRENGER,
C. H. MORGAN,
C. H. DITTMER.

Mr. Peters moved that the report of the majority be adopted.

Mr. Hill moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Peters that the report of the majority be adopted, the motion prevailed.

Mr. Svingen moved that the vote by which House Bill No. 285 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 286. A Bill for an Act to Prohibit the Withdrawal of Names Signed by any Person or Elector From All Petitions Which the Law Requires to be Filed With the Secretary of State, County or City Auditor After the Filing Thereof and Prescribing Penalties for Violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 290. A Bill for an Act requiring a License for Manufacturing and Selling Ice-cream and for Pasteurizing the Raw Materials Thereof and Defining Certain Terms.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 292. A Bill for an Act to Increase the Duties of the County Surveyor, to Regulate the Compensation Thereof and to Provide for the Services of a Surveyor for Counties Not Electing or Appointing a County Surveyor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 295. A Bill for an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Dahl moved, as a substitute motion, that House Bill No. 295 be re-referred to the Committee on Agriculture.

Which motion lost.

The question being on the motion of Mr. Aljets that the report of the standing committee be adopted, the motion prevailed.

Mr. Thompson moved that the vote by which House Bill No. 295 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 301. A Bill for an Act Creating the Office of County Physician, Providing for His Election, Term of Office, Qualifications, Duties, Salary, Mileage, and Necessary Assistance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Treffry 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 309. A Bill for an Act to Provide for the Licensing and Regulation of Taxicabs in Cities in Excess of Twenty Thousand Population.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted.

Mr. Twichell moved, as a substitute motion, that House Bill No. 309 be indefinitely postponed.

Which motion prevailed.

Mr. Twichell moved that the vote by which House Bill No. 309 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 315. A Bill for an Act to Amend and Re-enact Subdivisions 1, 2, 3, and 4 of Section 7 of Chapter 297 of the Session Laws of 1931 Relating to the Limitation of Tax Levies of School Districts and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which House Bill No. 315 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

House Bill No. 318. A Bill for an Act Creating the Office of County Assessor, Defining His Powers and Duties, Abolishing the Office of District Assessor, Township Assessor and Village Assessor, Amending Sections 2093 and 2123 of the Supplement to the Compiled Laws of North Dakota for

1913 and Sections 2135, 2138, 2140 and 2143 of the Compiled Laws of North Dakota for 1913 and Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913 as Amended by Section 1 of Chapter 279 of the Session Laws of North Dakota for 1931, and Repealing Sections 2125 and 2126 of the Compiled Laws of North Dakota for 1913, and All Other 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 recommended to General Orders without recommendation from the standing committee.

O. C. ANDERSON,
Chairman.

Mr. Anderson 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 322. A Bill for an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 168 of the Laws of 1929 Relating to the Number of Aldermen in Cities Organized Under the General Law and Providing for the Number of Aldermen in Cities Which Have Adopted the City Manager Plan.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Svingen moved that the vote by which House Bill No. 322 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 339. A Bill for an Act Amending and Re-enacting Sections 2156 and 2157, Compiled Laws, 1913, Providing That School Taxes or Poor Taxes be Allowed to be Paid Separately and Apart From the General Tax, and Providing Also for the Issuance of a Receipt Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Line 6, Sec. 1, strike out the figures "1931, 1932".

Line 7 and 8, Sec. 1, strike out the following: "one-tenth of one mill for 1931 and 1932 and".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same do pass.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Peters moved, as a substitute motion, that House Bill No. 344, be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. Hanson of Barnes that the report of the standing committee be adopted, the motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 3, on Page 4, line 33, strike out "semi-colon" and insert in lieu thereof "referred" following the period capitalize the letter "e" also in line 36 strike out "semi-colon" following the word "Dakota" and insert in lieu thereof "period". On page 5, line 67, of the same section, following the letter "k" insert the following "The State hereby waives its exemption from suit and authorizes said Board to sue and be sued in the name of the 'Board of Capitol Commissioners of the State of North Dakota' on account of, or in connection with, any and all contracts and all other transactions authorized herein, excluding, however, causes of action arising in tort".

The following sub-section to be lettered sub-section "L". Lines to be renumbered following line 67 of Section 3 in Section 6, Page 8, Line 55 following the word "annulment" insert "or rescision". Also in line 57 following the word "annual" strike out the comma and insert the words "or rescind comma".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 242. A Bill for an Act to provide for old age pensions prescribing methods of operating such law and penalty for violation thereof; and providing for funds required for the administration thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title of the printed bill to read as follows: "For an Act to provide for old age pensions, creating an Old Age Pension Fund, providing for the levy of an annual tax therefor, Prescribing persons to be pensioned thereunder, and Penalties for the violation thereof."

Strike out all of Section 1 and insert in lieu thereof as such section the following: "There shall be levied and collected in each year, beginning with the year 1934, an annual tax of one tenth of one mill for each taxable dollar of the total equalized assessed valuation, of all taxable property in the State of North Dakota, for the purpose of creating a fund to be known as the Old Age Pension Fund, the proceeds of which levy shall be set apart as a fund for the payment of relief and in assistance of aged persons, as hereinafter provided, such tax shall be collected in the same manner as is now provided for the collection of other taxes and when collected shall be paid into the state treasury to the credit of the Old Age Pension Fund. The fund shall be cumulative and any surplus for any one year shall be available for disbursement according to law for any succeeding year. If the funds provided for herein are not sufficient to pay all pensions to become payable in any year, the Board of Administration shall scale all such pensions so that the pension fund may be distributed uniformly among those granted pensions hereunder and that each person granted such pension may receive the same percentage of the pension granted."

In line 3, Section 2, strike out the word "sixty-five" and insert in lieu thereof the words "sixty-eight". Also in line 3, strike out the last word "and" in the beginning of line 4, strike out the words "to those disabled comma".

In Section 2, Page 2, line 10, strike out the words and figure "four (4)" and insert in lieu thereof the words and figure "one (1)".

In line 11, page 2, ahead of the word "absence" and following the word "that" insert the word "temporary".

In the same line ahead of the word "while" and after the word "state" insert the following: "or absence from the state".

At the end of Section 2, page 2, of the printed bill insert the following: "The total old age pension paid to residents of any county in any year, shall not exceed 125% of the amount of taxes levied and collected for such county, and paid into such fund, in such year."

In lines 14 and 15, Section 3, page 2, change the words and figures "three hundred (\$300.00) dollars" to one hundred and fifty (\$150.00) dollars.

Strike out all of sub-division "E", Section 3, line 15, page 2, beginning with the word "provided".

In line 6, page 5, Section 11, strike out all of such section after the word "year" and insert a period (.) instead of the semi-colon (;).

Page 6, Section 12, line 3, strike out the word "three" and insert in lieu thereof "one".

Line 4, strike out "three hundred dollars (\$300.00)" and insert in lieu thereof "one hundred and fifty dollars (\$150.00)".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 276. A Bill for an Act Amending and Re-enacting Sections 1779 and 1781 Compiled Laws 1913, as Amended by Chapter 239 Session Laws 1915, Providing for the Board of Trustees for the North Dakota Soldiers' Home; that the Members of said Board Shall Be Five in Number, to Serve Respectively for a Term of Five Years and that the Appointment Shall Be Made by the Governor of North Dakota. Providing, Also, for the Compensation to Be Paid to These Trustees and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Amend House Bill No. 276 by striking out all of proposed measure after the words "A Bill" and ahead of the word "Repeal" in line 37 Page 3 of the printed bill, and insert in lieu thereof:

"An Act to amend and re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers Home.

Section 1. AMENDMENT: That Section 1779 of the Supplement to the Compiled Laws, 1913; be and the same is hereby amended and re-enacted to read as follows:

Section 1779. BOARD OF TRUSTEES. The general supervision and government of the Soldiers' Home shall be vested in a board of five members, to be styled "The Board of Trustees of the Soldiers' Home." Upon and from the termination of the term of office of any present member of such board, his successor shall be appointed for a period of five years, and appointments hereafter made to such board shall be made so that at as early a date as possible such board shall consist of two members who shall have served in the Spanish-American War, two who shall have served in the World's War, and which members shall be appointed by the Governor by and with the advice and consent of the Senate; and one member who shall be appointed by the Department Commander of the organization known as the Grand Army of the Republic; all such appointees must be citizens of the

United States and residents of the state of North Dakota. The member to be appointed by the Department Commander must be a veteran of the Army, Navy or Marines, honorably discharged.

The compensation of the said trustees shall be five dollars per day each, for not exceeding twenty days in any one year, and their necessary expenses while performing their duties of office.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Treffry moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 278. A Bill for an Act Permitting Theaters, Shows, Moving and Talking Picture Shows or Theatrical Performances to Keep Open or to Run on the Sabbath, Specifying Fees to Be Paid for a Permit to Be Issued by County Auditor, Providing Penalties for Violation Hereof, and Repealing Section 9231 of the Compiled Laws for 1913, and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Fitch moved that the vote by which House Bill No. 278 was recommended for passage be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

Mr. Twichell served notice of intention to reconsider the vote by which the report of the standing committee was adopted, within the next legislative day.

MESSAGE FROM THE GOVERNOR
State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

February 17, 1933.

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. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Very truly yours,

WILLIAM LANGER,
Governor.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 17, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the

property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Which the House has amended.

Also,

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Which the House has indefinitely postponed.

Also transmit:

House Bill No. 3. 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. 13. 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. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 17, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and

ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 307. 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,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Also,

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Also,

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also,

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, 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. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 225. A Bill for an Act making an 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. 229. 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.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the

operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 307. 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 first and second times and referred to the Committee on Appropriations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mrs. Chris Linnertz, Mrs. D. F. Seed, Minot; Miss Myrtle Hardt, Bismarck; Edgar LaRue, Devils Lake; Billy Murphy, Mr. and Mrs. E. B. Murphy, Jamestown; Judge Sherman, La-Moure; Mrs. M. Plath, Bismarck; O. B. Larson, Oakes; C. T. Tollefson, Fargo; O. A. Amundson, Mrs. Steven Calvelege, Jamestown; Thomas Boe, Turtle Lake; John L. Trentland,

Selfridge; A. C. Eidam, Shields; A. K. Isackson, Wimbledon; Ted Ferderer, Selfridge; B. E. Robinson, Washburn; Frank Shanley, Cando; Jacob Wolf, Heil; Ludwick Zeller, Heil; Sam J. Hintz, Glen Ullin; Mrs. Meyer, Bismarck; A. Archie Nelson, Washburn; W. O. Ralee, Dickinson; C. D. Edgley, St. Paul.

Mr. Swett moved that the House do now recess until 12:30 p. m. tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 18, 1933.

The House convened at 12:30 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Stoa 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. Stoa to the chair.

When the Committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166 and 4167 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

And recommend the adoption of the standing committee's amendments as follows:

In the title of the printed bill, line 3, after the figure "4166" insert a comma and strike out the word "and." After the figure "4167" insert the word and figure "and 4200."

Following the line 15 of Section 7, insert the following:

Section 8. AMENDMENT.) That Section 4200 of the 1913 Compiled Laws of North Dakota be and the same is hereby amended and re-enacted to read as follows:

Section 4200. CLERK TO GIVE BOND AND TAKE OATH.) Each person elected or appointed to the office of township clerk shall, before entering upon the duties of his office and within the time prescribed by law for filing his oath of office, give a bond in such sum as the board of township supervisors may determine, conditioned for the faithful discharge of his duties. Such bond shall be filed in the office of the county auditor. No personal surety shall be accepted on any such bond but all such bonds must be with the North Dakota State Bonding Fund, or with a corporate surety company authorized to do business within this state. Premium for bonds of the North Dakota State Bonding Fund shall be paid by the township in the manner provided by law but no township shall pay the premium on any other bond except for such bonds as are required to replace bonds cancelled by the State Bonding Fund.

And when so amended recommend that the same do pass.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the standing committee's amendments as follows:

In Section 9, line 7, strike out the figures \$5.00 and insert in lieu thereof the figures, \$4.00.

In Section 9, line 8, strike out the figures \$2.50 and insert in lieu thereof the figures \$2.00.

In Section 9, line 26, following the word service, strike out the words and figures One (\$1.00) Dollar and insert in lieu thereof the words and figures Seventy (.75) Five cents.

And when so amended recommend that the same do pass.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

After the words "Section 1162." of line 4, strike out the remainder of the paragraph down to and including the word "attend;" in line 18, page 2, and then insert in lieu thereof the following:

The board shall, on the second Tuesday in January, April, July and October of each year, hold regular meetings for the transaction of business at such hour and place as may be fixed by the board. A special meeting may be held upon the call of the president or the other two members. Written notice of the time and place of any special meeting shall be given to each member of the board of such meeting. Each member of the board shall be paid the sum of eight dollars per annum, less two dollars for each regular meeting which he fails to attend; provided, that in any common school district which contains a graded school of three or more departments the board shall hold regular meetings for the transaction of business on the second Tuesday of each month at such time and place as may be fixed by the board, and in such districts the members of the board shall receive a compensation of one dollar for each meeting attended;

And when so amended recommend that the same do pass.

Also

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

And recommend the adoption of the standing committee's amendments as follows:

"Be it further resolved that copies of this resolution be forwarded to the President of the United States, and to the Senate and the House of Representatives of the United States."

And when so amended recommend that the same do pass.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

And recommend the adoption of the standing committee's amendments as follows:

In line nineteen of the printed bill, strike out everything after the comma, to and including the comma in line twenty.

And when so amended recommend that the same do pass.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

And recommend the adoption of the standing committee's amendments as follows:

Amend the title thereof by inserting after the figures "1913" and the "comma" the following:

"as amended and re-enacted by Chapter 236 of the Session Laws of 1913".

In line 2 of the printed bill after the figures "1913" and the "comma" insert the following: "as amended and re-enacted by Chapter 236 of the Session Laws of 1931".

Also in the original bill in Section 1, Page 2, Line 13, strike out the word "ten" following the word "than" in said line and insert in lieu thereof the word "seven".

Strike out the period after the word "discontinuance" page 2 line 18 of the printed bill and insert a "comma" and add "if proper and convenient school facilities be provided for the pupils therein in some other school. Such proper and convenient facilities must be provided for the pupils in the territory of such school until such time as the school may be re-opened by the board. In determining what shall constitute proper and convenient school facilities the school board shall consider the distance of such child from the nearest other school, and all surrounding circumstances, and may furnish transportation to such other school, or pay an extra allowance of transportation, or furnish the equivalent thereof in tuition or lodging at some other public school. In case of dispute between the patron and the school board as to whether or not the school board has furnished or arranged to furnish adequate facilities, the matter may be submitted by the patron to a board of arbitration consisting of the county superintendent of schools, one arbitrator named by the patron, and one arbitrator named by the school board, and the determination of such arbitrators, after hearing shall be binding upon the school board. Provided further, that when any school which has been closed by reason of the terms of this section, upon demand in writing of the parents or guardians of seven or more children of compulsory school age, all of whom reside within two and one-half miles of such school, the school board shall reopen such school for the next ensuing term following such demand. Such school may be reopened by the board at any time upon its own motion without any petition having been presented."

Section 2. All acts or parts of acts in conflict herewith are hereby repealed."

And when so amended recommend that the same do pass.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

And recommend the adoption of the standing committee's amendments as printed in the Journal of Feb. 16, pages 15 and 16.

And when so amended recommend that the same do pass.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

And recommend the adoption of the standing committee's amendments as follows:

In line 5, Section 1 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 8, Section 1 of the printed bill, strike out the figures "1928" and insert in lieu thereof the figures "1933".

In line 11, Section 1 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 15, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 21, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

In line 25, Section 2 of the printed bill, strike out the figures "1928" and insert in lieu thereof the figures "1933".

In line 29, Section 2 of the printed bill, strike out the word "interest" and insert in lieu thereof the word "taxes".

And referred the same back to the House without action.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

And recommend the adoption of the standing committee's amendments as follows:

Section 2, line 8, strike out the following: "by the public" and insert a period after therein.

Section 3, line 4, after the word "shall" insert the following: "before operating such machine or machines register the

same with the county treasurer in the county in which the machine is to be operated, and”.

And when so amended recommend that the same do pass.

Also,

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict thereof.

And recommend the adoption of the standing committee's amendments as follows:

At the end of Line 11, Section 2, add the following: “provided however that in cases of emergency, declared by the Board of City Commissioners, Mayor or City Manager, there shall be no limits to the number of hours such employee may be worked in any one day, provided however, such employment does not exceed 48 hours in any one week.

And when so amended recommend that the same do pass.

Also

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

And recommend the adoption of the standing committee's amendments as follows:

In line 6, of the printed bill, after the “period” strike out the remainder of the section 1. In line 18 of Section 2, strike out the word “as” and insert the word “at” in lieu thereof. In the last line of Section 3 correct the spelling of the word “treasury” in the original bill. In Sec. 7, line 26, strike out the word “seven” and insert “five” in lieu thereof. In the last line of Section 10, correct the spelling of the word “prosecute,” in the original bill.

And when so amended recommend that the same do pass.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating all Legal Publications Made Prior to January 1st, 1933, Contrary to the Provisions of Section 3173, Compiled Laws of 1913, Relating to Legal Newspapers.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything after the word “bill’ and insert the following:

For an act legalizing and validating all publications made prior to January 1st, 1933, and required by law to be made in an official or legal newspaper.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. All publications of every nature, required by law to be made in an official or legal newspaper, and made prior to January 1st, 1933, in any newspaper published in the State of North Dakota, and hereby declared legal and valid and of the same force and effect as tho made in full compliance with the then existing statutes.

And the further amendment: In the fourth line of Section 1 of the bill as amended by the standing committee after the word "Dakota" (comma) strike out the word "and" and insert in lieu thereof the word "are."

And when so amended recommend that the same do pass.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, 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 printed in the Journal of Feb. 14, pages 13 and 14, and the amendments of the committee of the whole as printed on page 35 of the Journal of Feb. 15.

And the further amendments:

In line 3 of Section 1 strike out "\$126,978" and insert in lieu thereof "\$85,778."

In line 33 correct totals to read "\$102,578."

In line 36 correct totals to read "\$77,578."

In line 53 strike out the figures "\$126,978" and insert in lieu thereof the figures "\$85,778."

And when so amended recommend that the same do pass.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

And recommend the adoption of the standing committee's amendments as printed in Journal of Feb. 17, pages 10 and 11.

And when so amended recommend that the same do pass.

J. E. STOA,
Chairman.

Mr. Morgan moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Swett moved that House Bill No. 186 be referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Swett moved that the House do now adjourn.

Which motion prevailed.

FORTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 18, 1933.

The House convened at 2:00 o'clock p. m. pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Jackson.

Roll Call: All members present except Representatives Dittmer, Hanson, Jones, McManus, Opdahl, Sandlie, Smith, Solberg and Traynor.

Mr. Morgan moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 approved.

EDW. SAVRE,
Chairman.

Mr. Steedsman moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication signed by C. E. Hill of Wolford and eight others opposing passage of House Bill No. 140, or amendment to exempt lumber yards, was received.

A communication signed by Melvin Swenson of Adams and 36 others opposing increase in cream buyer's license fee, was received.

A petition signed by sixteen members of the Hebron Home Makers Club opposing passage of House Bill No. 67 was received.

Petitions opposing passage of "Chain Store Bill" or urging amendment to exempt lumber yards, signed by H. Envagstrom of Maddock and 64 others, C. K. Thorstad of Towner and 76 others, E. W. Jerabek and 42 others, E. E. Kindgren of Fairmount and 55 others, R. McMichael of Wahpeton and 46 others, O. J. Madigan of Leeds and 34 others, were received.

Petitions opposing compulsory state hail insurance signed by T. L. Lillisch of Osnabrock and 17 others, and B. E. Davidson of Perry and 67 others, were received.

HOUSE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration

and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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 find the same correctly Enrolled.

W. J. GILCHRIST,
Chairman.

REPORT OF COMMITTEE ON DELAYED BILLS

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, defining evaporated, condensed or concentrated milk, requiring the licensing of manufacturers and wholesale and retail dealers in evaporated, condensed, or concentrated milk, fixing the license fees and sale tax for same and providing penalties for the violation of this act.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Swett moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, extending the scope of seed liens and providing that the Secretary of Agriculture of the United States may have a seed lien for loans made to farmers during the year 1933 for crop production, planting, fallowing and cultivation; and limiting same.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Swett moved that the report be rejected, which motion prevailed and the report was rejected.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, to exempt unemployment relief co-operative organization from the payment of license and inspection fees; providing that political subdivisions of the State may purchase products produced by such associations

without requiring advertised bids, in cases where the products bought are to be used in the support of the poor, defining unemployed relief co-operative organizations, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act to amend and re-enact Section 3724 of the Compiled Laws of North Dakota for the year 1913, relating to the Special Assessment Commission.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, amending and re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, relating to the duties of the county, township, city and village assessors in connection with the securing of statistics, relating to agriculture and such other subjects may be required by the State Statistician.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, to amend and re-enact Section 340 of the Compiled Laws of North Dakota for 1913, relating to Advertisement for Leasing School and Public Lands.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, to amend and re-enact Section 780 of the Supplement to the Compiled Laws of North Dakota, relating to compensation for court stenographers.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion lost and the report was rejected.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act, to amend and re-enact Section 2124 of the Compiled Laws of North Dakota for 1913, relating to Duties of the County Auditor.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion lost and the report was rejected.

REPORTS OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 115. A Bill for an Act to appropriate the sum of Forty Thousand (\$40,000.00) Dollars 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 on the eastern terminus of State Highway No. 29, in Pembina County, North Dakota, at or near Drayton, Pembina County, North Dakota, and State Aid Highway No. 4, a Federal Aid Road, in Kittson County, Minnesota, under the provisions of Sections 1952a1 and

1952a2 of the 1925 Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Chapter 161 of the Session Laws of 1927, and Re-enacted by Chapter 140, Session Laws of 1929, and Directing the State Highway Commission to Construct Such Bridge and to Perform All Necessary Preliminary Acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. FLANNIGAN,
Chairman.

Mr. Flannigan moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same be amended as follows:

On line 4, Section 1, strike out the words "One-half of."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 118. A Bill for an Act to Amend and Re-enact Section 7729 and Section 7733 of the Compiled Laws of North Dakota, 1913, Relating to Exemptions and the Selection and Appraisal Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways & Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 140. A Bill for an Act Providing that No Person or Corporation Shall Open or Maintain a Branch or Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Shall Be Obtained; Providing a Schedule of Annual License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The House returned to the Seventh Order of Business.

Mr. Twichell moved that the courtesies of the floor be extended to former Nonpartisan floor leader, Mr. Frank A. Vogel.

Which motion prevailed.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same be indefinitely postponed .

V. P. WOLF,
J. A. PATTERSON,
M. H. LYNCH,
MILTON R. YOUNG,
MILTON RUE,
S. A. ESPELAND,
C. O. ARNESON,
GEO. P. HOMNES,
P. J. FLATEN.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same do pass.

J. FITZGERALD,
C. T. OLSON,
D. L. ANDERSON,
BEN GILBERTSON.

Mr. Lynch moved that the report of the majority be adopted.

Mr. Crockett moved, as a substitute motion that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the printed bill beginning with line 9 and insert in lieu thereof the following:

"The total tax for road and bridge purposes, levied by the board of county commissioners in such unorganized townships for road and bridge purposes, shall not exceed two (2) mills on the dollar of the net taxable assessed valuation of such unorganized townships. Such limitation, however, shall not be construed as limiting the power of the board of county commissioners to levy general county taxes for road and bridge purposes in such unorganized territory as may be provided by law.

In addition to the two (2) mill levy hereby authorized to be made by the Board of County Commissioners in such unorganized territory, a further levy of two (2) mills may be made for township general and township poor purposes."

Line 12 strike out the word "the" and insert the word "such" and a comma (,).

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 302. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 192, Session Laws of North Dakota for the Year 1919, (Section 4609c2 of the 1925 Supplement to the 1913 Compiled Laws), Relating to the Regulation, Control and Fixing of Rates, Charges and Services of All Public Utilities by the Board of Railroad Commissioners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 324. A Bill for an Act to Repeal Chapter 213, Session Laws of 1925, (Sections 645a1 and 645a2 of the 1925 Supplement to the 1913 Compiled Laws,) Relating to the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 979 of the Compiled Laws of North Dakota for 1913, Providing for the Publication of Constitutional Amendments and Initiative Measures.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Have had the same under consideration and recommend that the same be amended as follows:

After the title of the bill insert the following: "BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Have had the same under consideration and recommend that the same be amended as follows:

In line two of the title strike out the word "or" and insert a comma and the word "an".

In line three of the title after the word "or" and ahead of the word "other" insert the words "referred act or".

Strike out all of line 6 of the body of the printed bill after the word "amendment" and all of line 7 to the word "is" and insert in lieu thereof, "an initiated measure or a referred act".

In line 10 of the printed bill strike out the word "same" and insert in lieu thereof the words "title thereof only,".

In line 12, page 2, strike out the word "the" and insert the words and figures "of the Compiled Laws of 1913, such"; insert a comma at the end of line 13 and strike out the word "or" at the beginning of line 13.

In line 13 after the word "measure" insert the words "or referred act,".

In line 14 after the word "state" insert a comma.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 334. A Bill for an Act Permitting the Receiving of Evidence from a Person Occupying a Confidential Position Upon Waiver by the Heirs or Representatives of the Deceased Person.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 327. A Bill for an Act to Repeal and Re-enact Section 484 Compiled Laws of the State of North Dakota for 1913, Providing for Licensing Pharmacists and Assistant Pharmacists in this State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred

House Bill No. 243. A Bill for an Act Relating to the solicitation and sale of insurance prohibiting the making of any agreement for any deduction from the premium payable therefor; prohibiting the sale of stock in an insurance company in connection with the sale of insurance therein; providing penalties for the violation of this act; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Svingen moved that the vote by which House Bill No. 243 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 306. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department Instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing

Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the Same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the balance of line 2 following the word "of" and all of line 3, and insert in lieu thereof the following: "9:00 o'clock in the forenoon until 12:00 o'clock noon and from 1:00 o'clock until 5:30 in the afternoon."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 296. A Bill for an Act Amending and Re-enacting Section 3684a11 of the Supplement to the 1913 Compiled Laws of North Dakota with Reference to Expenditures in Excess of City Budget Appropriations in Cases of Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 328. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, Section 3, line 5 strike out the word "revised".

Also in line 6, strike out the words "Codes of 1913" and insert in lieu thereof the following "Civil Code of the Compiled Laws, 1913."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted .

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North

Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Have had the same under consideration and recommend that the same be amended as follows:

Page 5, line 32½, insert: "(d) The taxpayer shall be credited as against the total tax due under the provisions of this Act, with the amount paid by him to the state or any taxing sub-division thereof, as a tax on real estate or personal property; provided, that the deductions provided for in this subsection shall be allowed only if the taxpayer furnish the Commissioners a receipt for the payment of such taxes."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Etestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 162. A Bill for an Act to Secure the Attendance of Witnesses from Without the State in Criminal Cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, following the words "granted by" insert the words "a four-fifths". In line 7, following the word "vote" strike out the following "of those present of said board convened as such" and insert in lieu thereof "of the members of the board of Pardons (comma)".

In line 8, strike out the words "General or".

In line 11, following the word quorum strike out the period and insert in lieu thereof a semicolon and the following: "provided that at special meetings attended only by the Governor, the Chief Justice of the Supreme Court, and the Attorney General, an unanimous vote shall be required."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 173. A Bill for an Act providing that notice to vacate lands occupied or in rightful possession by renters for agricultural purposes shall be given on or before July 1st of the preceding season.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. FLATEN,
GEO. P. HOMNES,
C. O. ARNESON,
BEN GILBERTSON,
M. H. LYNCH,
MILTON RUE.

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 173. A Bill for an Act providing that notice to vacate lands occupied or in rightful possession by renters for agricultural purposes shall be given on or before July 1st of the preceding season.

Have had the same under consideration and recommend that the same do pass.

J. F. FITZGERALD,
EDW. SAVRE,
H. W. McINNES,
D. L. ANDERSON,
EARL SYMINGTON.

Mr. Rue moved that the report of the majority be adopted.

Mr. Fedje moved that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Rue that the report of the majority be adopted.

Which motion prevailed.

Mr. Brunsdale moved that the vote by which House Bill No. 173 was indefinitely postponed 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:

Madam Speaker: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Carlson moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 116. A Bill for an Act Amending and Re-enacting Section 1, Chapter 230 Session Laws 1923 (Sup-

plement Compiled Laws 1913, Section 5608) to Provide that the Homestead of a Family Be Protected from Forced Sale for the Payment of All Debts Except for the Purchase Money Thereof or a Part of Such Purchase Money, the Taxes Due Thereon, or for Work and Material Used in Constructing Improvements Thereon, and in the Last Case Only When the Work and Material Are Contracted for in Writing with the Consent of the wife; and that all pretended Sales of the Homesteads Involving Any Condition of De-feasance Shall Be Void.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words A BILL and insert in lieu thereof the following:

"For an Act to amend and re-enact Sections 5607 and 5608, Supplement to the 1913 Compiled Laws of North Dakota, relating to conveyance of homesteads.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Amendment.) That Section 5607, Supplement to the 1913 Compiled Laws of North Dakota, be amended and re-enacted to read as follows:

Section 5607. The homestead is subject to execution or forced sale in satisfaction of judgments obtained:

1. On debts secured by mechanic's or laborer's liens for work or labor done or material furnished exclusively for the improvement of same.
2. On debts created for the purchase thereof and for all taxes accruing and levied thereon.
3. Upon all other debts when the homestead is within a town plat and upon an appraisal as hereinafter provided if it appears that the value of such homestead is more than \$8,000.00 over and above liens or encumbrances claimed in subdivisions 1 and 2, hereof, and then only to the extent of any value in excess of the sum total of such liens and encumbrances plus said \$8,000.00.

Section 2. Amendment.) That Section 5608, Supplement to the 1913 Compiled Laws of North Dakota, be amended and re-enacted to read as follows:

Section 5608. The homestead of a married person cannot be conveyed unless the instrument by which it is conveyed is executed and acknowledged by both the husband and wife without regard to the value thereof. Provided, however, that the provisions of this act shall not apply to existing mortgages, nor to renewals thereof."

And when so amended recommend the same do pass.

J. F. FITZGERALD,
C. T. OLSON.

A majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 116. A Bill for an Act Amending and Re-enacting Section 1, Chapter 230 Session Laws 1923 (Supplement Compiled Laws 1913, Section 5608) to Provide that the Homestead of a Family Be Protected from Forced Sale for the Payment of All Debts Except for the Purchase Money Thereof or a Part of Such Purchase Money, the Taxes Due Thereon, or for Work and Material Used in Constructing Improvements Thereon, and in the Last Case Only When the Work and Material Are Contracted for in Writing with the Consent of the wife; and that all pretended Sales of the Homesteads Involving Any Condition of Deceasance Shall Be Void.

Have had the same under consideration and recommend that the same be indefinitely postponed:

M. H. LYNCH,
GEO. P. HOMNES,
P. J. FLATEN,
BEN GILBERTSON,
MILTON R. YOUNG,
VAL P. WOLF,
S. A. ESPELAND,
D. L. ANDERSON,
EARL SYMINGTON.

Mr. Swendseid moved that the report be adopted.

Mr. Flannigan moved that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Swendseid that the report of the majority be adopted, the motion prevailed.

Mr. Gilbertson moved that the vote by which House Bill No. 116 was indefinitely postponed be reconsidered and the motion to reconsider laid on the table.

Which motion lost.

Mr. Aljets moved that House Bill No. 279 be re-referred to the Committee on Agriculture.

Which motion prevailed.

The Committee on Corporations other than Municipal made the following report:

Madam Speaker: Your Committee on Corporations other than Municipal to whom was referred:

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodi-

cal Religious District which has been Incorporated in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. F. CARLSON,
Chairman.

C. F. Carlson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 193. A Bill for an Act Amending and Re-enacting Section 25, Chapter 165, Session Laws, 1923, (Supp. Compiled Laws, 1913, Section 10500a25) Providing for an Agreement or Compromise Made by the Mother of an Illegitimate Child With the Father, and the Terms and Method of Performance of the Same.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Have had the same under consideration and recommend that the same be indefinitely postponed:

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Flannigan moved as a substitute motion that House Bill No. 207 be recommended for passage.

Which motion prevailed.

The Committee on Corporations other than Municipal made the following report:

Madam Speaker: Your Committee on Corporations other than Municipal to whom was referred:

House Bill No. 226. A Bill for an Act to Amend and Re-enact Section 4509 of the Compiled Laws of North Dakota, 1913, in relation to the fees which shall be charged for the filing of articles of incorporation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. F. CARLSON,
Chairman.

Mr. Carlson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which House Bill No. 228 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, Section 1, line 12 of the printed bill after the word "cent" strike out the comma and insert a semi-colon. Strike out balance of section and insert in lieu thereof the following:

"Provided such 5% preference shall not apply to Federal Aid Projects; and provided further that at least 90% of the employees engaged in Highway Construction and Maintenance shall have been residents of the State of North Dakota for at least one year."

And when so amended recommend the same do pass.

W. J. FLANNIGAN,
Chairman.

Mr. Flannigan moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, 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:

Strike out everything after the words "A BILL" and insert the following:

For an Act Establishing and Creating the North Dakota Regulatory Department, Providing for Appointment of a Director, Assistant Director and Seven Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys

Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund" and the Payment of all Salaries and Expenses Out of Such Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State. Providing for the Duties of Said Director, Assistant Director and Expenses of Said Department, Transferring to said Regulatory Department from the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of this State, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures and as to Collection of Certain Taxes, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of their Office, and Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency and Providing for Transfer of Certain Unexpended Funds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. REGULATORY DEPARTMENT; CREATION.) There is hereby created and established a regulatory department to be known as the "North Dakota Regulatory Department" under whose charge and management the enforcement of the following regulatory laws or other regulatory laws by whatever name designated, of this state, is placed, to-wit:

Article 40A of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Pure Food and Beverage Law."

Chapter 85A of the Penal Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Beverage Inspection Act."

Article 40B of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Food and Drugs Act."

Article 360 of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Egg Law."

Chapter 141 of the 1927 Session Laws known as the "Commercial Feeding Stuffs Law."

Chapter 97 of the Penal Code of the Compiled Laws of North Dakota, 1913, known as an "Insecticide and Fungicide Law."

Article 41 of Chapter 38 of the Political Code of the Compiled Laws of North Dakota, 1913, known as the "Fertilizer Law."

Chapter 107 of the 1925 Session Laws, as amended by Chapter 106 of the 1927 Session Laws and by Chapter 105

of the 1931 Session Laws and by Chapter 253 of the 1927 Session Laws, known as the "Cigarette, Cigarette Paper and Snuff Law."

Article 69 of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Oil Inspection Law."

Article 45 of Chapter 38 of the Political Code of the Compiled Laws of North Dakota, 1913, known as the "Adulteration of Paints Law."

Article 45A of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Varnish Law."

Article 57 of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, as amended by Chapter 144 of the 1929 Laws, known as the "Hotel Inspection Law."

Article 20A of Chapter 5 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the "Licensing Department Law."

And wherever in the laws of this state, or in any of the laws hereinbefore generally or specifically mentioned, the officers therein designated as Food Commissioner, State Food Commissioner, Director of the North Dakota Government Agricultural Experiment Station, Director of the Regulatory Division of the North Dakota Agricultural College, Director of the Experiment Station, Food Commissioner and State Chemist, Inspector of Hotels, Inspector of Oils, Chief Sanitary Inspector, the Attorney General, Inspector and Chief Clerk of the Licensing Department, or similarly designated officers and boards, or either of them, shall be granted any power or charged with the performance of any duty in connection with the enforcement of any of the laws hereinbefore specified or any acts amendatory thereto, said power so vested in said officers or boards shall be vested in the Director, Assistant Director and Inspectors of the Regulatory Department hereinafter mentioned, and said Director, Assistant Director, and Inspectors of the Regulatory Department shall perform all of the duties required by said laws to be performed by any of said officers or boards in connection with the enforcement of said laws.

Section 2. DIRECTOR OF REGULATORY DEPARTMENT. SALARY.) The management, control and supervision of the said regulatory department shall be placed in a director to be designated as the "Director of the North Dakota Regulatory Department," who shall be appointed by the Governor of this state and may be removed from office by the Governor at any time with or without cause. Before assuming the duties of his office the said director of the regulatory department shall be required to furnish a bond, the premium thereof to be paid as an expense of said department, for the faithful performance of his duties and the proper accounting of all moneys collected in his office in the

sum of Twenty-five Thousand Dollars, and to take the oath of office and file the same in the manner now required from other state officers. The annual salary of said Director shall not exceed Three Thousand Dollars payable monthly as hereinafter provided.

Section 3. APPOINTMENT OF ASSISTANT DIRECTOR; SALARY; DUTIES.) The Governor shall appoint a competent chemist who shall be Assistant Director of said Department and in charge thereof in case of the absence or inability to act of said director, and he shall be designated as "State Food Commissioner and Chemist". He shall be removed from office by the Governor at will and with or without cause, and he shall furnish a bond for the faithful performance of his duties and the proper accounting of all moneys collected in his office in the sum of Ten Thousand Dollars and qualify in the same manner that the director of said department is hereby required to qualify. The annual salary of said Assistant Director shall not exceed the sum of Twenty-four Hundred Dollars. The said Assistant Director shall have charge of and supervision over all laboratory work and laboratory equipment and shall have his office at such place in Bismarck, North Dakota, as may be designated by the Board of Administration.

Section 4. APPOINTMENT OF INSPECTORS.) The Governor shall appoint seven inspectors removable at will by the Governor with or without cause, one of whom shall be appointed at large to act and perform such duties within the purview of this act as may be prescribed to them by the director of the regulatory department at any place within the State of North Dakota; and six of whom, one from each judicial district of the state, to act and perform such duties within the purview of this act as may be prescribed by the director of the regulatory department. Each of the six inspectors appointed from each judicial district of the state shall be at the date of his appointment and shall remain during the duration of his appointment a resident of the judicial district from which he may be selected. Before entering upon the performance of his duties as inspector aforesaid each of said inspectors shall be required to furnish a bond the premium thereon to be paid as an expense of said department, in the sum of Five Thousand Dollars for the faithful performance of his duties and the proper accounting of all moneys he may collect, and shall take the proper oath of office. The salary of each of said inspectors shall be fixed by the Board of Administration, but in no case shall the salary of the inspector appointed at large exceed the sum of Twenty-four Hundred Dollars a year each nor shall the salary of each of the six inspectors appointed one from each judicial district of the state exceed the sum of Eighteen Hundred Dollars a year.

Section 5. TRAVELING EXPENSES.) For all traveling expenses in the performance of the duties of their office, the said Director, Assistant Director and Inspectors of the regulatory department shall receive, when traveling is done by auto or team the sum of six cents for each mile actually and

necessarily travelled; and when traveling is done by rail or other means of public conveyance they shall receive the amount necessarily and actually expended therefor.

SECTION 6. FEES; DISPOSITION OF; EXPENSES; HOW PAID.) All revenues derived and fees and charges charged and collected under authority of this act by the director, assistant director and inspectors of the regulatory department shall be properly accounted for daily by the said assistant director and inspectors to the director of the regulatory department and by him recorded and monthly forwarded to the Treasurer of the State of North Dakota. The State Treasurer shall upon receipt thereof enter such funds and carry them in a special revolving fund to be designated as the "State Regulatory Fund" out of which all salaries, bills and expenses of whatever nature incurred in the performance of this act shall by said Treasurer be paid.

Vouchers for all salaries and expenses of whatever nature incurred by the director, assistant director and inspectors of the regulatory department in carrying out and enforcing the provisions of this act, when approved by the said director, shall be forwarded monthly to the State Auditing Board for audit and approval, and when audited and approved by said board shall be certified to the State Auditor who shall draw warrants upon the State Treasurer for said salaries and expenses, specifying that said warrants are to be paid from the State Regulatory Fund. The State Treasurer shall thereupon pay said expenses out the State Regulatory Fund.

Monthly, after the salaries and expenses of said director and inspectors and other necessary expenses of said regulatory department have been paid by the State Treasurer, the said State Treasurer shall transfer to the general fund of the state fifty per cent of the balance that then remains in said revolving fund and deposited in said fund by said North Dakota Regulatory Department.

Provided, however, that in case the said director, assistant director or inspectors collect any money for the state tax commissioner, state auditor, dairy commissioner, commissioner of agriculture and labor, or any other officer or board under the provisions of this act, and which moneys or taxes so collected are under the laws of this state directed to be placed by the office or officers or board for whom the said collections were so made by the regulatory department in the general or other fund of the state, then the moneys and taxes so collected by said regulatory department shall not be placed in said State Regulatory Fund as hereinbefore provided, but shall be accounted for to the officers or board for whom the said collections were made and their receipt taken therefor.

Section 7. FEES TO BE COLLECTED; FORM OF LICENSES TO BE ISSUED; EXCEPTION.) All fees or other charges now provided by law to be collected and charged for inspection or other duties performed by the Regulatory Department under any of the provisions of the laws here-

inbefore enumerated and hereby placed under the management and supervision of the North Dakota Regulatory Department shall from and after the taking effect of this act be one-half of the amount, now fixed by law therefor; provided, however, that the fees now specified to be charged and collected under the provisions of Article 69 of Chapter 38 of the Political Code of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, known as the Oil Inspection Law, shall be and remain the same and in the same amounts as are now provided therefor, until otherwise provided by law; and provided, further, that no tax, stamp tax, license or permit fees, by whatever name called in said laws, shall hereby be reduced, and that the said taxes, stamp taxes, license or permit fees shall remain in the amounts now fixed by said laws, until otherwise provided.

All licenses and permits that are now required to be issued under the provisions of any of the laws hereinbefore enumerated, and which shall hereafter be issued by the North Dakota Regulatory Department, shall be insofar as practicable uniform on a suitable blank provided and prescribed by the Director of said Department, and if two or more licenses or permits are applied for by the same person or corporation, all licenses or permits issued to such person or corporation shall be contained in one and the same blank, when possible.

Section 8. DUTIES OF REGULATORY DEPARTMENT IN TAX MATTERS.) The Director and Inspectors of the North Dakota Regulatory Department shall have supervision of all tax assessments and tax assessors, to be exercised by said Inspectors in such manner and within such territory as they may be directed to by the Director of said Department. Upon request therefor made by the State Tax Commissioner to the Director of the North Dakota Regulatory Department, the said Director shall, as soon as convenient, instruct one or more of the Inspectors of said department to secure such data concerning the listing and taxing of property within the State as shall be requested by the said State Tax Commissioner, and to tabulate and report such data on the forms prescribed by the State Tax Commissioner and to give in a general manner, and as soon as the performance of their other duties may permit, to the said Tax Commissioner or other State or County official for whom the said information asked for may be requested, for the proper enforcement of all laws and the proper collection of all taxes now under general supervision of the State Tax Commissioner, and when making any investigation or procuring any data at the request of the said State Tax Commissioner as aforesaid, each Inspector charged by the Director of the North Dakota Regulatory Department with that duty may compel the production before him from any person or official of such books, papers, documents or records, as he may deem necessary for the investigation by him being made; provided, however, that no inspector shall incur any expenses, traveling or otherwise, in conducting any investigation or performing any duties under this section without being first directed and permitted so to do by the Director of the Regulatory Department.

Section 9. DUTIES OF INSPECTORS AS TO MOTOR VEHICLE LAWS; REGISTRAR OF MOTOR VEHICLES NOT TO APPOINT TRAVELING INSPECTORS.) The regulatory department shall as a part of its duties supervise the enforcement of the laws requiring registration of all motor vehicles, report to the motor vehicle department all known violations of said laws, and furnish to the officials of each county for proper action all information they may obtain of such violations through investigations or otherwise; and from the date that this act takes effect it shall be unlawful for the registrar of motor vehicles to appoint any inspector, deputy, or other officer charged with the performance of any of the duties hereby imposed upon the said regulatory department.

Section 10. ADDITIONAL DUTIES OF REGULATORY DEPARTMENT.) It shall be the duty of the regulatory department, and its director and inspectors, to attend for the State Auditor, under the direction of and in the manner prescribed by the director of said regulatory department, to the collection of all delinquent and unpaid Motor Vehicle Fuel Taxes provided by Chapter 166 of the 1929 Session Laws, and hereafter it shall be unlawful for the State Auditor to employ any traveling agent or officer for the collection of said taxes, other than the officers and employees of the said regulatory department.

It shall also be the duty of the officers and inspectors of said regulatory department to perform, at the request made therefor by the dairy commissioner or other employee of the Commissioner of Agriculture and Labor of this state to the director of said regulatory department, and in the manner that shall be prescribed by the director of said regulatory department, all inspectory duties that are now imposed by law upon said dairy commissioner or any other employee of the commissioner of agriculture and labor, and hereafter it shall be unlawful for the dairy commissioner or the said commissioner of agriculture and labor to employ any traveling inspector or agent to perform any of said inspectory duties.

Section 11. DUTIES AS TO WEIGHTS AND MEASURES.) When requested so to do by the Board of Railroad Commissioners of the State of North Dakota, the director of the Regulatory Department shall direct, when possible and practicable to do so, one or more of the inspectors of his department to perform such duties as may be required, relating to the inspection and licensing of Weights and Measures, and when engaged in the performance of such duties each inspector of the Regulatory Department shall have the same power that is given the inspector and other employees of the Department of Weights and Measures and shall charge and collect the same fees for the services he may perform that are provided by Chapter 311 of the 1931 Session Laws or any act mandatory thereto and in force when such services are performed; provided, however, that all fees, licenses, or other charges collected by the Regulatory Department in performing such additional duties for the

Board of Railroad Commissioners shall for all purposes remain and be considered as collection made by the North Dakota Regulatory Department to be accounted for and disposed of as in this act hereinbefore provided.

Section 12. OFFICERS OF DEPARTMENT; HELP; EQUIPMENT.) The officers of the North Dakota Regulatory Department shall be maintained in the City of Bismarck, North Dakota, but each of the six inspectors appointed for each judicial district of the state shall retain his residence and office within the district from which appointed, and the inspector known as the Inspector at large may also maintain his office at such other point within the state as may be directed by the director of said department.

The director of the Regulatory Department may with the consent and approval first obtained of the Industrial Commission of the State of North Dakota employ such additional help and purchase such equipment and office supplies as may be necessary for the proper performance of the duties of the said department, and all salaries for said help and other expenss shall be paid out of the revolving fund of the Regulatory Department in the same manner that the salaries of the Director, Assistant Director and Inspectors as hereinbefore provided are to be paid.

Section 13. SUPERSEDED OFFICERS AND BOARDS TO DELIVER BOOKS AND EQUIPMENT.) All officers and boards mentioned in the acts above enumerated and whose duties are under the terms of this act taken over by the North Dakota Regulatory Department shall upon the taking effect of this act account for and turn over to the director of the North Dakota Regulatory Department all books, records, correspondence and equipment pertaining to the duties in which they are hereby superseded by the said Regulatory Department.

Section 14. REPEAL.) All acts or parts of acts in conflict herewith are hereby repealed.

Section 15. EMERGENCY.) TRANSFER OF FUNDS. This act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval, and the State Treasurer and State Auditor or any other officer entrusted under the existing laws with the custody of any special fund or the disbursement of any appropriation heretofore made for the operation and maintenance of any of the departments, boards or officers placed under the supervision of the North Dakota Regulatory Department under this act for the purpose of meeting expenses of the regulatory work hereby placed in the said North Dakota Regulatory Department, are hereby dircted, and it shall be their duty to transfer to the State Regulatory Fund hereby created any and all unexpended balance remaining in said special fund or in said appropriation on the date of the taking effect of this act.

Section 16. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after April 1st, 1933.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 250. A Bill for an Act Providing for Additional Punishment, Wherever by Statute Specifically Stated for Any Felony, Misdemeanor, or Other Violation of Law Not Included in Felony or Misdemeanor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Strutz made a substitute motion that the bill be recommended for passage.

Which motion lost.

The question being on the motion of Mr. Swendseid that the report of the standing committee be adopted, the motion prevailed and the report was adopted.

Mr. Godwin moved that the vote by which House Bill No. 250 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:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 251. A Bill for an Act Providing for the Strapping or Whipping of Juvenile Offenders of Any Kind in Addition to the Penalty Now Provided by Law.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 252. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Rape, or Attempted Rape or Indecent Assault on Any Female Under the Age of Fourteen Years, by Any Male.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lund moved that the vote by which House Bill No. 252 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:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 253. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Robbery or Attempted Robbery When Firearms Are Used or Displayed by the Person to Be Sentenced.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Jodock moved that the vote by which House Bill No. 252 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:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 254. A Bill for an Act Providing for the Whipping of Any Person Who Assaults or Beats His Wife, Causing Bodily Harm, or Fails to Support His Wife and Children Because of Drunkenness.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 255. A Bill for an Act to Prohibit the Sale of Securities on a Commission Basis, and Permitting the Withdrawal of a Percentage of Funds Invested in Home Building Associations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 6, page 2, line 1, following the words "Section 6." strike out the balance of the section and insert in lieu thereof the following: "Provided, however, that in all cases where an insurance company is made a party defendant, it shall be given sufficient time to set up any defense that it may have."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 257. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business" and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Rue moved that the vote by which House Bill No. 257 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:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9, strike out the figures "2,000" and insert in lieu thereof the figures "1,500."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 272. A Bill for an Act Defining Blackmail and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Fedje moved, as a substitute motion, that House Bill No. 272 be placed on the Calendar.

Which motion lost.

The question being on the motion of Mr. Swendseid that the report of the committee be adopted, the motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which House Bill No. 272 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 273. A Bill for an Act to Fix the Amount of Transportation Fees Payable for Attendance at All Classes of Schools; to Make Such Payment Optional with the Board in Certain School Districts; to Exempt Certain Children from the Operation of the Compulsory Attendance Law in School Districts in Which Transportation is Not Arranged for; and to Fix the Conditions Under Which Vehicular Transportation Shall be Furnished or Discontinued in Consolidated Schools; to Make the Payment of Fees Mandatory in Certain Cases and to Repeal Chapter 244, Laws of 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Stoa moved that the vote by which House Bill No. 273 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Military Affairs made the following report:

Madam Speaker: Your Committee on Military Affairs to whom was referred:

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Have had the same under consideration and recommend that the same do pass.

ALFRED MOSTAD,
Chairman.

Mr. Mostad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, Section 1, line 16, at the end of the line strike out the word "to" and insert in lieu thereof the word "for".

Page 2, Section 1, line 18 after the word interest strike out the period and insert a semicolon and add the following "Provided however, such bonds shall not be sold below par".

Page 2, Section 1, line 20, after the word "attested" insert the word "to".

Page 3, Section 2, line 32, strike out the word "presentment" and insert in lieu thereof the word "presentation".

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, Session Laws of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

Amend title by adding after the figure "9" figure "10 comma" and figure "24 comma".

On page 2 of the printed bill, strike out all of line one.

On page 3 of the printed bill, strike out all of line one.

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

Mr. Lavik 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 2, Chapter 228, Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title by striking out the word "Section" and the figure "2" also the comma.

On page 2 of the printed bill, line 19, strike out the figure "3" after the word "paragraph", and insert the figure "2" in lieu thereof.

And when so amended recommend the same do pass.

A. N. LAVIK,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

House Bill No. 303. A Bill for an Act Amending and Re-enacting Section 1475 Compiled Laws 1913, Providing the Manner in Which Proposals Received by a City Council or School Boards for Appointment as a Depository for School Funds Shall be Acted Upon; the Surety It Shall Give as Such Depository; the amount of Bond to Be Given.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which House Bill No. 303 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Mines and Mining made the following report:

Madam Speaker: Your Committee on Mines and Mining to whom was referred:

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Have had the same under consideration and recommend that the same do pass.

GOTTLIEB ISAAK,
Chairman.

Mr. Isaak moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 8729 of the Compiled Laws of 1913 Relating to the Disposition of Small Estates and to Require the County Judge to Assist Petitioners for Letters of Administration and Administrators of Estates not Exceeding Fifteen Hundred Dollars; and to Prohibit the Allowance of Administrator's Fees and Attorney's Fees as Part of the Expense of Administration of Such Estates.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 317. A Bill for an Act Relating to Time When Appeal Must Be Taken from an Order Overruling a Demurrer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 319. A Bill for an Act to Amend and Re-enact Section 2913 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Section 10 of Chapter 141 of Laws of 1927, Defining the Term "Concentrated Commercial Feeding Stuffs."

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. W. TREFFRY,
Chairman.

Mr. Treffry 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section One of Chapter 279 of the Session Laws of North Dakota for the Year 1931, Relating to the Collection of Personal Property Taxes; Personal Property Tax Liens; the Duties of the Sheriff and County Treasurer in Connection With the Collection of Such Taxes; the Repeal of All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 332. A Bill for an Act to Amend and Re-enact Chapter 312 Session Laws 1923, (Supp. Compiled Laws 1913, Section 2346a1 to Section 2346a50 inclusive) to Define the Term "Net Income"; to Provide that this Act Shall Be for the Purpose of Replacing All Personal Property Tax and to Replace Real Estate Taxes to the Full Extent of the Funds Available Collected Under this Law; to Provide Exemptions from Net Income Tax for the Head of a Family; and to Provide Means for Determining the Net Income of the Taxpayer and Penalties for failure to File a Proper Return Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 341. A Bill for an Act to Amend and Re-enact Section 7621 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Instructions Given by the Court to the Jury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Have had the same under consideration and recommend that the same do pass.

W. J. FLANNIGAN,
Chairman.

Mr. Flannigan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Flannigan moved that the rules be suspended and that Senate Resolution No. "K" be amended to read two

name plates be placed on the bridge, one at each end, containing the following names:

(North Side Plate)

FOUR BEARS MEMORIAL BRIDGE

Gros Ventres Chiefs	Arickara Chiefs
Poor Wolf	Bear Chief
Crow Paunch	White Shield
Big Brave	Son of Star
Porcupine Head	Peter Beauchamp, Sr.
Crow Flies High	Bobtail Bull
Black Hawk	
Old Dog	

(South Side Plate)

FOUR BEARS MEMORIAL BRIDGE

Mandan Chiefs
Charging Eagle
Red Buffalo Cow
Flying Eagle
Black Eagle
Water Chief

Which motion prevailed.

Mr. Flannigan moved that Senate Concurrent Resolution "K", as amended, be adopted.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 18, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon

being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Co.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The House returned to the Eighth Order of Business.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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 the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1933.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The House proceeded to the Fourteenth Order of Business.

THIRD READING OF SENATE BILLS

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; 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, 102; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Holthusen	Peters
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Peterson, Mountrail
Biewer	Jardine	Piper
Born	Jensen	Place
Broschat	Jodock	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Svingen
Fitch	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Treffry
Gessner	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.
Hanson, Barnes
Rathbun

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	McManus	Solberg
Gilbertson	Sandlie	Sprengrer
Jones	Smith	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Patterson moved that the vote by which Senate Bill No. 139 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, 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, 91; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Patterson
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lemke	Steedsman
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Mostad	Swett
Fedje	Muus	Swendseid
Fitch	Nelson, Dickey	Symington
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Young

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jardine	Savre
Brunsdale	Johnston	Strutz
Flaten	Lynch	Wright
Gilbertson	McKellar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	McManus	Solberg
Fuglestad	Opdahl	Sprenger
Jensen	Sandlie	Traynor
Jones	Smith	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Treffry moved that the vote by which Senate Bill No. 4 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Was read the third time.

Mr. Peters moved that House Bill No. 177 be indefinitely postponed.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Peters, the roll was called and there were ayes, 50; nays, 54; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Nelson, Morton
Anfinson	Hillman	Niewoehner
Arneson	Holte	Peters

Messrs.	Messrs.	Messrs.
Born	Holthusen	Piper
Brunsdale	Homnes	Rathbun
Correll	Isaak	Rue
Cunningham	Jardine	Steedsman
Dittmer	Jensen	Sticka
Endres	Johnson	Strutz
Ettestad	Johnston	Svingen
Fitch	Larson, Ransom	Swendseid
Flaten	Lynch	Symington
Gessner	McInnes	Thompson
Gilbertson	McKellar	Twichell
Hagen	Morgan	Wright
Hanson, Barnes	Muus	Young
Hanson, Stark	Nelson, Dickey	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Benson	Patterson
Bailey	Hill	Peterson, Bottineau
Bettenhausen	Jodock	Peterson, Mountrail
Biewer	Kapfer	Place
Broschat	Larson, Nelson	Rindy
Carlson	Lavik	Sannes
Crockett	Lemke	Savre
Dahl	Lillehaugen	Schauss
Erickson, McKenzie	Lofthus	Scholl
Erickson, McLean	Mostad	Shurr
Espeland	Nelson, Ward	Stoa
Falconer	Noben	Sundby, McLean
Fedje	Odegard	Sundby, Renville
Fitzgerald	Oglesby	Swett
Flannigan	Olson, Adams	Treffry
Fuglestad	Olson, Bowman	Twete
Gilchrist	Opdahl	Wolf
Godwin	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Solberg
Jones	Sandlie	Sprenger
Lund	Smith	Traynor

So the motion lost.

Mr. Lynch moved that House Bill No. 177 be placed at the foot of the calendar.

Which motion prevailed.

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

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, 4; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Homes	Peterson, Bottineau
Bailey	Isaak	Peterson, Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rindy
Carlson	Johnston	Rue
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Dahl	Larson, Ransom	Schauss
Dittmer	Lavik	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Swett
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	
Henrickson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Swendseid	Madam Speaker
Svingen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Erickson, McLean	Lund	Solberg
Gessner	McManus	Sprenger
Godwin	Sandlie	Traynor

So the bill passed and the title was agreed to.

Mr. Jodock moved that the vote by which House Bill No.

180 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Messrs. Solberg, Sandlie and Nelson of Ward introduced:

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the License Fees and Sale Tax for Same and Providing Penalties for the Violation of This Act.

Was read the first and second times and referred to the Committee on State Affairs.

Mr. Nelson of Ward introduced:

House Bill No. 347. A Bill for an Act to Exempt Unemployed Relief Co-operative Organization from the Payment of License and Inspection Fees, Providing that Political Subdivisions of the State May Purchase Products Produced by Such Associations Without Requiring Advertised Bids, in Cases Where the Products Bought Are to Be Used in the Support of the Poor, Defining Unemployed Relief Co-operative Organizations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Mr. Patterson introduced:

House Bill No. 348. A Bill for an Act to Amend and Re-enact Section 3724 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Special Assessment Commission.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

The Committee on Agriculture introduced:

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Was read the first and second times and referred to the Committee on Agriculture.

Mr. Fitch introduced:

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota

for 1913, Relating to Advertisement for Leasing School and Public Lands.

Was read the first and second times and referred to the Committee on School and Public Lands.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Game and Fish.

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled

Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Was read the first and second times and referred to the Committee on Insurance.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Miss Clara Hjerpe, Esmond; Miss Mary V. Anderson, Timmer; Miss Thelma E. Anderson, Breien; Oscar Neseth, Noel Neseth, Maddock; H. O. Gordon, Berlin; J. P. Stein, Clemens Fleck, Richardton; I. Steenson, Drayton; Walter Blume, Glenburn; C. N. Swanson, Larimore; Claus M. Pollock, Fargo; Arthur Arndt, Fullerton; Andrew Hines, Makoti; R. H. Walker, Bismarck; H. C. Schumacher, Fargo; A. S. Ward, Dickinson; J. M. Piper, Ashley; Mrs. R. E. Wenzel, Bismarck; Matt Cornutsch, Fargo; Miss Leola James, Indian School; Mary Brian, Plentywood, Mont.; Peter Borg, Ruso; Ruth Herman, Alice Erickson, Bismarck; Henry Sullivan, New Salem; C. T. Lillehaugen, Drake; Pauline Muus, Bismarck; George Lewis, Sterling; Jeannett Myhre, A. C. Harde, Bismarck; F. P. Whitney, Dickinson; Geo. Howell, Casselton; Ralph F. Gunkelman, Fargo; A. F. Sinner, Leo N. Sinner, Joseph Ruuck, Casselton; Esther Sundby, Miss Dunbar, Turtle Lake; A. E. Draeb, Hebron; Chas. Scholl, Aneta Scholl, Chas. Starbuck, Washburn; Mayer Ourach, Lehr; R. T. Middaugh, Westhope; H. E. Ahlen, Carl Hanna, Bismarck; A. E. Danphy, Ellendale; H. O. Lyngstad, Rugby; L. F. Rice, Velva; L. B. Braner, Bismarck; E. E. Swinston, Napoleon; O. H. Gremsgard, Rugby; Mrs. M.

Cook, Jamestown; Mrs. Geo. Brastrup, Courtenay; Hugh Erwin, Miss Helen Rickets, Miss Clara Trom, Miss Esther Gerrard, Miss Violet Fletcher, Bismarck.

Mr. Swett moved that the House recess until 10:00 a. m., Monday morning.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-SEVENTH DAY AFTER RECESS AND
FORTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 20, 1933.

The House convened at 10:00 o'clock a. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Peters moved that no bill be placed on third reading without unanimous consent until further ordered.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota. Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Was read the third time.

Mr. Flannigan asked unanimous consent to amend House Bill No. 123 as follows:

In Section 189c6, line 19, strike out the word "therefore" and insert in lieu thereof the word "therefor."

Which request was granted.

Mr. Flannigan moved that the rules be suspended and that House Bill No. 123 be considered properly re-engrossed and placed upon 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, 72; nays, 0; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peters
Andinson	Homnes	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Born	Jensen	Piper
Broschat	Jodock	Place
Carlson	Johnson	Rathbun
Correll	Kapfer	Rindy
Dittmer	Larson, Nelson	Sannes
Endres	Larson, Ransom	Schauss
Erickson, McKenzie	Lavik	Scholl
Erickson, McLean	Lund	Solberg
Espelund	Lynch	Steedsman
Falconer	McInnes	Sticka
Fedje	Morgan	Stoa
Fitch	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Bowman	Young
Hill	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Sargent	Hillman	Rue
Arneson	Holthusen	Sandlie
Bailey	Jardine	Savre
Bettenhausen	Johnston	Shurr
Brunsdale	Jones	Smith
Crockett	Lemke	Sprenger
Cunningham	Lillehaugen	Strutz
Dahl	Lofthus	Swett
Ettestad	McKellar	Swendseid
Gilbertson	McManus	Thompson
Gilchrist	Nelson, Morton	Traynor
Godwin	Olson, Adams	Twichell
Hagen	Opdahl	

So the bill passed and the title was agreed to.

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

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, 0; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Peterson, Mountrail
Biewer	Jensen	Piper
Born	Jodock	Place
Broschat	Johnson	Rathbun
Carlson	Kapfer	Rindy
Correll	Larson, Nelson	Sannes
Dittmer	Larson, Ransom	Schauss
Endres	Lavik	Scholl
Erickson, McKenzie	Lund	Shurr
Erickson, McLean	Lynch	Solberg
Espeland	McInnes	Steedsman
Falconer	Morgan	Sticka
Fedje	Mostad	Stoa
Fitzgerald	Muus	Sundby, McLean
Flannigan	Nelson, Dickey	Sundby, Renville
Flaten	Nelson, Ward	Svingen
Fuglestad	Niewoehner	Symington
Gessner	Noben	Treffry
Hanson, Barnes	Odegard	Twete
Hanson, Benson	Oglesby	Wolf
Hanson, Stark	Olson, Bowman	Wright
Hill	Patterson	Young
Holte	Peters	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Opdahl
Anderson, Sargent	Henrickson	Owings
Anfinson	Hillman	Rue
Arneson	Holthusen	Sandlie
Bailey	Jardine	Savre
Brunsdale	Johnston	Smith
Crockett	Jones	Sprenger
Cunningham	Lemke	Strutz
Dahl	Lillehaugen	Swett
Ettestad	Lofthus	Swendseid
Fitch	McKellar	Thompson
Gilbertson	McManus	Traynor
Gilchrist	Nelson, Morton	Twichell
Godwin	Olson, Adams	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, 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, 73; nays, 0; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peterson, Mountrail
Anfinson	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Sannes
Carlson	Kapfer	Schauss
Correll	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lund	Solberg
Erickson, McKenzie	Lynch	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	Morgan	Stoa
Falconer	Mostad	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitch	Nelson, Dickey	Svingen
Fitzgerald	Nelson, Ward	Symington
Flannigan	Niewoehner	Treffry
Flaten	Noben	Twete
Fuglestad	Odegard	Wolf
Gessner	Oglesby	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Patterson	Madam Speaker
Hanson, Stark	Peters	
Hill	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Owings
Anderson, Sargent	Holthusen	Rue
Arneson	Jardine	Sandie
Bailey	Johnston	Savre
Brunsdale	Jones	Smith
Crockett	Larson, Nelson	Sprenger
Cunningham	Lemke	Strutz
Dahl	Lillehaugen	Swett
Ettestad	Lofthus	Swendseid
Gilbertson	McKellar	Thompson
Gilchrist	McManus	Traynor
Godwin	Nelson, Morton	Twichell
Hagen	Olson, Adams	
Henrickson	Opdahl	

So the bill passed and the title was agreed to.

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

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, 0; absent and not voting, 39.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homnes	Peterson, Bottineau
Anfinson	Isaak	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Kapfer	Rindy
Carlson	Larson, Nelson	Sannes
Correll	Larson, Ransom	Schauss
Dittmer	Lavik	Scholl
Endres	Lund	Shurr
Erickson, McKenzie	Lynch	Solberg
Erickson, McLean	McInnes	Steedsman
Espeland	Morgan	Sticka
Falconer	Mostad	Stoa
Fedje	Muus	Sundby, McLean
Fitch	Nelson, Dickey	Sundby, Renville
Fitzgerald	Nelson, Ward	Svingen
Flannigan	Niewoehner	Symington
Flaten	Noben	Treffry
Fuglestad	Odegard	Twete
Gessner	Oglesby	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Owings	Young
Hanson, Stark	Patterson	Madam Speaker
Hill	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Adams
Anderson, Sargent	Hillman	Opdahl
Arneson	Holte	Rue
Bailey	Holthusen	Sandlie
Brunsdale	Jardine	Savre
Crockett	Johnston	Smith
Cunningham	Jones	Sprenger
Dahl	Lemke	Strutz
Ettestad	Lillehaugen	Swett
Gilbertson	Lofthus	Swendseid
Gilchrist	McKellar	Thompson
Godwin	McManus	Traynor
Hagen	Nelson, Morton	Twichell

So the bill passed and the title was agreed to.

The Emergency Clause was declared carried.

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 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, 83; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Logan	Homnes	Peterson, Bottineau
Anfinson	Isaak	Peterson, Mountrail
Arneson	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnson	Rathbun
Born	Johnston	Rindy
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Ward	Symington
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gessner	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Owings	Madam Speaker
Hill	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Saigent	Henrickson	Opdahl
Bailey	Hillman	Rue
Brunsdale	Holthusen	Sandlie
Crockett	Jardine	Savre
Cunningham	Jones	Smith
Dahl	Lemke	Sprenger
Ettestad	Lofthus	Strutz
Gilbertson	McKellar	Swett
Gilchrist	McManus	Thompson
Godwin	Nelson, Morton	Traynor

So the bill passed and the title was agreed to.

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per

Diem and Mileage of School Officers Attending County Meetings 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, 68; nays, 15; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Isaak	Patterson
Arneson	Jensen	Peters
Biewer	Jodock	Peterson, Bottineau
Born	Johnson	Peterson, Mountrail
Broschat	Johnston	Place
Carlson	Larson, Nelson	Rindy
Correll	Larson, Ransom	Sannes
Endres	Lavik	Schauss
Erickson, McKenzie	Lillehaugen	Scholl
Erickson, McLean	Lofthus	Shurr
Falconer	Lynch	Solberg
Fedje	McInnes	Sticka
Fitzgerald	Morgan	Stoa
Flannigan	Mostad	Sundby, McLean
F'laten	Muus	Svingen
Fuglestad	Nelson, Dickey	Swendseid
Gessner	Nelson, Ward	Symington
Hagen	Niewoehner	Twete
Hanson, Benson	Noben	Twichell
Hanson, Stark	Odegard	Wolf
Hill	Olson, Adams	Young
Holte	Olson, Bowman	Madam Speaker
Holthusen	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Rathbun
Anfinson	Homnes	Steedsman
Bettenhausen	Kapfer	Sundby, Renville
Dittmer	Oglesby	Treffry
Espeland	Piper	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Opdahl
Bailey	Henrickson	Rue
Brunsdale	Hillman	Sandlie
Crockett	Jardine	Savre
Cunningham	Jones	Smith
Dahl	Lemke	Sprenger
Ettestad	Lund	Strutz
Fitch	McKellar	Swett
Gilbertson	McManus	Thompson
Gilchrist	Nelson, Morton	Traynor

So the bill passed and the title was agreed to.

Mr. Lillehaugen 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. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

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, 21; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Owings
Anderson, Logan	Holthusen	Patterson
Arneson	Homnes	Peters
Bettenhausen	Isaak	Peterson, Bottineau
Biewer	Jodock	Piper
Born	Johnson	Rindy
Broschat	Johnston	Sannes
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dittmer	Lavik	Steedsman
Endres	Lillehaugen	Sticka
Falconer	Lofthus	Stoa
Fitzgerald	Lynch	Sundby, McLean
Flannigan	McInnes	Svingen
Flaten	Morgan	Swendseid
Fuglestad	Mostad	Symington
Gessner	Muus	Treffry
Hagen	Nelson, Dickey	Twete
Hanson, Stark	Nelson, Ward	Twichell
Henrickson	Niewoehner	Wolf
Hill	Olson, Adams	Wright

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Hanson, Benson	Peterson, Mountrail
Dahl	Jensen	Place
Erickson, McKenzie	Lund	Rathbun
Erickson, McLean	Noben	Solberg
Espeland	Odegard	Sundby, Renville
Fedje	Oglesby	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Sandlie
Bailey	Jardine	Savre

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Crockett	Lemke	Sprenger
Ettestad	McKellar	Strutz
Fitch	McManus	Swett
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Opdahl	Traynor
Godwin	Rue	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 219 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs 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, 72; nays, 15; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Adams
Anderson, Logan	Holte	Olson, Bowman
Anfinson	Holthusen	Owings
Born	Homnes	Patterson
Broschat	Isaak	Peterson, Bottineau
Carlson	Jodock	Peterson, Mountrail
Correll	Johnson	Place
Cunningham	Johnston	Rathbun
Dahl	Kapfer	Rindy
Dittmer	Larson, Nelson	Sannes
Endres	Larson, Ransom	Scholl
Erickson, McKenzie	Lavik	Shurr
Erickson, McLean	Lofthus	Solberg
Espeland	Lynch	Steedsman
Falconer	McInnes	Sticka
Fedje	Morgan	Stoa
Fitzgerald	Mostad	Sundby, McLean
Flaten	Muus	Sundby, Renville
Fuglestad	Nelson, Dickey	Svingen
Gessner	Nelson, Morton	Swendseid
Hagen	Nelson, Ward	Treffry
Hanson, Barnes	Niewoehner	Twete
Hanson, Benson	Noben	Wolf
Hanson, Stark	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Lillehaugen	Schauss
Biewer	Lund	Symington
Flannigan	Oglesby	Twichell
Hill	Peters	Wright
Jensen	Piper	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Sandlie
Bailey	Hillman	Savre
Bettenhausen	Jardine	Smith
Brunsdale	Jones	Sprenger
Crockett	Lemke	Strutz
Ettestad	McKellar	Swett
Fitch	McManus	Thompson
Gilbertson	Opdahl	Traynor
Gilchrist	Rue	

So the bill passed and the title was agreed to.

Mr. Stoa 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 lost.

EXPLANATIONS OF VOTES

Mr. Twichell: I vote "no" on this bill. The people of the state asked for a cut in all salaries of 20 per cent. The law applying to the institutions was held unconstitutional by the Supreme Court. The legislature in this appropriation has applied a cut of 20 per cent, and in many instances an additional like cut. I think such a cut is excessive. I don't think the people of the state demanded any such cut. I vote "no."

Mr. Flannigan: I vote "no" on this bill and I want to concur with the statement made by Mr. Twichell in regard to the appropriation and the cut in salaries.

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

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, 4; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peters

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Homnes	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Johnston	Rindy
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flannigan	Nelson, Morton	Swendseid
Flaten	Nelson, Ward	Symington
Gessner	Niewoehner	Treffry
Hagen	Noben	Twete
Hanson, Barnes	Odegard	Twichell
Hanson, Stark	Oglesby	Wolf
Henrickson	Olson, Adams	Wright
Hill	Olson, Bowman	Young

Those voting in the negative were:

Messrs.	Messrs.
Fuglestad	Mostad
Hanson, Benson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Hillman	Sandlie
Bailey	Jardine	Savre
Brunsdale	Jones	Smith
Crockett	Lemke	Sprenger
Ettestad	McKellar	Swett
Fitch	McManus	Thompson
Gilbertson	Opdahl	Traynor
Gilchrist	Owings	
Godwin	Rue	

So the bill passed and the title was agreed to.

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Was read the third time.

Mr. Lynch asked unanimous consent to amend House Bill No. 330 as follows:

In line 15, page 2, of the original bill, strike out the word "far" and insert in lieu thereof the word "fair".

Which request was granted.

Mr. Lynch moved that the rules be suspended and that House Bill No. 330 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, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Holte	Patterson
Anderson, Sargent	Holthusen	Peters
Anfinson	Homnes	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Johnston	Rindy
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dahl	Lavik	Shurr
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Hagen	Noben	Twichell
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Adams	Young
Henrickson	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Hillman	Sandlie
Brunsdale	Jardine	Savre
Crockett	Jones	Smith
Ettestad	Lemke	Sprenger
Fitch	McKellar	Swett
Gilbertson	McManus	Thompson

Messrs.	Messrs.	Messrs.
Gilchrist	Opdahl	Traynor
Godwin	Rue	

So the bill passed and the title was agreed to.

Mr. Nelson of Ward moved that the House do now recess until one o'clock p. m.

Which motion prevailed.

The House convened at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Solberg moved that the House proceed with third reading of House Bills under the motion of Mr. Peters previously adopted.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, 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, 91; nays, 10; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnson	Rindy
Born	Johnston	Rue
Broschat	Jones	Sannes
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr

Messrs.	Messrs.	Messrs.
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprengr
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	Lynch	Sundby, McLean
Falconer	McInnes	Swendseid
Fedje	Morgan	Symington
Fitzgerald	Mostad	Thompson
Flannigan	Muus	Treffry
Flaten	Nelson, Dickey	Twete
Gessner	Nelson, Morton	Twichell
Gilbertson	Niewoehner	Wolf
Godwin	Noben	Wright
Hagen	Odegard	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Oglesby	Sundby, Renville
Fuglestad	Peterson, Bottineau	Svingen
Hanson, Barnes	Savre	
Nelson, Ward	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Isaak	Sandlie
Ettestad	Jardine	Smith
Fitch	McKellar	Swett
Gilchrist	McManus	Traynor
Hanson, Benson	Rathbun	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 289 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in 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, 88; nays, 116; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Place
Anderson, Logan	Jensen	Rindy

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson	Rue
Anfinson	Johnston	Sandlie
Arneson	Jones	Sannes
Bailey	Kapfer	Savre
Bettenhausen	Larson, Nelson	Schauss
Biewer	Larson, Ransom	Scholl
Born	Lavik	Shurr
Broschat	Lemke	Solberg
Carlson	Lillehaugen	Sprenger
Correll	Lofthus	Steedsman
Cunningham	Lund	Sticka
Dittmer	Lynch	Stoa
Endres	McInnes	Strutz
Erickson, McKenzie	Morgan	Sundby, McLean
Espeland	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fitch	Nelson, Morton	Swendseid
Flannigan	Nelson, Ward	Symington
Flaten	Niewoehner	Thompson
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilbertson	Opdahl	Twichell
Godwin	Owings	Wolf
Hagen	Patterson	Wright
Hanson, Stark	Peters	Young
Hillman	Peterson, Bottineau	Madam Speaker
Holte	Peterson, Mountrail	
Holthusen	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Hanson, Barnes	Oglesby
Dahl	Hanson, Benson	Olson, Adams
Erickson, McLean	Henrickson	Olson, Bowman
Ettestad	Isaak	Rathbun
Fedje	Jodock	
Fitzgerald	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Smith
Gilchrist	McKellar	Swett
Hill	McManus	Traynor

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 188 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in 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, 94; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Logan	Homnes	Peterson, Bottineau
Anderson, Sargent	Jensen	Peterson, Mountrail
Anfinson	Jodock	Piper
Arneson	Johnson	Place
Bailey	Johnston	Rindy
Bettenhausen	Jones	Rue
Biewer	Kapfer	Sandlie
Born	Larson, Nelson	Sannes
Broschat	Larson, Ransom	Schauss
Carlson	Lavik	Scholl
Correll	Lemke	Shurr
Cunningham	Lillehaugen	Solberg
Dahl	Lofthus	Sprengr
Dittmer	Lund	Steedsman
Endres	Lynch	Sticka
Erickson, McKenzie	McInnes	Stoa
Espeland	McManus	Strutz
Falconer	Morgan	Sundby, McLean
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hill	Opdahl	Madam Speaker
Hillman	Owings	
Holte	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Hanson, Barnes	Rathbun
Erickson, McLean	Henrickson	Sundby, Renville
Ettestad	Isaak	
Fedje	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Smith
Gilchrist	McKellar	Swett
Hanson, Stark	Savre	Traynor

So the bill passed and the title was agreed to.

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Prop-

erty or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

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, 27; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Bailey	Hill	Peterson, Bottineau
Bettenhausen	Hillman	Peterson, Mountrail
Biewer	Holthusen	Piper
Born	Isaak	Place
Broschat	Jodock	Rathbun
Carlson	Kapfer	Rindy
Correll	Larson, Nelson	Sannes
Crockett	Lavik	Savre
Dahl	Lemke	Schauss
Endres	Lillehaugen	Shurr
Erickson, McKenzie	Lofthus	Solberg
Erickson, McLean	Lund	Sprenger
Espeland	Morgan	Steedsman
Ettestad	Mostad	Sticka
Falconer	Nelson, Dickey	Sundby, McLean
Fedje	Nelson, Morton	Sundby, Renville
Fitch	Nelson, Ward	Svingen
Fitzgerald	Niewoehner	Symington
Flannigan	Noben	Treffry
Fuglestad	degard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homnes	Rue
Anfinson	Jensen	Sandlie
Arneson	Johnson	Stoa
Cunningham	Johnston	Strutz
Dittmer	Jones	Swendseid
Flaten	Larson, Ransom	Thompson
Gessner	Lynch	Twichell
Gilbertson	McManus	Wright
Holte	Peters	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McKellar	Swett
Gilchrist	Muus	Traynor
Jardine	Scholl	
McInnes	Smith	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

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, 5; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jensen	Place
Biewer	Jodock	Rathbun
Born	Johnson	Rindy
Broschat	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Dittmer	Lemke	Steedsmen
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swendseid
Fitzgerald	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Ward	Treffy
Gessner	Niewoehner	Twete
Gilbertson	Noben	Wolf
Godwin	Odegard	Wright
Hanson, Barnes	Oglesby	Young

Messrs.	Messrs.	Messrs.
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Olson, Bowman	
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hagen	Nelson, Morton	Twichell
McManus	Schauss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Smith
Ettestad	McKellar	Swett
Flannigan	Rue	Traynor
Gilchrist	Scholl	

So the bill passed and the title was agreed to.

Mr. Hagen moved that the House do now adjourn.

Which motion prevailed.

FORTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 20, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Adjutant Herbert Smith.

Roll call: All members present except Representatives Brunsdale, Gilchrist, Jardine, McKellar, Schauss, Smith, Swett and Traynor.

Mr. Lund moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 1, line 4, correct spelling of "consideration."

Page 7, line 25, insert "\$" before figures "126,978."

Page 11, line 15, correct spelling "milk."

Page 21, line 36, after "enacting" insert "Section."

Page 24, line 5, correct "Madam."

Page 25, line 16, correct spelling of "substituted."

Page 30, line 4, correct spelling of "employees."

Page 31, line 32, correct spelling of "beverage."

Page 33, line 35, correct spelling of "appointed."

Page 56, change roll call to show Cunningham voting "no."

Change totals.

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Hagen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams from merchants in McHenry and Wahpeton urging chain store tax received and referred to Committee on Ways and Means.

Petitions opposing chain store tax signed by C. W. Bossard of Mayville, and 16 others, and A. E. Arndt of Casselton, and 20 others, received and referred to Committee on Ways and Means.

Petitions signed by Mrs. R. Martin of Bathgate, and 31 others, and B. Thorwardson of Akra, and 24 others, opposing increase in cream buyer's license fee were received and referred to the Committee on State Affairs.

Petitions asking retention of State School for Blind at Bathgate, signed by 630 residents and taxpayers of Cavalier, Bowesmont, Bathgate, Gardar, Hamilton, St. Thomas and Drayton, were received and referred to the Committee on Appropriations.

A communication signed by officers of the Wahpeton Commercial Club, opposing Senate Bills Nos. 211, 212 and 213, were received.

Referred to Committee on State Affairs.

Mr. Flannigan moved that the House reconsider the motion by which House Bill No. 228 was indefinitely postponed.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 228 be placed on the Calendar for third reading and final passage.

Which motion prevailed.

The following communication was received:

STATE OF NORTH DAKOTA
Supreme CourtBismarck, North Dakota,
February 18, 1933.Hon. Minnie D. Craig, Speaker,
North Dakota House of Representatives,
Bismarck, North Dakota.

My dear Mrs. Craig:

Herewith I have the honor to transmit to you the report of the Judicial Council of the State of North Dakota touching the question of poor relief and the laws relating thereto made pursuant to the resolution of the Twenty-second Legislative Assembly.

Respectfully,

W. L. NUESSELE,
Chief Justice and Ex-officio Chair-
man of the Judicial Council.

Mr. Twichell moved that the report be accepted and the Judicial Council be thanked for the work done.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Also

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict thereof.

Also,

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections & Election Privileges to whom was referred:

House Bill No. 43. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws 1913, Providing that Absent Voter Ballots Shall be Printed Upon the Same Grade and Color of Paper as that Provided for the Official Election.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON (of Barnes),
Chairman.

Mr. Hanson (of Barnes) moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Madam Speaker: Your Committee on Livestock to whom was referred

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Treffry moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 259. A Bill for an Act to Prevent All Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title, after the word "all," insert the word "life."

In line 1, section 1, after the word "no," insert the word "life."

In line 6, after the word "any," insert the word "life."

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 307. A Bill for an Act to Provide for State Adjusters of Losses Under Fire, Lightning, Tornado, Windstorm, Theft, Property Damage and Collision Insurance Policies Issued on Property Located Within This State, Prescribing Their Duties, Manner of Appointment, and Providing for the Deposit of Certain Sums of Money With the State Insurance Commissioner to Cover the Expense of Adjusting Such Losses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which House Bill No. 307 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 345. A Bill for an Act Providing for Each Life Insurance Company Now Engaged or That May Engage in Transacting Business of Life Insurance in This State, Shall Invest and Keep Invested in North Dakota Securities and North Dakota Real Estate a Sum of Money Equal to at Least Seventy-Five Per Cent of the Aggregate Amount of Legal Reserve; Providing How Investments Shall Be Made; for an Occupation Tax; Report Showing Amount of Reserve and Gross Receipts; Requiring Taxes to Be Paid Before Certificate Issued; Providing Penalties for Failure to Renew Certificate; Authorizing Commissioner to Revoke Certificate; and Deposit by Domestic Company; Repealing All Acts or Parts of Acts in Conflict With This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS,
Chairman.

Mr. Owings 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 348. A Bill for an Act to Amend and Re-enact Section 3724 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Special Assessment Commission.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 201. A Bill for an Act Accepting the Amendment Enacted by Congress to Section Eleven (11) of the Act Approved February 22, 1889 (25 Stat. 676), Relating to the Admission into the Union of the States of North Dakota, South Dakota, Montana and Washington, Approved by the President of the United States May 7, 1932.

Have had the same under consideration and recommend that the same do pass.

MARY A. RATHBUN.

A majority of the Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 201. A Bill for an Act Accepting the Amendment Enacted by Congress to Section Eleven (11) of the Act Approved February 22, 1889 (25 Stat. 676), Relating to the Admission into the Union of the States of North Dakota, South Dakota, Montana and Washington, Approved by the President of the United States May 7, 1932.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. HILL,
IGNATZ STICKA,
R. R. WRIGHT,
WM. B. FALCONER,
J. C. HANSON.

H. M. HENRICKSON,
Chairman.

Mr. Henrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 233. A Bill for an Act to amend and reenact Paragraph 4 of Section 9069 of the Compiled Laws of North Dakota for the year 1913 relating to evictions of

tenants for non-payment of rent for the use of real property in the state.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the License Fees and Sale Tax for Same and Providing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same be referred to General Orders for amendments.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted.

Mr. Godwin moved, as a substitute motion, that House Bill No. 176 be placed on the Calendar.

Which motion prevailed.

The Committee on Delayed Bills made the following report:

Madam Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill for an Act to amend and re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the same be introduced.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted.

Which motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 347. A Bill for an Act to Exempt Unemployed Relief Co-operative Organization from the Payment of License and Inspection Fees, Providing that Political Subdivisions of the State May Purchase Products Produced by Such Associations Without Requiring Advertised Bids, in Cases Where the Products Bought Are to Be Used in the Support of the Poor, Defining Unemployed Relief Co-operative Organizations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 335. A Bill for an Act Defining Bituminous and Lignite Coal for the Purpose of Freight Rates.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything following the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT Defining Lignite Char and Lignite Briquets for Freight Rate Making Purpose.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Lignite char is hereby defined as the product obtained by processing raw lignite coal by heat treatment resulting in a carbonized product. Lignite briquet is hereby defined as a product of lignite coal obtained by the carbonizing of raw lignite treated with binder to form convenient sizes and shapes for commercial handling.

Section 2. For the purpose of making freight rates for the transportation of lignite char or lignite briquets these items as defined in Section 1 of this Act shall be considered as lignite coal and shall not be charged rates in excess of rates contemporaneously be applicable upon lignite coal.

Section 3. That the Board of Railroad Commissioners for the State of North Dakota are hereby authorized and required to take all necessary steps as required by law to make effective the provisions of this Act to the end that the freight rates provided for herein shall become legally effective contemporaneously with the passage and approval of this Act.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 293. A Bill for an Act Relating to the Appointment, Employment, Promotion, and Removal of Employees of the State and Other Governmental Agencies, and Granting Certain Preferences to All War Veterans in Relation Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, strike out the balance of the line following the word "states," also all of line 5 and line 6 to the word "who."

In line 7, strike out the word "shall," and insert in lieu thereof "may."

On page 2, line 21, strike out the word "shall," and insert in lieu thereof the word "may."

Strike out the balance of Section 1 beginning with line 24, also strike out all of Section 2. Strike out Section 3 to the word "Provided," in line 7. Insert "Section" preceding the word "Provided."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 326. A Bill for an Act Relating to the Purchase of Tax Exempt Gasoline Used Solely for Agricultural Purposes.

Have had the same under consideration and recommend that the same be referred to General Orders for amendments.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Have had the same under consideration and recommend that the same be amended as follows:

Following line 33 insert sub-section "(11) The term Interstate Commerce shall not be construed so as to include or effect any common or contract motor carrier operating exclusively within the State of North Dakota under a certificate of Public Convenience and Necessity, granted by the Board of Railroad Commissioners of the State of North Dakota, even the merchandise carried by such carrier is for transit to a foreign destination."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 314. A Bill for an Act Providing that Hereafter no Gas Franchise Shall Be Granted to any Person, Firm or Corporation, by the State or any Political Subdivision

Thereof, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in line one strike out the word "gas" and following the word "franchise" insert "involving the use of natural gas." In Line 2 strike out the last six words, also the first two words in Line 3 and insert in lieu thereof "any city, village or other public corporation". In Section 1, Line 1, strike out the words "Neither the state nor any political sub-division thereof" and insert in lieu thereof "No city, village or other public corporation". On Page 2, Line 6, following the word "gas" insert "as developed".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 11 and 12, strike out the word "fourteen" and insert in lieu thereof "twelve". On Page 2, Line 14, strike out the words "forty feet" and insert in lieu thereof "fifty feet". Strike out the balance of the line following the period, also all of lines 15, 16 and the first four words and period in line 17. In line 21, strike out the figures "14,000" and insert in lieu thereof "16,000". At the end of line 21 strike out the word "and", also all of lines 22 and 23 and insert in lieu thereof "per axle properly tired, 600 pounds per inch per tire." In Line 29 following the word "telephone" insert a comma and the word "power".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Section 3, strike out remainder of line 1 after word "fund" and the first six words in line 2 and insert the word "the" and strike out "of a" in the same line also the first two words in line 3. Strike out lines 10, 11, 12, and 13. Strike out the word "fourth" in line 14 and insert the word "third" in lieu thereof and strike out "A sum of one dollar" and insert "two percent" in lieu thereof.

Section 6. Line 4, after "such" strike out "police" and insert "public" in lieu thereof. Strike out all of Section 7.

Section 8. Line 1, strike out "8" and insert "7" in lieu thereof.

Section 9. Line 1, strike out "9" and insert "8" in lieu thereof.

After the word "Chapter," in line 11, add "such person temporarily outside the State may submit physician's certificate in lieu of personal appearance for examination."

Section 10. Line 1, strike out "10" and insert "9" in lieu thereof.

Section 11, line 1, strike out "11" and insert "10" in lieu thereof, and in line 11 after "this" strike out provision and insert "act" in lieu thereof.

Section 13, line 1, strike out "13" and insert "12" in lieu thereof, after the word "payments" strike out "surplus to general fund" and in line 3, after "if", strike out remainder of line 3, and all of lines 4, 5, 6, 7, and 8 and insert "at any time there are sufficient funds to pay in full the benefits provided for in this act, then such payments will be prorated."

Section 14, line 1, strike out "14" and insert "13" in lieu thereof and in line 5, after "dues" insert "and upon approval by the board, shall."

Section 12, line 1, strike out "12" and insert "11" in lieu thereof.

In line 3, after the word "while" insert "on duty as" and in line 7 after "necessary", strike out "confined" and insert

"expenses out of" in lieu thereof and in line 9, after "and", strike out "necessarily" and insert "the" in lieu thereof.

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 16. A Bill for a Concurrent Resolution declaring that the Panama Canal is being utilized by foreign and local shipping interests to transport freight at low rates that do not pay for the maintenance of said Canal with a fair return to the taxpayers of the Nation, and memorializing the Congress of the United States to take immediate steps to compel both local and foreign shipping interests to pay sufficient toll for their use of the Panama Canal to provide for the maintenance thereof and a fair return of the taxpayers' money invested therein.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. S. PLACE,
Chairman.

Mr. Place moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 310. A Bill for an Act to License and Tax All Retail Gasoline Pumps Used for the Purpose of Retailing Gasoline, Directing that the State Tax Commissioner Shall Issue All Licenses, Defining What Are Gasoline Pumps, Providing That Such Tax Shall be in Lieu of All Other Taxes Assessed Against Said Pumps, and Become a Part of the Common School Fund of the State, Providing a Penalty for the Violation of the Provisions of This Act, 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.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 5 after the word "contract" insert the following: "and all delinquent taxes upon said land". At the end of line 11, strike out the period and add "and all delinquent taxes upon said land". In Line 16 preceding the word "within" strike out the comma and insert the following: "and all delinquent taxes upon said land". In line 22 preceding the word "within" strike out the comma and insert the same amendment. At the end of line 29 strike out the comma and insert the same amendment.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 6002B, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Keeping of Repairs Within the State for Certain Machinery and Personal Property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and

That Such Strike Shall be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall be Unlawful, 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 three of the printed bill, Section 1, after the word, "production," strike out the word "and" and insert in lieu thereof the word "any".

In line four after the word "thousand" strike out the comma and add these words: "actual farmers over 21 years of age".

And when so amended recommend the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 333. A Bill for an Act Reducing Examination and Renewal Fees for Certain Public Boards.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 178. A Bill for an Act Authorizing the State Highway Commission to Compromise and Settle the Claims of Norman Cullen, Jake Hockhalter, Hanson Brothers, Axil Peterson, Emil Brost, Howard Sam, Siver Olson, John Kopp, Alvin Judine, and Frank Simmons. Whereas, on or about September 8, 1932, the State Highway Department and its employees, by cutting and piling refuse along the highways near Crystal Springs, Kidder County, North Dakota, negligently allowed and permitted a condition to exist to which fire was communicated and which spread upon the prairie grass and surrounding territory and caused loss and damages to farmers residing and owning personal property in that vicinity to the following named persons estimated in amount as follows, to-wit: Norman Cullen, \$720.00; Jake Hockhalter, \$200.00; Hanson Brothers, \$75.00; Axil Peterson,

\$133.00; Emil Brost, \$43.50; Howard Sam, \$72.00; Siver Olson, \$33.00; John Kopp, \$83.75; Alvin Judine, \$252.50; and Frank Simons, \$366.50.

Have had the same under consideration and recommend that the same be reported back to the House without action.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Flannigan moved, as a substitute motion, that House Bill No. 178 be placed on the Calendar for third reading and final passage.

Which motion lost.

The question being on the adoption of the report of the Standing Committee for indefinite postponement, the motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs 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:

Line 3 of the printed bill strike out the figures "\$220,596.04" and insert in lieu thereof the figures "\$63,333.04."

Page 2, line 10, strike out figures "\$10,880.00" and insert in lieu thereof the figures "\$6,624.00."

Page 2, line 11 after the word "Staff" insert a comma and add the following: "other employees and labor" and strike out the figures "\$132,385.00" and insert the figures "\$156,410.00."

Strike out all of line 12, page 2, also all of line 13.

Line 14, page 2, strike out the figure "5" and insert in lieu thereof the figure "3." Strike out the figures "\$140,000.00" and insert in lieu thereof the figures "\$70,000.00."

Line 16, strike out the figures "\$416,463.00" and insert in lieu thereof the figures "\$233,034.00."

Line 17, strike out the figures "\$293,200.00" and insert in lieu thereof the figures "\$233,034.00."

Line 19, strike out the figures "\$123,263.00" and insert in lieu thereof the word "none."

Line 21, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$3,000.00."

Line 27, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$5,000.00."

Line 28, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 29, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 30, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 31, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 33, strike out the figures "\$220,596.04" and insert in lieu thereof the figures "\$63,333.04."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 338. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Relating to the Sale of Oleomargarine.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 159. A Bill for an Act Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining and Classifying Transportation by Motor Propelled Vehicles Affected Hereby; Providing Safety and Sanitary Regulations for the

Operation of Motor Propelled Vehicles Used for the Purpose of Transporting Persons and Property for Compensation Over Any Public Highway; Providing for the Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The House returned to the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

State Affairs Committee introduced:

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Was read the first and second times and referred to the Committee on State Affairs.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 25. 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 be amended as follows:

Strike out everything in the title of the bill after the word "Appropriation" and insert the following: "for the purposes hereinafter shown, of moneys available to the Extension Division of the Agricultural College."

Strike out all of line 2 and line 3 up to the word "or" and insert in lieu thereof the following: "to the purposes hereinafter shown, the amounts here shown from the estimated income of such Extension Division."

Strike out the word "general" in line 4 and insert in lieu thereof the word "such."

Line 10, strike out the figures \$91,816.00 and insert in lieu thereof the figures \$55,710.00.

Line 11, strike out the figures \$61,548.00 and insert in lieu thereof the figures \$44,449.00.

Line 12, strike out the figures \$35,580.00 and insert in lieu thereof the figures \$26,930.00.

Line 13, strike out the figures \$18,180.00 and insert in lieu thereof the figures \$13,150.00.

Line 14, strike out the figures \$19,128.00 and insert in lieu thereof the figures \$17,354.00.

Line 15, strike out the figures \$14,920.00 and insert in lieu thereof the figures \$11,158.00.

Line 16, strike out the figures \$20,946.00 and insert in lieu thereof the figures \$14,122.00.

Line 19, strike out the figures \$272,118.00 and insert in lieu thereof the figures \$192,873.00.

Line 20, strike out the figures \$230,165.66 and insert in lieu thereof the figures \$192,873.00.

Strike out all of line 22.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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 line 3, Section 1 of the printed bill, strike out the figures "\$841,856.00" and insert in lieu thereof the figures "\$478,619.00".

In line 10, of the printed bill, strike out the figures "\$112,352.00" and insert in lieu thereof the figures "\$81,202.00".

In line 11 of the printed bill, strike out the figures "\$219,970.00" and insert in lieu thereof the figures "\$161,513.00".

In line 12 of the printed bill, strike out the figures "\$38,925.00" and insert in lieu thereof the figures "\$28,483.00".

In line 13 of the printed bill, strike out the figures "\$108,638.00" and insert in lieu thereof the figures "\$65,225.00".

Strike out all of line 14.

In line 15 of the printed bill, change the subdivision number "6" to "5" and strike out the figures "\$34,402.00" and insert in lieu thereof the figures "\$21,629.00".

In line 16 of the printed bill, change the subdivision number "7" to "6" and strike out the figures "\$33,432.00" and insert in lieu thereof the figures "\$21,056.00".

In line 17 of the printed bill, change the subdivision number "8" to "7" and strike out the words "and Physical"; also strike out the figures "\$27,715.00" and insert in lieu thereof the figures "\$5,000.00".

Between lines 17 and 18 of the printed bill, insert a line as follows: "17½. Physical Training \$5,000.00".

In line 18 of the printed bill, change the subdivision number "9" to "8" and strike out the figures "\$36,080.00" and insert in lieu thereof the figures "\$18,040.00".

Strike out all of line 19 of the printed bill.

In line 20 of the printed bill, change the subdivision number "11" to "9" and strike out the figures "\$6,760.00" and insert in lieu thereof the figures "\$5,380.00".

In line 21 of the printed bill, change the subdivision number "12" to "10" and strike out the figures "\$13,750.00" and insert in lieu thereof the figures "\$5,000.00".

In line 22 of the printed bill, change the subdivision number "13" to "11" and strike out the figures "\$4,369.00" and insert in lieu thereof the figures "\$3,495.00".

Strike out all of line 23 of the printed bill.

In line 24 of the printed bill, strike out the figures "\$31,442.00" and insert in lieu thereof the figures "\$25,077.00".

In line 26 of the printed bill, strike out the figures "\$19,073.00" and insert in lieu thereof the figures "\$10,359.00".

In line 27 of the printed bill, strike out the figures "\$18,753.00" and insert in lieu thereof the figures "\$14,991.00".

In line 28 of the printed bill, strike out the figures "\$21,304.00" and insert in lieu thereof the figures "\$13,811.00".

In line 29 of the printed bill, strike out the figures "\$10,445.00" and insert in lieu thereof the figures "\$8,182.00".

In line 30 of the printed bill, strike out the figures "\$11,212.00" and insert in lieu thereof the figures "\$5,000.00".

In line 31 of the printed bill, strike out the figures "\$5,280.00" and insert in lieu thereof the figures "\$3,500.00".

Strike out all of line 32 of the printed bill.

In line 34 of the printed bill, strike out the figures "\$13,070.00" and insert in lieu thereof the figures "\$7,842.00".

In line 36 of the printed bill, strike out the figures "\$45,425.00" and insert in lieu thereof the figures "\$25,000.00".

In line 37 of the printed bill, after the word "direct" add "and indirect" and strike out the figures "\$103,744.00" and insert in lieu thereof the figures "\$94,000.00".

Strike out all of line 38 of the printed bill.

In line 39 of the printed bill, change the subdivision number "5" to "4" and strike out the figures "\$34,675.00" and insert in lieu thereof the figures "\$20,000.00".

In line 41 of the printed bill, strike out the figures "\$985,684.00" and insert in lieu thereof the figures "\$648,785.00".

In line 43 of the printed bill, strike out the figures "\$770,484.00" and insert in lieu thereof the figures "\$433,585.00".

Strike out all of line 44 of the printed bill.

In line 45 of the printed bill, strike out the figures "\$28,098.00" and insert in lieu thereof the figures "\$24,658.00".

In line 48 of the printed bill, strike out the figures "\$17,180.00" and insert in lieu thereof the figures "\$14,324.00".

In line 49 of the printed bill, strike out the figures "\$7,948.00" and insert in lieu thereof the figures "\$7,052.00".

Strike out all of line 50 of the printed bill.

Strike out all of line 51 of the printed bill.

In line 53 of the printed bill, strike out the figures "\$35,534.00" and insert in lieu thereof the figures "\$21,376.00".

In line 56 of the printed bill, strike out the figures "\$29,534.00" and insert in lieu thereof the figures "\$15,376.00".

Strike out all of line 57 of the printed bill.

In line 58 of the printed bill, strike out the figures "\$7,940.00" and insert in lieu thereof the figures "\$5,000.00".

In line 60 of the printed bill, strike out the figures "\$841,856.00" and insert in lieu thereof the figures "\$478,619.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Line 3 of the printed bill, strike out the figures \$624,909.67 and insert in lieu thereof the figures \$352,265.67.

Line 9, page 1, strike out the figures \$17,850.00 and insert the figures \$9,520.00.

Line 10, strike out the figures \$19,050.00 and insert the figures \$15,962.00.

Line 11, strike out the figures \$14,990.00 and insert the figures \$12,655.00.

Line 12, page 2, strike out the figures \$10,228.00 and insert the figures \$5,000.00.

Line 13, page 2, strike out the figures \$4,000.00 and insert the figures \$3,500.00.

Line 14, page 2, strike out the figures \$1,500 and insert the figures \$500.00.

Line 16, page 2, strike out the figures \$163,516.00 and insert the figures \$104,747.00.

Line 17, strike out the figures \$89,419.00 and insert the figures \$66,645.00.

Line 18, strike out the figures \$51,950.00 and insert the figures \$36,931.00.

Line 19, strike out the figures \$46,696.00 and insert the figures \$34,914.00.

Line 20, strike out the figures \$18,981.00 and insert the figures \$13,174.00.

Line 21, strike out the figures \$5,899.00 and insert the figures \$4,220.00.

Line 22, strike out the figures \$18,270.00 and insert the figures \$13,444.00.

Line 23, strike out the figures \$152,940.00 and insert the figures \$120,190.00.

Line 24, strike out the figures \$23,339.00 and insert the figures \$15,919.00.

Line 25, strike out the figures \$5,956.00 and insert the figures \$3,000.00.

Line 26, strike out the figures \$7,268.00 and insert the figures \$2,000.00.

Line 27, strike out the figures \$18,072.00 and insert the figures \$2,000.00.

Line 28, strike out the figures \$4,482.00 and insert the figures \$4,000.00.

Line 29, strike out the figures \$2,400.00 and insert the figures \$1,200.00.

Line 30, strike out the figures \$19,488.00 and insert the figures \$5,000.00.

Strike out all of line 31.

Line 33, strike out the figures \$26,480.00 and insert the figures \$18,412.00.

Line 34, strike out the figures \$75,000.00 and insert the figures \$70,000.00.

Line 35, strike out the figures \$51,051.00 and insert the figures \$37,155.00.

Page 3, line 36, strike out the figures \$8,142.00 and insert the figures \$7,327.00.

Page 3, line 37, strike out the figures \$36,000.00 and insert the figures \$30,000.00.

Line 39, strike out the figures \$893,267.00 and insert the figures \$637,415.00.

Line 42, strike out the figures \$552,267.00 and insert the figures \$296,415.00.

Line 48, strike out the word "and" and add a comma before the word "Sidewalks" strike out the colon after the word "sidewalks" and add the following: "and buildings....\$5,000.00"

Strike out all of lines 49, 50, 51, 52, 53, 54, 55, 56, and 57.

Line 59, strike out the figures \$2,000.00 and insert the figures \$1,000.00.

Line 60, strike out the figures \$2,000.00 and insert the figures \$1,000.00.

Page 4, line 64, strike out the figures \$35,000.00 and insert the figures \$30,200.00.

Line 66, strike out the figures \$12,510.00 and insert the figures \$9,418.00.

Line 68, strike out the figures \$624,909.67 and insert the figures \$352,265.67.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 of the Laws of North Dakota for 1929, as Amended by Chapter 189 of the Session Laws of North Dakota for the Year 1931, Providing for the Purchase of Motor Vehicle Fuel, Exempt Under the Law, Without Paying an Initial Tax Therefor, and Providing the Method by Which the Same May Be Done, Repealing All Acts and Parts of Acts in Conflict Herewith, Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Agriculture made the following report:

Madam Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Have had the same under consideration and recommend that the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 305. A Bill for an Act to Amend and Re-enact Sub-section 3, Chapter 94, Session Laws of 1929, of North Dakota, Relating to the Appointment and Salary of Capitol Building Custodian.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EINAR TWETE,
MARTIN LUND,
GEO. ALJETS,
F. BORN,
H. A. RINDY,
K. A. FITCH,
LOUIS ENDRES.

A minority of the Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means, to whom was referred:

House Bill No. 305. A Bill for an Act to Amend and Re-enact Sub-section 3, Chapter 94, Session Laws of 1929, of North Dakota, Relating to the Appointment and Salary of Capitol Building Custodian.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON,
GILBERT SUNDBY,

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report of the minority be adopted.

Mr. Twete moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages and Legalizing and Validating Foreclosure Sales Heretofore Made Where No Such Notice of Intention to Foreclose Has Been Given on Mortgages Executed Prior to January 1, 1933.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title of the bill following the word "mortgage" strike out the balance of the title. In line 1 of the body of the bill before the words "That Section," insert "SECTION 1. AMENDMENT.)". In line 4 of the same

section following the word "taxes" strike out the comma and insert in lieu thereof the following: "paid by the owner of the mortgage (comma)"; in line 15, page 2, after the word "office" insert the words "or in the mortgage." In line 36, page 3, after the word "administrator" insert the words "of the estate of such deceased title owner." In line 48, page 3, following the words "default shall" strike out the word "be" and insert in lieu thereof the word "have." In line 1, page 4, insert the words "SECTION 2" before the word "EMERGENCY."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Section 4 of Chapter 182 of the Session Laws of 1929, as Amended by Section 1 of Chapter 102 of the Session Laws of 1931, Relating to the Bonds of North Dakota, Real Estate Series.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. ARNISON,
L. L. TWICHELL,
O. C. OLSON,
J. D. HOLTHUSEN.

A majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Section 4 of Chapter 182 of the Session Laws of 1929, as Amended by Section 1 of Chapter 102 of the Session Laws of 1931, Relating to the Bonds of North Dakota, Real Estate Series.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
W. J. FLANNIGAN,
OLE ETTESTAD,
R. R. LOFTHUS,
W. J. GODWIN.

Mr. Flannigan moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything following the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT Providing That Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify That Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment is Refused.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. All municipal bonds of cities, villages, school districts, and townships hereafter issued shall contain a provision that interest thereon shall cease at maturity unless the holder thereof shall present the same for payment and payment is refused.

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 11, page 4 of the printed bill, strike out the word "three" and insert in lieu thereof the word "five."

In line 14, strike out the words "one hundred and twenty-five" and insert in lieu thereof the word "fifty."

In line 17, strike out the words "two hundred" and insert in lieu thereof the words "one hundred."

In line 19, following the comma following the word "ten" strike out "but not to exceed twenty,".

In line 20, strike out the words "three hundred" and insert in lieu thereof the words "one hundred and fifty."

Strike out lines 22 and 23 and insert in lieu thereof the following: "Any store that is a part of a national chain having branches in other states shall come under the highest bracket."

In Section 8, page 5, line 7, of the printed bill, after the period following the word "wholesale" insert the following sentence: "The term 'store' as above defined shall not, however, be construed to include retail lumberyards, gasoline bulk and filling stations or grain elevators."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, line 3, strike out the words "only a fraction of" and insert in lieu thereof the words "less than."

And when so amended recommend the same do pass.

EDW. SAVRE,
H. W. McINNES,
J. F. FITZGERALD,
C. F. OLSON,
S. A. ESPELAND,
J. A. PATTERSON,
VAL. P. WOLF.

A majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. ARNESON,
G. ISAAK,
L. L. TWICHELL,
M. H. LYNCH,
MILTON R. YOUNG,
GEO. P. HOMNES,
P. J. FLATEN,
D. L. ANDERSON,
BEN GILBERTSON,
MILTON RUE,
E. D. SYMINGTON.

Mr. Lynch moved that the report be adopted.

Mr. Flannigan moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

A minority of the Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1182 of the Compiled Laws of North Dakota for the Year 1913, Providing for Tax Levies to Be Made by School Districts, and Providing that the Levy Shall Be Submitted to the Qualified Voters at the General School Elections to Be Held on the 1st Tuesday of June of Each Year, and Providing for the Duties of School District Clerks in Respect Thereto.

Have had the same under consideration and recommend that the same do pass.

H. T. PETERSON,
S. A. ESPELAND,
C. T. OLSON.

A majority of the Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1182 of the Compiled Laws of North Dakota for the Year 1913, Providing for Tax Levies to Be Made by School Districts, and Providing that the Levy Shall Be Submitted to the Qualified Voters at the General School Elections to Be Held on the 1st Tuesday of June of Each Year, and Providing for the Duties of School District Clerks in Respect Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,
C. J. HANSON,
A. OGLESBY,
B. L. NELSON,
MARTIN LUND,
N. P. JENSEN,
ALFRED MOSTAD,
FRED SHURR.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report of the majority be adopted.

Mr. Peterson of Mountrail moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion was lost.

The question being on the motion of Mr. Ettestad that the report of the majority be adopted, the motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 29. A Bill for an Act to Amend and Re-enact Section 2263 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to County Agent Work and Provision Therefor.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Madam Speaker: Your Committee on Live Stock to whom was referred:

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the heading of the printed bill, change the period following the word "them" to a comma and add the following: "and providing a penalty." In line 5 of the printed bill after the word "livestock." add "or shipment to terminal markets." In line 6, after the word "to" strike out the remaining part of the section and add in lieu thereof "farmers who purchase livestock to complete loads of livestock of his own for shipment to market." In Section 6, line 5, page 4, of the printed bill, following the word "prices," strike out the balance of the section. Insert in lieu of Section 10, the following: "Any person who shall buy livestock without first securing license, shall be guilty of a gross misdemeanor and shall be punished by a fine of not less than \$100.00 nor more than \$500.00, or by imprisonment in the county jail of not less than 30 days nor more than 1 year, or by such fine and imprisonment. Renumber Section 10, to Section 11.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Treffry moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Have had the same under consideration and recommend that the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 22. 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 be amended as follows:

Amendments found on Page 12, February 14th Journal.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the entire bill and insert in lieu thereof the following:

SENATE BILL NO. 118

Introduced by Senator Whelan (by request)

A BILL

For an Act to Amend and Re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b4; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b4; Section 2079b5 and Section 2079b13 Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 2079b1. CERTIFICATES OF INDEBTEDNESS.) Counties, cities, villages, townships, school districts, park districts, and irrigation districts shall have power to borrow in anticipation of revenues to be derived from taxes already levied. The aggregate amount of such borrowings shall not

any time exceed the amount of delinquent taxes which have been levied during the year in which the borrowing is made, plus uncollected taxes remaining upon the tax lists of four preceding years, exclusive of levies for the purpose of retiring bond issues and the interest thereon. For the purpose of borrowing all such taxing districts may issue certificates of indebtedness. A certificate of indebtedness shall consist of an agreement on the part of the taxing district to pay a stated sum on a specified date or on or before a specified date not more than twenty-four months in the future, together with interest thereon at a specified rate not exceeding seven per cent per annum which may be made payable semi-annually, which certificate shall be signed on behalf of the district by its president or chairman and also by its auditor, clerk or secretary, and be payable out of funds derived from delinquent taxes levied for the current tax year and four previous years, and which have not been set aside for the payment of other certificates of indebtedness pursuant to Section 2079b5. However, a certificate of indebtedness shall be the general obligation of the issuing tax district.

Certificates of indebtedness shall bear the certificate of the county auditor to the effect that they, together with all other outstanding certificates, are within the amount of delinquent taxes which have been lawfully levied in the then present year plus uncollected taxes of four preceding years. Such certificates of indebtedness shall possess no validity unless they bear such certificates of the county auditor. It shall be the duty of the county auditor to make such certificate according to the facts. When so executed with the prescribed certificate signed by the county auditor, certificates of indebtedness shall be fully negotiable and shall be incontestable, except upon the ground of fraud on the part of the holder or original payee or connivance between the holder or the original payee and officer or officers of the taxing district concerned. In the hands of a holder in due course, the execution of a certificate of indebtedness by the proper officials shall be conclusive evidence that the issuance thereof was duly authorized by the governing board of the taxing district. A tax shall be deemed to have been levied when it has been voted by the tax levying board and certified to the county auditor.

Section 2079b2. CERTIFYING AMOUNT OF UNCOLLECTED TAXES.) The county auditor shall at any time upon request of the officers of any taxing district, certify to them the amount of uncollected taxes remaining upon the tax lists to the credit of such district on the last day of the preceding month, and shall annually certify such information to the clerk of each township and village on February fifteenth and to the auditor of each city on September tenth, and to the clerk of each school board on June tenth. The county auditor shall also certify to the clerk, auditor, or secretary of such taxing districts monthly, at the time of making the monthly apportionment of funds the amount of cash collections apportioned for that month to such taxing district, and the amount derived from levies of each tax year.

Section 2079b3. **MAXIMUM AMOUNT OF WARRANTS; VIOLATION OF PROVISION; LIABILITY FOR.**) No warrants, purporting to be drawn upon the funds in the hands of the treasurer of any taxing district, shall be issued in excess of the amount of cash in the hands of the treasurer, exclusive of sinking funds and funds for the payment of interest upon bond issues, and no indebtedness shall be incurred, and no undertakings or expenditures authorized in excess of unencumbered uncollected taxes which have been levied during the current year. Any warrant issued, contract entered into, or purported indebtedness incurred in contravention of this Section shall be utterly null and void, this provision not being intended to detract from the provisions of Section 2079b1 of this Act with reference to the incontestability of certificates of indebtedness. Any officer knowingly and wilfully executing or participating in the execution of any warrant or contract, or attempting to incur any indebtedness of any such taxing district in contravention of this Act, shall be deemed guilty of a misdemeanor. Any officer executing or participating in the execution of any warrant in contravention of this Act, shall be personally liable for the payment thereof to the holder in due course thereof. Any county auditor wilfully signing a false certificate upon any certificate of indebtedness issued pursuant to the provisions of this Act, shall be deemed guilty of a misdemeanor. Any member of a governing board or any officer of such taxing district who shall wilfully issue or participate in the issuance of, or the purported authorization of any certificate of indebtedness contrary to the provisions of this Act, or in excess of the maximum amount permitted under this Act, shall be personally liable for the payment thereof to the holder in due course thereof.

Section 2079b4. **REGISTRATION.**) The county auditor shall at the time of attaching his certificate to such certificates of indebtedness, register such certificates of indebtedness in his bond register in space set aside for the registration of certificates of indebtedness. Such registration shall show the name and address of the purchaser. In the event such certificate is negotiated, the holder thereof shall present same to the county auditor who shall thereupon note in his register the name and address of the purchaser.

Section 2079b5. **COLLECTION, PAYMENT AND CANCELLATION OF CERTIFICATES.**) When any taxing district has issued certificates of indebtedness pursuant to the terms of this act it shall be the duty of the county auditor to set aside all taxes collected from levies for the respective years against which certificates of indebtedness have been issued, except those for sinking and interest funds, thereafter accruing to the credit of such district, and the same shall be held by the county treasurer in a special fund to be used only for the purpose of retiring such certificates of indebtedness and paying interest thereon until such funds shall have been accumulated from the collection of levies of any year or years against which certificates of indebtedness have been issued to retire the certificates of that year. In the event sufficient taxes are not collected from such levies to retire such certificates, both principal and interest, within two

months after their due date, then there shall be set aside from current tax collections not less than ten per cent nor more than thirty per cent of the amount of such collections until such past due certificates have been paid. That within one month after the due date of a certificate of indebtedness the governing board of the issuing taxing district shall transmit to the county auditor its duly authenticated resolution directing the percentage of collection of taxes to be retained by the county treasurer each year to retire such certificate within the foregoing limitations. In the event such resolution is not received within two months after the due date of such certificate, then the county auditor shall retain thirty percentage of such collections. Certificates of indebtedness shall be paid in the order of their issuance, the certificate first issued being first paid from such collection of taxes. Upon accumulation of funds sufficient to retire a certificate, whether same is due or otherwise, the holder thereof shall be notified by the county auditor and shall be required promptly to present the certificate for payment and cancellation and thereafter interest thereon shall cease. Upon presentment of such certificate to the county auditor, he shall certify the amount due thereon to the county treasurer, who shall pay to the holder the amount thereof; the certificate shall be cancelled and so noted on the bond register and the cancelled certificate returned to the treasurer of the issuing taxing district.

Section 2079b13. WARRANTS FOR CURRENT EXPENSES.) In case any taxing district is unable to sell its certificates of indebtedness, it may issue warrants in payment of current expense in excess of cash on hand, but not in excess of taxes levied but uncollected, and not otherwise encumbered, and the funds derived from the collection thereof shall constitute a special fund and the exclusive source of revenue for the payment of such warrants. If warrants be issued in excess of taxes levied, such warrants shall possess no validity as against the taxing district but the officials knowingly and wilfully issuing the same shall be personally liable for the payment thereof. Provided, however, that the governing board of any political subdivision may, in the event that there has not been sufficient funds in the treasury of such subdivision, to pay the salaries and wages of officials and employees of such subdivisions in full for a period of six months, by resolution authorize the issuance of warrants to such officials and employees for salary and wages, whereby one-half of such salary or wage shall be paid in cash by the treasurer of such political subdivision to such officials or employees, and a warrant issued for the balance thereof, which shall be registered and paid as other warrants are registered and paid; provided, further, that this act shall be construed to relieve the treasurer of such political subdivisions of liability to other warrant holders because of the payment of salaries and wages as provided in this act.

REPEAL.) All acts or parts of acts in conflict herewith are hereby repealed.

EMERGENCY.) This Act is hereby declared 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.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 20, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Which the House has passed unchanged.

Also,

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Which the House has amended.

Also transmit:

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

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:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 5, of the printed bill, after the word "mortgage" strike out the comma. Page 2, Section 2, line 3 strike out the word "has" and insert in lieu thereof the word "have". On page 2, Section 2, line 4, strike out the words, "shall be" and insert the words "have been" in lieu thereof. Page 2, Section 3, Line 4 after the word "same" strike out the period, insert a comma and add the following: "and any charge heretofore made is hereby cancelled."

And when so amended recommend that the same do pass.

Also

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for a Period of Four Years, for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of

the Principal of the North Dakota Real Estate Bonds Now Outstanding.

And recommend the adoption of the standing committee's amendments as follows:

Title, line 3, strike out the following: "for each year for a period of four years" and insert in lieu thereof "the year of 1933".

Section 1, line 2, strike the "s" off years.

Section 1, line 3, "1934, 1935 and 1936" strike out. In the same line strike out the "s" in years.

And when so amended recommend that the same do pass.

Also,

House Bill No. 318. A Bill for an Act Creating the Office of County Assessor, Defining His Powers and Duties, Abolishing the Office of District Assessor, Township Assessor and Village Assessor, Amending Sections 2093 and 2123 of the Supplement to the Compiled Laws of North Dakota for 1913 and Sections 2135, 2138, 2140 and 2143 of the Compiled Laws of North Dakota for 1913 and Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913 as Amended by Section 1 of Chapter 279 of the Session Laws of North Dakota for 1931, and Repealing Sections 2125 and 2126 of the Compiled Laws of North Dakota for 1913, and All Other Acts or Parts of Acts in Conflict With the Provisions of this Act.

Which was recommended to General Orders without recommendation from the standing committee.

And recommend that the bill be indefinitely postponed.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

And recommend passage of the bill as originally drawn.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 3, on page 4, line 33, strike out "semi-colon" and insert in lieu thereof "referred" following the period capitalize the letter "e" also in line 36 strike out "semi-colon" following the word "Dakota" and insert in lieu thereof "period." On page 5, line 67, of the same section, following the letter "k" insert the following: "The State hereby waives its exemption from suit and authorizes said Board to sue and be sued in the name of the 'Board of Capitol Commissioners of the State of North Dakota' on account of, or in connection with, any and all contracts and all other transactions authorized herein, excluding, however, causes of action arising in tort."

The following sub-section to be lettered sub-section "L". Lines to be renumbered following line 67 of Section 3 in Section 6, page 8, line 55 following the word "annulment" insert "or rescision". Also in line 57 following the word "annual" strike out the comma and insert the words "or rescind comma."

Also the further amendment:

That lines 54 to 60, inclusive, be stricken from the bill.

And when so amended recommend that the same do pass.

Also,

House Bill No. 242. A Bill for an Act to provide for old age pensions prescribing methods of operating such law and penalty for violation thereof; and providing for funds required for the administration thereof.

And recommend the adoption of the standing committee's amendments as follows:

Amend the title of the printed bill to read as follows: "For an Act to provide for old age pensions, creating an Old Age Pension Fund, providing for the levy of an annual tax therefor, prescribing persons to be pensioned thereunder, and penalties for the violation thereof."

Strike out all of Section 1 and insert in lieu thereof as such section the following: "There shall be levied and collected in each year, beginning with the year 1934, an annual tax of one tenth of one mill for each taxable dollar of the total equalized assessed valuation, of all taxable property in the State of North Dakota, for the purpose of creating a fund to be known as the Old Age Pension Fund, the proceeds of which levy shall be set apart as a fund for the payment of relief and in assistance of aged persons, as hereinafter provided, such tax shall be collected in the same manner as is now provided for the collection of other taxes and when collected shall be paid into the state treasury to the credit of the Old Age Pension Fund. The fund shall be cumulative and any surplus for any one year shall be available for disbursement ac-

ording to law for any succeeding year. If the funds provided for herein are not sufficient to pay all pensions to become payable in any year, the Board of Administration shall scale all such pensions so that the pension fund may be distributed uniformly among those granted pensions hereunder and that each person granted such pension may receive the same percentage of the pension granted."

In line 3, Section 2, strike out the word "sixty-five" and insert in lieu thereof the words "sixty-eight." Also in line 3, strike out the last word "and" in the beginning of line 4, strike out the words "to those disabled."

In Section 2, page 2, line 10, strike out the words and figure "four (4)" and insert in lieu thereof the words and figure "one (1)."

In line 11, page 2, ahead of the word "absence" and following the word "that" insert the word "temporary."

In the same line ahead of the word "while" and after the word "state" insert the following: "or absence from the state."

At the end of Section 2, page 2, of the printed bill insert the following: "The total old age pension paid to residents of any county in any year, shall not exceed 125% of the amount of taxes levied and collected for such county, and paid into such fund, in such year."

In lines 14 and 15, Section 3, page 2, change the words and figures "three hundred (\$300.00) dollars" to "one hundred and fifty (\$150.00) dollars."

Strike out all of sub-division "E," Section 3, line 15, page 2, beginning with the word "provided."

In line 6, page 5, Section 11, strike out all of such section after the word "year" and insert a period (.) instead of the semi-colon (;).

Page 6, Section 12, line 3, strike out the word "three" and insert in lieu thereof "one."

Line 4, strike out "three hundred dollars (\$300.00)" and insert in lieu thereof "one hundred and fifty dollars (\$150.00)."

And when so amended, recommend that the same do pass.
Also,

House Bill No. 276. A Bill for an Act Amending and Re-enacting Sections 1779 and 1781 Compiled Laws 1913, as Amended by Chapter 239 Session Laws 1915, Providing for the Board of Trustees for the North Dakota Soldiers' Home; that the Members of said Board Shall Be Five in Number, to Serve Respectively for a Term of Five Years and that the Appointment Shall Be Made by the Governor of North Dakota. Providing, Also, for the Compensation to Be Paid to These Trustees and Declaring an Emergency.

And recommend the adoption of the standing committee's amendments as follows:

Amend House Bill No. 276 by striking out all of proposed measure after the words "A Bill" and ahead of the word "Repeal" in line 37, page 3 of the printed bill, and insert in lieu thereof:

"An Act to amend and re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home."

Section 1. AMENDMENT: That Section 1779 of the Supplement to the Compiled Laws, 1913, be and the same is hereby amended and re-enacted to read as follows:

Section 1779. BOARD OF TRUSTEES. The general supervision and government of the Soldiers' Home shall be vested in a board of five members, to be styled "The Board of Trustees of the Soldiers' Home." Upon and from the termination of the term of office of any present member of such board, his successor shall be appointed for a period of five years, and appointments hereafter made to such board shall be made so that at as early a date as possible such board shall consist of two members who shall have served in the Spanish-American War, two who shall have served in the World's War, and which members shall be appointed by the Governor by and with the advice and consent of the Senate; and one member who shall be appointed by the Department Commander of the organization known as the Grand Army of the Republic; all such appointees must be citizens of the United States and residents of the state of North Dakota. The member to be appointed by the Department Commander must be a veteran of the Army, Navy or Marines, honorably discharged.

The compensation of the said trustees shall be five dollars per day each, for not exceeding twenty days in any one year, and their necessary expenses while performing their duties of office.

And when so amended recommend that the same do pass.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

And recommend the adoption of the Standing Committee's amendments as follows:

On line 4, Section 1, strike out the words "One-half of."

And when so amended recommend that the same do pass.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

And recommend the adoption of the standing committee's amendments as follows:

After the title of the bill insert the following: "BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:."

And when so amended recommend that the same do pass.

Also

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

And recommend the adoption of the standing committee's amendments as follows:

In line two of the title strike out the word "or" and insert a comma and the word "an".

In line three of the title after the word "or" and ahead of the word "other" insert the words "referred act or".

Strike out all of line 6 of the body of the printed bill after the word "amendment" and all of line 7 to the word "is" and insert in lieu thereof, "an initiated measure or a referred act".

In line 10 of the printed bill strike out the word "same" and insert in lieu thereof the words "title thereof only,".

In line 12, page 2, strike out the word "the" and insert the words and figures "of the Compiled Laws of 1913, such"; insert a comma at the end of line 13 and strike out the word "or" at the beginning of line 13.

In line 13 after the word "measure" insert the words "or referred act,".

In line 14 after the word "state" insert a comma.

And the further amendment:

Insert a comma in line 12, following the word "amendment."

And when so amended recommend that the same do pass.

Also

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out the balance of line 2 following the word "of" and all of line 3, and insert in lieu thereof the following: "9:00 o'clock in the forenoon until 12:00 o'clock noon and from 1:00 o'clock until 5:30 in the afternoon."

And when so amended recommend that the same do pass.

Also

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, Section 3, line 5, strike out the word "revised".

Also in line 6, strike out the words "Codes of 1913" and insert in lieu thereof the following "Civil Code of the Compiled Laws, 1913."

And when so amended recommend that the same do pass.

Also

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 5, line 32½, insert: "(d) The taxpayer shall be credited as against the total tax due under the provisions of this Act, with the amount paid by him to the state or any taxing sub-division thereof, as a tax on real estate or personal property; provided, that the deductions provided for in this subsection shall be allowed only if the taxpayer furnish the Commissioners a receipt for the payment of such taxes."

And when so amended recommend that the same do pass.

Also

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

And recommend the adoption of the standing committee's amendments as follows:

In line 6, following the words "granted by" insert the words "a four-fifths". In line 7, following the word "vote" strike out the following "of those present of said board convened as such" and insert in lieu thereof "of the members of the board of Pardons (comma)".

In line 8, strike out the words "General or".

In line 11, following the word quorum strike out the period and insert in lieu thereof a semi-colon and the following: "provided that at special meetings attended only by the Governor, the Chief Justice of the Supreme Court, and the Attorney General, an unanimous vote shall be required."

And when so amended recommend that the same do pass.

Also

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

Page 2, section 1, line 12 of the printed bill after the word "cent" strike out the comma and insert in lieu thereof a semi-colon. Strike out balance of section and insert in lieu thereof the following:

"Provided such 5% preference shall not apply to Federal Aid Projects; and provided further that at least 90% of the employes engaged in Highway Construction and Maintenance shall have been residents of the State of North Dakota for at least one year."

And the further amendment:

After the word "year" in the amendment of the standing committee, add the following: "and shall be a citizen of the United States or have declared their intention to become such."

And when so amended recommend that the same do pass.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board,

for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

And recommend the adoption of the standing committee's amendments as printed on pages 30-38 of the Journal of February 18.

And when so amended recommend that the same do pass.

Also,

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

And recommend the adoption of the standing committee's amendments as follows:

In Section 6, page 2, line 1, following the words "Section 6." strike out the balance of the section and insert in lieu thereof the following: "Provided, however, that in all cases where an insurance company is made a party defendant, it shall be given sufficient time to set up any defense that it may have."

And when so amended recommend that the same do pass.

Also,

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

And recommend the adoption of the standing committee's amendments as follows:

In line 9, strike out the figures "2,000" and insert in lieu thereof the figures "1,500."

And when so amended recommend that the same do pass.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

And recommend the adoption of the standing committee's amendments as follows:

Page 2, Section 1, line 16, at the end of the line strike out the word "to" and insert in lieu thereof the word "for."

Page 2, Section 1, line 18, after the word interest strike out the period and insert a semi-colon and add the following: "Provided, however, such bonds shall not be sold below par."

Page 2, Section 1, line 20, after the word "attested" insert the word "to."

Page 3, Section 2, line 32, strike out the word "presentment" and insert in lieu thereof the word "presentation."

And the further amendment:

In Section 2, line 9, strike out the word "or" and insert in lieu thereof the word "nor."

And when so amended recommend that the same do pass.

Also

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, Session Laws of North Dakota for the Year 1927.

And recommend the adoption of the standing committee's amendments as follows:

Amend title by adding after the figure "9" figure "10 comma" and figure "24 comma."

On page 2 of the printed bill, strike out all of line one.

On page 3 of the printed bill, strike out all of line one.

And when so amended recommend that the same do pass.

Also:

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 2, Chapter 228, Session Laws of North Dakota for the Year 1931.

And recommend the adoption of the standing committee's amendments as follows:

Amend the title by striking out the word "Section" and the figure "2" also the comma.

On page 2 of the printed bill, line 19, strike out the figure "3" after the word "paragraph," and insert the figure "2" in lieu thereof.

And when so amended recommend that the same do pass.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

And recommend the adoption of the standing committee's amendments and the amendment of the Committee of the Whole.

Strike out all of the printed bill beginning with line 9 and insert in lieu thereof the following:

"The total tax for road and bridge purposes, levied by the board of county commissioners in such unorganized townships for road and bridge purposes, shall not exceed two (2) mills on the dollar of the net taxable assessed valuation of such unorganized townships. Such limitation, however, shall not be construed as limiting the power of the board of county commissioners to levy general county taxes for road and bridge purposes in such unorganized territory as may be provided by law.

In addition to such two (2) mill levy hereby authorized to be made by the Board of County Commissioners in such unorganized territory, a further levy of two (2) mills may be made for township general and township poor purposes."

Line 12 strike out the word "the" and insert in lieu thereof the word "such" and a comma (,).

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

And recommend the adoption of the standing committee's amendments as follows:

In line 9, Section 1, strike out the word "and" and insert in lieu thereof the word "or."

And when so amended recommend that the same do pass.

D. L. PETERS,
Chairman.

Mr. Solberg moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Fedje moved that the courtesies of the floor be extended to Mrs. Lavina Amsberry, former representative from Williams County.

Which motion prevailed.

Mr. Crockett requested permission to withdraw House Bill No. 264.

Which request was granted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 20, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Also,

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition

and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also return:

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Which the President of the Senate has signed:

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions;

the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Was read the first and second times and referred to the Committee on Counties.

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

Was read the first and second times and referred to the Committee on Insurance.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Pearl Porter, Edgeley; John Omland, Palmer Levin, Park River; John Bernal, Plaza; A. G. Porter, Larimore; G. R. Thelin, Devils Lake; John M. Klein, Strasburg; Henry Anderberg, Jamestown; John G. Nelson, Fullerton; Berghild Haugland, Mrs. John H. Warner, Minot; Mrs. C. O. Arneson, Devils Lake; Frank Hughes, Fargo; T. D. Syakonski, Fried; Theo. Carlson, E. W. Carlson, Homer; A. A. Johnson, Glenburn; Bert Solburg, Minot; Mrs. C. Missemith, Dickinson; A. F. Lehr, S. W. Ruff, E. J. Remboldt, Jacob Remboldt, Gackle; Mrs. C. T. Olson, Bowman; I. Nasland, E. C. Ellingson, Max Hartwig, Edgeley; Andreas Wolf, Hague; Gunnson Bolstad, Devils Lake; E. O. Haedt, H. H. Edinger, Wm. Haedt, Cathay; Jake Rodacker, Heaton; John Waltz, Fessenden; Gust Edlund, Powers Lake; E. W. Carlson, Jamestown; Theo Carlson, Ypsilanti; E. Abrahamson, Wm. Clifford, Mohall; Dr. C. F. Young, R. J. Young, Mrs. C. F. Young, Miss M. R. Young, LaMoure; Mr. and Mrs. James H. Lloyd, Heaton; M. D. Graham, Burlington; Edw. Haring, Glen Ullin; A. J. Bartz, Minot; Mark Hamilton, Jamestown; M. Clancey, A. C. Gehler, Montpelier; J. M. Joiner, Berthold; Herman Knable, O. L. Butts, John Barrett, Jamestown; Aug. Gruchalla, Fried; W. M. Bennett, Jamestown; B. W. Shaw, Mandan; S. E. Halpern, Glen Ullin; Marion Hutchins, Alfred Welander, Fullerton; Louis Wehmhoefer, Peter Flannigan, Mrs. Earl Hallerday, Mr. and Mrs. W. E. Shaefer, F. W. Gronniger, Minot.

Mr. Flannigan moved that the House do now recess until 7:30 p. m.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 20, 21, 1933.

The House was called to order at 7:30 p. m., pursuant to recess taken, Speaker Craig presiding.

Seventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senate Resolution "L".

Was read the first and second times and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on School and Public Lands made the following report:

Madam Speaker: Your Committee on School and Public Lands to whom was referred:

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Have had the same under consideration and recommend that the same do pass.

H. M. HENRICKSON,
Chairman.

Mr. Henrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp.

Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Have had the same under consideration and recommend that the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 325. A Bill for an Act to Amend and Re-enact Section 9971a1, Section 9971a2, and Section 9971a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 128 of the Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same and Making the Same a Misdemeanor; Providing a Penalty Therefor; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 122. A Bill for an Act to Increase the Value of Farm Products to Twice Their Present Market Value, to Transform Potential Wealth Now Held Back on the Farms in the Form of Wheat, Cattle, Sheep, etc., Because of the Extremely Low Prices, into United States Currency; to Inflate Our Currency by the Issuance of North Dakota Money Commonly Known as "Scrip," to Bring About the Payment of Taxes; to Rehabilitate the Currency in the State of North Dakota and for Other Purposes. This Bill Shall be Known as the "North Dakota Self-Liquidating Farm and Industrial Recovery Bill."

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 336. A Bill for an Act to Repeal Chapter 128 of the Session Laws of 1931 Relating to the Drawing of Bank Checks or Drafts Without Funds in the Bank.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted.

Mr. Swendseid moved, as a substitute motion that House Bill No. 336 be placed on the calendar.

Which motion was lost.

The question being on the motion of Mr. Opdahl that the report of the Committee be adopted, the motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 221. A Bill for an Act Designating the Qualifications of Banks in Which Public Money Shall Be Deposited, Providing for the Disclosure by Such Banks as to the Ownership of Their Stock, Providing a Penalty for the Violation of the Provisions of This Act, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 47. A Bill for an Act Authorizing the State of North Dakota, Operating Thru the Fiscal Agent, the Bank of North Dakota, to Issue Non-interest Bearing Bonds in Currency Denomination and Form, in Exchange for Certificates of Indebtedness of the State or Any Political Subdivision of the State of North Dakota Authorized by Existing Laws to Issue Same and Making Said Bonds Legal Tender in the Payment of Taxes, Providing for Such Rules and Regulations to be Promulgated by the Bank of North Dakota; for the Purpose of Carrying Out the Provisions of This Act; and Said Bank of North Dakota is Authorized to Make Farm Loans and Remitting in Payment Thereof of Said Bonds; Providing that Legal Tender of the United States Shall be at Par for the Purpose of this Act, and Repealing all Acts or Parts of Acts in Conflict Herewith and Providing an Emergency Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 185. A Bill for an Act to Amend Section 714a7 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Bonds of Depositories of Public Funds in Banks or Other Institutions Other Than the Bank of North Dakota, Requiring All Such Depository Bonds to be Surety Bonds, 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.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of North Dakota, for the year 1913, Relating to Deposit of Public Funds.

Have had the same under consideration and recommend that the same be amended as follows:

Line 1, section 1, of the printed bill, after the period insert the word, "Amendment."

Section 1, line 4, strike out the word "amendment" and insert in lieu thereof the words, "Deposits of Public Funds."

Page 2, line 13, strike out the word Eighteen and insert in lieu thereof the words, "thirty-three."

Page 2, line 18, after the word "contract" strike out the period and insert semi-colon and insert the following: "and provided further, that the bank of North Dakota may re-deposit any such funds in any bank, state or national, or in any trust company, within or without the state, upon such terms and conditions as the Industrial Commission shall prescribe."

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Was read the third time.

Mr. Thompson asked unanimous consent to amend House Bill No. 203 by placing Mr. Crockett's name on the bill with his as co-author.

Which request was granted.

Mr. Godwin moved that the rules be suspended and House Bill No. 203 be considered properly re-engrossed and placed upon 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, 91; nays, 6; absent and not voting 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Peters
Anderson, Sargent	Henrickson	Peterson, Bottineau
Anfinson	Hill	Peterson, Mountrail
Arneson	Hillman	Piper
Bailey	Holte	Place
Bettenhausen	Holthusen	Rathbun
Biewer	Homnes	Rindy
Born	Isaak	Rue
Broschat	Jensen	Sannes
Correll	Jodock	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	McInnes	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	
Hanson, Barnes	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gessner	Lynch	Steedsmen
Johnson	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lillehaugen	Smith
Carlson	Lund	Swett
Fitch	McKellar	Traynor
Jardine	McManus	Young
Johnston	Sandlie	
Jones	Scholl	

So the bill passed and the title was agreed to.

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than 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, 89; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bailey	Isaak	Place
Bettenhausen	Jardine	Rindy
Biewer	Jensen	Rue
Broschat	Jodock	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Scholl
Dittmer	Lavik	Shurr
Erickson, McKenzie	Lemke	Solberg
Erickson, McLean	Lillehaugen	Sprenger
Espelund	Lofthus	Sticka
Ettestad	Lund	Stoa
Falconer	Lynch	Strutz
Fedje	McInnes	Sundby, McLean
Fitch	McKellar	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Muus	Steedsman
Endres	Nelson, Dickey	Twichell
Holte	Peters	Wright
Holthusen	Piper	Young
Johnson	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Smith
Carlson	Jones	Swett
Dahl	McManus	Traynor
Homnes	Sandlie	

So the bill passed and the title was agreed to.

Mr. Twete moved that the vote by which House Bill No. 275 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 281. A Bill for an Act Repealing All of Chapter 246 of the Session Laws of North Dakota for the Year 1931, Relating to the Establishment and Maintenance of Junior College Work in Certain High Schools of this State. Declaring Act an Emergency Measure.

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, 26; nays, 79; absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Owings
Arneson	Jardine	Peters
Bettenhausen	Larson, Nelson	Piper
Dittmer	Lillehaugen	Savre
Flannigan	Lofthus	Sprenger
Gilbertson	Lund	Strutz
Hagen	Muus	Twichell
Hill	Nelson, Dickey	Madam Speaker
Hillman	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peterson, Bottineau
Anderson, Sargent	Hanson, Stark	Peterson, Mountrail
Anfinson	Henrickson	Place
Bailey	Holthusen	Rathbun
Biewer	Homnes	Rindy
Born	Isaak	Rue
Broschat	Jensen	Sannes
Carlson	Jodock	Schauss
Correll	Johnson	Scholl
Crockett	Kapfer	Shurr
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Steedsman
Endres	Lemke	Sticka
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McInnes	Sundby, McLean

Messrs.	Messrs.	Messrs.
Espeland	McKellar	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Mostad	Swendseid
Fedje	Nelson, Morton	Symington
Fitch	Nelson, Ward	Thompson
Fitzgerald	Niewoehner	Treffry
Flaten	Noben	Twete
Fuglestad	Odegard	Wolf
Gessner	Oglesby	Wright
Gilchrist	Olson, Adams	Young
Godwin	Olson, Bowman	
Hanson, Barnes	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Swett
Johnston	Sandlie	Traynor
Jones	Smith	

So the bill was declared lost.

Mr. Rue moved that the vote by which House Bill No. 281 was declared lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Was read the third time.

Mr. Flannigan moved that further action on House Bill No. 299 be deferred for one legislative day.

Which motion prevailed.

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within 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, 78; nays 27; absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson, Bottineau
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Holte	Piper
Anfinson	Holthusen	Place
Bailey	Homnes	Rathbun
Bettenhausen	Jardine	Rindy

Messrs.	Messrs.	Messrs.
Biewer	Jodock	Rue
Broschat	Johnson	Sannes
Correll	Larson, Ransom	Schauss
Cunningham	Lavik	Scholl
Dahl	Lemke	Shurr
Dittmer	Lofthus	Solberg
Endres	Lynch	Sprengrer
Erickson,McKenzie	McInnes	Steedsman
Erickson, McLean	McKellar	Stoa
Ettestad	Morgan	Strutz
Falconer	Mostad	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitch	Nelson, Dickey	Svingen
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Niewoehner	Treffry
Flaten	Noben	Twete
Gilbertson	Oglesby	Twichell
Gilchrist	Opdahl	Wolf
Godwin	Owings	Wright
Hagen	Peters	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Stark	Olson, Adams
Born	Hillman	Odegard
Carlson	Isaak	Olson, Bowman
Crockett	Jensen	Patterson
Espeland	Kapfer	Savre
Fuglestad	Larson, Nelson	Sticka
Gessner	Lillehaugen	Swendseid
Hanson, Barnes	Lund	Symington
Hanson, Benson	Nelson, Ward	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Swett
Johnston	Sandlie	Traynor
Jones	Smith	

So the bill passed and the title was agreed to.

Mr. Niewoehner moved that the vote by which House Bill No. 204 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other

Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent 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, 90; nays 14; absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sannes
Broschat	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Scholl
Cunningham	Lavik	Shurr
Dahl	Lund	Solberg
Dittmer	Lynch	Sprenger
Endres	McInnes	Steedman
Erickson, McKenzie	McKellar	Sticka
Erickson, McLean	Morgan	Stoa
Espeland	Mostad	Sundby, McLean
Falconer	Muus	Sundby, Renville
Fedje	Nelson, Morton	Svingen
Fitch	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Ward	Symington
Flannigan	Niewoehner	Thompson
Gessner	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Olson, Adams	Twichell
Godwin	Opdahl	Wolf
Hagen	Owings	Wright
Hanson, Stark	Patterson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Henrickson	Oglesby
Ettestad	Hill	Olson, Bowman
Fuglestad	Lemke	Strutz
Hanson, Barnes	Lillehaugen	Madam Speaker
Hanson, Benson	Lofthus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Flaten	McManus	Swett
Johnston	Sandlie	Traynor

So the bill passed and the title was agreed to.

Mr. Fitch moved that the vote by which House Bill No. 69 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 93 as follows:

In line 5, section 1, strike out the following: "firm, company" and insert in lieu thereof the following "co-partnership, association."

Which request was granted.

Mr. Flannigan moved that the rules be suspended for the purpose of further amending the bill.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 93 be amended as follows:

On page 1, line 9, strike out the word "eight" and insert in lieu thereof the word "seven" and in line 17, page 2, strike out the word "eight" and insert the word "seven" in lieu thereof.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Flannigan.

The roll was called and there were ayes, 62; nays, 42; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jodock	Piper
Arneson	Kapfer	Place
Bailey	Larson, Nelson	Rathbun
Bettenhausen	Lavik	Rindy
Biewer	Lemke	Rue
Broschat	Lillehaugen	Sannes

Messrs.	Messrs.	Messrs.
Dahl	Lofthus	Savre
Erickson, McKenzie	McInnes	Schauss
Erickson, McLean	Morgan	Scholl
Espeland	Mostad	Shurr
Ettestad	Nelson, Ward	Solberg
Falconer	Niewoehner	Sprenger
Fedje	Noben	Sticka
Fitzgerald	Odegard	Strutz
Flannigan	Oglesby	Sundby, McLean
Fuglestad	Olson, Adams	Sundby, Renville
Gilchrist	Olson, Bowman	Svingen
Godwin	Owings	Treffry
Hanson, Barnes	Patterson	Twete
Hanson, Stark	Peterson, Bottineau	Wolf
Hill	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Muus
Anderson, Logan	Henrickson	Nelson, Dickey
Born	Hillman	Nelson, Morton
Carlson	Holte	Opdahl
Correll	Holthusen	Peters
Crockett	Homnes	Steedsman
Cunningham	Isaak	Stoa
Dittmer	Jardine	Swendseid
Endres	Jensen	Symington
Fitch	Johnson	Thompson
Flaten	Larson, Ransom	Twichell
Gessner	Lund	Wright
Gilbertson	Lynch	Young
Hagen	McKellar	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Jones	Smith
Brunsdale	McManus	Swett
Johnston	Sandlie	Traynor

So the motion was declared carried.

Mr. Flannigan moved that the rules be suspended and House Bill No. 93 be considered properly re-engrossed and placed on final passage.

Roll call demanded and granted.

The question being on the motion of Mr. Flannigan.

The roll was called and there were ayes, 68; nays, 37; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Piper
Anfinson	Jodock	Place
Arneson	Kapfer	Rathbun

Messrs.	Messrs.	Messrs.
Bailey	Larson, Nelson	Rindy
Bettenhausen	Lavik	Rue
Biewer	Lemke	Sannes
Broschat	Lillehaugen	Savre
Crockett	Lofthus	Schauss
Dahl	McInnes	Scholl
Endres	Morgan	Shurr
Erickson,McKenzie	Mostad	Solberg
Erickson, McLean	Nelson, Ward	Sprenger
Espeland	Niewoehner	Sticka
Ettestad	Noben	Strutz
Falconer	Odegard	Sundby, McLean
Fedje	Oglesby	Sundby, Renville
Fitzgerald	Olson, Adams	Svingen
Flannigan	Olson, Bowman	Swendseid
Fuglestad	Opdahl	Treffry
Gilchrist	Owings	Twete
Godwin	Patterson	Wolf
Hanson, Barnes	Peterson,Bottineau	Madam Speaker
Hanson, Stark	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	McKellar
Anderson, Logan	Hillman	Muus
Born	Holte	Nelson, Dickey
Carlson	Holthusen	Nelson, Morton
Correll	Homnes	Peters
Cunningham	Isaak	Steedsman
Dittmer	Jardine	Stoa
Fitch	Jensen	Symington
Flaten	Johnson	Thompson
Gessner	Larson, Ransom	Twichell
Gilbertson	Lund	Wright
Hagen	Lynch	Young
Hanson, Benson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Swett
Johnston	Sandlie	Traynor
Jones	Smith	

So the motion was declared lost.

Mr. Lynch moved that the House proceed to the consideration of the next bill on the calendar.

Which motion prevailed.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict

with the Powers Hereby Granted to a City Manager, 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, 91; nays 10; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bettenhausen	Jardine	Rindy
Biewer	Jensen	Rue
Born	Jodock	Sannes
Broschat	Johnson	Savre
Correll	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swendseid
Fitzgerald	Muus	Symington
Flannigan	Nelson, Dickey	Thompson
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Olson, Adams	Wright
Godwin	Opdahl	Young
Hanson, Stark	Owings	
Henrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Lofthus	Sprenger
Hanson, Barnes	Noben	Madam Speaker
Hanson, Benson	Oglesby	
Hill	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	McManus	Sandlee
Brunsdale	Johnston	Smith
Carlson	Jones	Swett
Hagen	Peterson, Bottineau	Traynor

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Flannigan: At this time we have with us an honored visitor in the person of Mrs. Berta Baker, our State Auditor. Mrs. Baker has served the state efficiently and well for many years, and I move that the courtesies of the floor be extended to Mrs. Baker and her friend Mrs. Ulsrud.

Which motion prevailed.

The House returned to the Eleventh Order of Business.

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Was read the third time.

Mr. Twichell asked unanimous consent to amend the bill which request was refused.

Mr. Twichell moved that the rules be suspended for the purpose of amending House Bill No. 175.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 175 be amended as follows:

“Strike out the period at end of last line in section 13 and insert the following: “in case of garnishment.”

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and that House Bill No. 175 be considered properly re-engrossed and placed upon 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, 22; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau

Arneson	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Carlson	Johnson	Rue
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lavik	Scholl
Dittmer	Lillehaugen	Shurr
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McInnes	Strutz
Fitch	McKellar	Sundby, McLean
Fuglestad	Morgan	Svingen
Gessner	Muus	Swendseid
Gilchrist	Nelson, Dickey	Symington
Godwin	Nelson, Morton	Thompson
Hagen	Niewoehner	Twete
Hanson, Barnes	Odegard	Twichell
Hanson, Stark	Oglesby	Wright
Henrickson	Olson, Adams	Young
Hill	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Patterson
Broschat	Jodock	Place
Endres	Lemke	Solberg
Erickson, McKenzie	Mostad	Stoa
Fedje	Nelson, Ward	Sundby, Renville
Fitzgerald	Noben	Treffry
Flannigan	Olson, Bowman	Wolf
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Smith
Brunsdale	McManus	Swett
Flaten	Sandlie	Traynor
Johnston		

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Ettestad moved that the vote by which House Bill No. 175 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to

the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; 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, 96; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Oglesby
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anderson, Sargent	Henrickson	Owings
Anfinson	Hill	Patterson
Arneson	Holte	Peters
Bettenhausen	Holthusen	Peterson, Bottineau
Biewer	Homnes	Peterson, Mountrail
Born	Isaak	Place
Broschat	Jardine	Rathbun
Carlson	Jensen	Rindy
Correll	Jodock	Rue
Crockett	Johnson	Sannes
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lavik	Shurr
Erickson, McKenzie	Lemke	Solberg
Erickson, McLean	Lillehaugen	Sprenger
Espeland	Lofthus	Steedsman
Ettestad	Lund	Stoa
Falconer	Lynch	Strutz
Fedje	McInnes	Sundby, McLean
Fitch	McKellar	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Mostad	Swendseid
Fuglestad	Muus	Thompson
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Hillman	Symington
Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	McManus	Sticka
Brunsdale	Olson, Adams	Swett
Flaten	Opdahl	Traynor
Johnston	Sandlie	Young
Jones	Smith	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, 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, 102; nays 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Sandlie
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lavik	Scholl
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McInnes	Stoa
Fedje	McKellar	Strutz
Fitch	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flannigan	Muus	Svingen
Fuglestad	Nelson, Dickey	Swendseid
Gessner	Nelson, Morton	Symington
Gilbertson	Nelson, Ward	Thompson
Gilchrist	Niewoehner	Treffry

Messrs.	Messrs.	Messrs.
Godwin	Noben	Twete
Hagen	Odegard	Twichell
Hanson, Barnes	Oglesby	Wolf
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnston	Smith
Brunsdale	Jones	Swett
Espeland	McManus	Traynor
Flaten	Opdahl	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Flannigan moved that the rules be suspended, and that while the Chief Clerk called the roll, the assistant be permitted to begin the third reading of the next non-controversial bill.

Which motion prevailed.

House Bill No. 269. A Bill for an Act Relating to the Payment of Taxes and Providing an Inducement to Pay Delinquent Real Estate and Personal Property Taxes, Including Hail Insurance and Special Assessment Taxes; and Accepting Certain Farm Commodities in Payment for Such Taxes at Approximately Seventy-five Per Cent of the Cost of Production.

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, 54; nays, 44; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Godwin	Owings
Anderson, Sargent	Hanson, Barnes	Patterson
Anfinson	Hanson, Benson	Peterson, Bottineau
Biewer	Henrickson	Place
Broschat	Hill	Rathbun
Carlson	Jodock	Savre
Crockett	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Endres	Lavik	Shurr
Erickson, McKenzie	Lofthus	Solberg
Erickson, McLean	McInnes	Sprengr
Espeland	Morgan	Strutz
Ettestad	Nelson, Ward	Sundby, McLean
Falconer	Niewoehner	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fedje	Noben	Svingen
Flannigan	Odegard	Thompson
Fuglestad	Olson, Bowman	Treffry
Gilchrist	Opdahl	Twete

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Peterson, Mountrail
Arneson	Jardine	Piper
Bettenhausen	Jensen	Rue
Born	Johnson	Sannes
Correll	Kapfer	Steedsman
Cunningham	Lillehaugen	Sticka
Dittmer	Lund	Stoa
Fitch	Lynch	Swendseid
Gessner	McKellar	Symington
Gilbertson	Mostad	Twichell
Hanson, Stark	Muus	Wolf
Hillman	Nelson, Dickey	Wright
Holte	Nelson, Morton	Young
Holthusen	Oglesby	Madam Speaker
Homnes	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnston	Rindy
Brunsdale	Jones	Sandlie
Fitzgerald	Lemke	Smith
Flaten	McManus	Swett
Hagen	Olson, Adams	Traynor

So the bill was lost.

Mr. Lynch moved that the vote by which House Bill No. 269 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

EXPLANATION OF VOTES

Mr. Thompson: I am going to vote "aye" on this bill. I don't believe it will work but I am going to vote for it and see if it will work.

Mr. Twichell asked the permission of the House to vote on House Bill 269, stating: "Under the Constitution no person having a direct interest in a bill, has a right to vote on it without getting the consent of the House, and I have personal property and real property taxes for two years unpaid and I have no right to vote unless I have the permission of the House."

Which request was granted.

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

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, 4; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peterson, Bottineau
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Piper
Bettenhausen	Hommes	Place
Biewer	Isaak	Rathbun
Born	Jensen	Rue
Broschat	Jodock	Sannes
Carlson	Johnson	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espelund	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jardine	Peters
Hagen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Sandlie
Brunsdale	Lofthus	Smith
Fitch	McManus	Swett
Flaten	Olson, Adams	Traynor
Johnston	Rindy	

So the bill passed and the title was agreed to.

Mr. Mostad moved that the vote by which House Bill No. 344 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 278. A Bill for an Act Permitting Theaters, Shows, Moving and Talking Picture Shows or Theatrical Performances to Keep Open or to Run on the Sabbath, Specifying Fees to Be Paid for a Permit to Be Issued by County Auditor, Providing Penalties for Violation Hereof, and Repealing Section 9231 of the Compiled Laws for 1913, and All Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

Mr. Flannigan asked unanimous consent to amend House Bill No. 278.

Which request was refused.

Mr. Flannigan moved that the rules be suspended for the purpose of amending House Bill No. 278.

Which motion lost.

Mr. Lynch moved that further action on House Bill No. 278 be deferred one legislative day.

Which motion lost .

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 34; nays, 65; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Peterson, Mountrail
Anderson, Logan	Flannigan	Rue
Born	Hanson, Stark	Schauss
Correll	Henrickson	Scholl
Cunningham	Holthusen	Shurr
Dahl	Johnson	Steedsman
Endres	McInnes	Sundby, McLean
Erickson, McKenzie	Olson, Bowman	Twete
Erickson, McLean	Opdahl	Wolf
Espelund	Owings	Young
Ettestad	Patterson	
Fitch	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Isaak	Oglesby
Anfinson	Jardine	Peters
Arneson	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Kapfer	Rathbun
Broschat	Larson, Nelson	Sannes

Messrs.	Messrs.	Messrs.
Carlson	Larson, Ransom	Savre
Crockett	Lavik	Solberg
Falconer	Lemke	Sprenger
Fedje	Lillehaugen	Sticka
Fuglestad	Lofthus	Stoa
Gessner	Lund	Strutz
Gilbertson	Lynch	Sundby, Renville
Gilchrist	McKellar	Svingen
Godwin	Morgan	Swendseid
Hagen	Mostad	Symington
Hanson, Barnes	Muus	Thompson
Hanson, Benson	Nelson, Dickey	Treffry
Hill	Nelson, Morton	Twichell
Hillman	Nelson, Ward	Wright
Holte	Niewoehner	Madam Speaker
Homnes	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Sandlee
Brunsdale	McManus	Smith
Dittmer	Noben	Swett
Flaten	Olson, Adams	Traynor
Johnston	Rindy	

So the Bill was declared lost.

EXPLANATION OF VOTES

Mr. Born: Madam Speaker: Our neighboring states have moving picture shows on Sunday and our farmers in North Dakota living within 25 miles and further from the borders of the state go over there Sunday and take in those shows. Besides in our larger cities they have Sunday midnight shows. To remedy the situation I believe that we are justified in passing this bill, and I vote "aye."

Mr. Fitch: Madam Speaker: To my mind it is high time this legislature was thinking something about revenue. Morals, in my mind, in this case, are not involved. There are 212 theatres in North Dakota with an average seating capacity of 550 seats. The total income would be about \$60,000. We need the money. I vote "aye."

Mr. Patterson: Madam Speaker: I vote "aye" on this bill because I believe that it is no more wrong, morally, to go to a movie on Sunday than it is to play golf, or bridge, or anything else of that kind. In Minot it will bring in approximately \$900.00 a year in revenue, and I believe that \$75.00 a month would buy a lot of food for the children they say are picking it out of garbage cans. I vote "aye."

Mr. Lynch: I vote "no" for the purpose of reconsideration.

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of

North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety 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, 92; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jodock	Sannes
Broschat	Johnson	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Ettestad	Lund	Stoa
Falconer	Lynch	Strutz
Fedje	McInnes	Sundby, McLean
Fitzgerald	McKellar	Sundby, Renville
Flannigan	Morgan	Svingen
Fuglestad	Mostad	Swendseid
Gessner	Muus	Symington
Gilbertson	Nelson, Dickey	Thompson
Gilchrist	Nelson, Morton	Treffry
Godwin	Nelson, Ward	Twete
Hagen	Niewoehner	Twichell
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.
Crockett	Peterson, Mountrail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnston	Sandlie
Brunsdale	Jones	Smith
Dahl	McManus	Swett

Messrs.	Messrs.	Messrs.
Dittmer	Noben	Traynor
Fitch	Olson, Adams	Young
Flaten	Rindy	
Jensen	Rue	

So the bill passed and the title was agreed to.

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, 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, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Holthusen	Peters
Bettenhausen	Homnes	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Born	Jardine	Piper
Broschat	Jensen	Place
Carlson	Jodock	Rathbun
Correll	Johnson	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Shurr
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Ettestad	Lund	Stoa
Falconer	Lynch	Strutz
Fedje	McInnes	Sundby, McLean
Fitzgerald	McKellar	Sundby, Renville
Flannigan	Morgan	Svingen
Fuglestad	Mostad	Symington
Gessner	Muus	Thompson
Gilbertson	Nelson, Dickey	Treffry
Gilchrist	Nelson, Morton	Twete
Godwin	Nelson, Ward	Twichell
Hagen	Niewoehner	Wolf

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Noben	Wright
Hanson, Benson	Odegard	Madam Speaker
Hanson, Stark	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Scholl
Brunsdale	McManus	Smith
Dahl	Olson, Adams	Swett
Fitch	Rindy	Swendseid
Flaten	Rue	Traynor
Johnston	Sandlie	Young

So the bill passed and the title was agreed to.

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Was read the third time.

Mr. Fedje asked unanimous consent to amend House Bill No. 187.

Which request was refused.

Mr. Twichell moved that the rules be suspended for the purpose of amending the bill.

Which motion prevailed.

Mr. Fedje moved that House Bill No. 187 be passed as originally drawn.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and that House Bill No. 187 be considered properly re-engrossed and placed upon 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, 91; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Olson, Bowman
Anderson, Logan	Hillman	Opdahl
Anderson, Sargent	Holte	Owings
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Broschat	Jardine	Piper

Messrs.	Messrs.	Messrs.
Carlson	Jensen	Place
Correll	Jodock	Rathbun
Crockett	Johnson	Sannes
Cunningham	Kapfer	Savre
Dittmer	Larson, Nelson	Schauss
Endres	Larson, Ransom	Scholl
Erickson, McKenzie	Lavik	Shurr
Erickson, McLean	Lemke	Solberg
Espeland	Lillehaugen	Sprenger
Ettestad	Lofthus	Steedsman
Falconer	Lund	Stoa
Fedje	McInnes	Strutz
Fitzgerald	McKellar	Sundby, McLean
Flannigan	Morgan	Sundby, Renville
Fuglestad	Mostad	Svingen
Gilbertson	Muus	Symington
Gilchrist	Nelson, Dickey	Thompson
Godwin	Nelson, Morton	Treffry
Hagen	Nelson, Ward	Twete
Hanson, Barnes	Niewoehner	Twichell
Hanson, Benson	Noben	Wolf
Hanson, Stark	Odegard	Wright
Henrickson	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnston	Sandlee
Bettenhausen	Jones	Smith
Born	Lynch	Sticka
Brunsdale	McManus	Swett
Dahl	Olson, Adams	Swendseid
Fitch	Patterson	Traynor
Flaten	Rindy	Young
Gessner	Rue	

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 187 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, 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, the roll was called and there were ayes, 79; nays, 14; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Biewer	Hommes	Peterson, Mountrail
Born	Isaak	Piper
Broschat	Jensen	Place
Carlson	Kapfer	Rathbun
Correll	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Cunningham	Lavik	Schauss
Dittmer	Lemke	Scholl
Espeland	Lillehaugen	Shurr
Ettestad	Lofthus	Solberg
Falconer	Lund	Sprenger
Fedje	McInnes	Sticka
Fitzgerald	Morgan	Stoa
Flannigan	Mostad	Sundby, McLean
Fuglestad	Muus	Sundby, Renville
Gessner	Nelson, Dickey	Svingen
Gilchrist	Nelson, Morton	Symington
Godwin	Nelson, Ward	Thompson
Hagen	Niewoehner	Twete
Hanson, Barnes	Noben	Wolf
Hanson, Benson	Odegard	Wright
Hanson, Stark	Oglesby	Madam Speaker
Henrickson	Olson, Bowman	
Hill	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Stedsman
Anderson, Logan	Jardine	Strutz
Endres	Jodock	Treffry
Erickson, McKenzie	Johnson	Twichell
Erickson, McLean	McKellar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Sandlie
Bettenhausen	Lynch	Smith
Brunsdale	McManus	Swett
Dahl	Olson, Adams	Swendseid
Fitch	Patterson	Traynor
Flaten	Rindy	Young
Johnston	Rue	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict 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, 41; nays, 51; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Sannes
Anderson, Logan	Lavik	Savre
Anderson, Sargent	McKellar	Schauss
Anfinson	Mostad	Scholl
Biewer	Nelson, Ward	Shurr
Cunningham	Noben	Solberg
Erickson, McKenzie	Odegard	Sundby, McLean
Erickson, McLean	Olson, Bowman	Sundby, Renville
Falconer	Owings	Svingen
Fedje	Peterson, Bottineau	Swendseid
Fitzgerald	Peterson, Mountrail	Twete
Flannigan	Piper	Twichell
Hanson, Benson	Place	Madam Speaker
Jardine	Rathbun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Stark	Morgan
Born	Henrickson	Nelson, Dickey
Broschat	Hill	Nelson, Morton
Carlson	Hillman	Niewoehner
Correll	Holte	Oglesby
Crockett	Holthusen	Opdahl
Dittmer	Homnes	Peters
Endres	Isaak	Sprenger
Espeland	Jensen	Steedsman
Flaten	Jodock	Sticka
Fuglestad	Kapfer	Stoa
Gessner	Larson, Nelson	Strutz
Gilbertson	Larson, Ransom	Symington
Gilchrist	Lemke	Thompson
Godwin	Lillehaugen	Treffry
Hagen	Lofthus	Wolf
Hanson, Barnes	Lund	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Rindy
Bettenhausen	Lynch	Rue
Brunsdale	McInnes	Sandlie
Dahl	McManus	Smith
Ettestad	Muus	Swett
Fitch	Olson, Adams	Traynor
Johnston	Patterson	Young

So the Bill was declared lost.

EXPLANATION OF VOTES

Mr. Godwin: Madam Speaker: I vote "no" on this bill for the purpose of reconsideration.

Mr. Godwin served notice of intention to move for reconsideration within the next legislative day.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved that the House reconsider the vote by which the report of the standing committee on House Bill No. 116 was adopted.

Roll call demanded and granted.

ROLL CALL

The question being on the motion to reconsider the vote by which the report of the standing committee on House Bill No. 116 was adopted, the roll was called and there were ayes, 59; nays, 33; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Peterson, Bottineau
Anderson, Logan	Hanson, Benson	Peterson, Mountrail
Anderson, Sargent	Hill	Place
Anfinson	Jodock	Sannes
Biewer	Kapfer	Savre
Broschat	Larson, Nelson	Schauss
Carlson	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Endres	Lemke	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Nelson, Ward	Svingen
Flannigan	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gilchrist	Oglesby	Wolf
Godwin	Olson, Bowman	Madam Speaker
Hagen	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Nelson, Morton
Born	Holte	Opdahl
Correll	Holthusen	Peters
Cunningham	Homnes	Piper
Dittmer	Isaak	Rathbun
Ettestad	Jardine	Steedsman
Flaten	Jensen	Sticka
Gessner	Johnson	Symington
Gilbertson	McKellar	Thompson
Hanson, Stark	Muus	Twichell
Henrickson	Nelson, Dickey	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Lynch	Rue
Bettenhausen	McInnes	Sandlie

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Smith
Dahl	Odegard	Swett
Fitch	Olson, Adams	Swendseid
Johnston	Patterson	Traynor
Jones	Rindy	Young

So the motion prevailed.

Mr. Twichell moved that the House recess until nine o'clock tomorrow morning.

Which motion prevailed.

House of Representatives,
Bismarck, North Dakota,
February 21, 1933.

The House convened at 9:00 o'clock A. M., pursuant to recess taken, Speaker Craig presiding.

REPORTS OF STANDING COMMITTEES

A Minority of the Committee on Apportionment made the following report:

Madam Speaker: Your Committee on Apportionment to whom was referred

House Bill No. 53. A Bill for an Act to Amend and Re-enact Sections 22, 23 and 24 of the Political Code Compiled Laws of North Dakota for 1913 and to Repeal Section 25 Thereof.

Have had the same under consideration and recommend that the same do pass.

M. H. LYNCH,
L. L. TWICHELL,
DAVID STEEDSMAN,
L. E. CORRELL,
D. C. CUNNINGHAM,
J. D. HOLTHUSEN.

A majority of the Committee on Apportionment made the following report:

Madam Speaker: Your Committee on Apportionment to whom was referred

House Bill No. 53. A Bill for an Act to Amend and Re-enact Sections 22, 23 and 24 of the Political Code Compiled Laws of North Dakota for 1913 and to Repeal Section 25 Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. B. FALCONER,
W. J. FLANNIGAN,
MATH DAHL,
D. L. ANDERSON,
MARY A. RATHBUN,
C. J. HANSON,
GILBERT SUNDBY,
W. M. CROCKETT,
GEO. ALJETS,
W. W. TREFFRY.

H. F. SWETT,
Chairman.

Mr. Swett moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Apportionment made the following report:

Madam Speaker: Your Committee on Apportionment to whom was referred

House Bill No. 113. A Bill for an Act Amending Chapter 2 (Being Sections 22 to 25 Inclusive) of the Political Code, Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. F. SWETT,
Chairman.

Mr. Swett moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

FOR AN ACT to raise revenue by issuing self-liquidating tax certificates prescribing limitations and providing method of redemption.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

(PREAMBLE)

Whereas, due to the financial condition of our people, the revenues of the state and political subdivisions have been seriously impaired, because of the inability of the people to pay their taxes, and a large amount of taxes are now delinquent with little or no ability on the part of the taxpayers to pay, and it being imperative that provisions be made for the liquidating of said delinquent taxes and obtaining temporary relief from the present situation, the Legislature of the State of North Dakota deems it advisable to ask the people of the State of North Dakota to accept and use in lieu of money self-liquidating tax certificates as provided herein.

Section 1. The State Auditor and each County Auditor is hereby authorized and empowered to issue self-liquidating tax certificates, subject to the limitations herein provided.

Section 2. Rules and regulations for the purpose of administering under, and carrying out the provisions of this act shall be prepared and published by a committee consisting of the State Auditor, the State Treasurer and the Manager of the Bank of North Dakota. It shall be the duty of this committee to have prepared and printed the necessary certificates, and stamps of the proper denominations as required by the state and the counties to carry out the intent of the provisions herein set forth. Said certificates and stamps to be so engraved as to prevent counterfeiting.

Section 3. The amount of certificates issued, shall at no time exceed the total amount of unpaid taxes and special assessments delinquent in the various counties and taxing subdivisions less the amount of other outstanding warrants and certificates of indebtedness, issued against such delinquent taxes.

Section 4. Twenty per cent of the salaries, compensation, or wages of all state, county, municipal, educational or other public employees, excepting elective officers, shall be paid by self-liquidating tax certificates. And it shall be the patriotic duty of all elective officers in the state to accept twenty per cent of their salaries, wages or compensation in self-liquidating tax certificates.

Section 5. Any county, or township, may give for poor relief self-liquidating tax certificates in lieu of cash.

Section 6. The certificates to be issued herein shall be issued in denominations of One Dollar and Five Dollars and the stamps to be placed thereon for two and ten cents respectively.

Section 7. The self-liquidating tax certificates provided for herein shall be in substantially the following form:

\$1 (\$5) SELF-LIQUIDATING TAX CERTIFICATES \$1 (\$5)

"Two years after date, _____ (State or County)
will pay to the bearer One Dollar (Five Dollars), on surren-

der of this certificate, or will pay One Dollar (Five Dollars) on demand or surrender of this certificate with fifty (50) two cent (or fifty (50) ten (10 cent) State Revenue Stamps attached as provided by Chapter _____ of the 1933 Session Laws, payable at the office of the County Treasurer of said County or by the Bank of North Dakota. This certificate will also be accepted at any time after six months from date of issue at par in payment of taxes and special assessments delinquent at the date hereof.

Dated this _____ day of _____ 193 _____.

Bank of North Dakota

County (State) Auditor

By _____
"Manager."

Section 8. All certificates shall be dated January 1st or July 1st of the year in which they are issued.

Section 9. The various county treasurers and the Bank of North Dakota shall keep for sale said stamps and shall sell them at par or face value to any merchant, person, or corporation desiring to purchase same.

Section 10. Said certificates shall be negotiable without endorsement, but in order to make the same negotiable the holder, in the presence of the receiver, shall before transferring the same, place, on the back thereof one state Revenue Stamp of the proper amount in accordance with the face value of said certificate, and cancel the same and place his or her initials plainly in ink on the stamp so attached and shall also place his or her initial in the space adjoining such stamp so that there will always be on the back of said certificate the initial of the last person transferring the same, as well as on the stamp.

Section 11. Before said certificate shall be payable on demand it shall contain stamps on the back thereof equal in value to the face thereof, except as provided in Sections 12, 13 and 15, that is to say, there must be One Dollar in stamps on the back of the One Dollar certificate and Five Dollars in stamps on the back of a Five Dollar certificate.

Section 12. Self-liquidating tax certificates to be used for the payment of municipal, educational or other public employes, shall be secured from the county auditor in the case of jurisdiction within the county and from the State Auditor in the case of jurisdiction under the state. These certificates may be procured in an amount not to exceed the portion of delinquent taxes due to the subdivision. Certificates issued within the county shall be accepted by the county treasurer at any time for redemption in cash when the requisite number of stamps have been attached or after six months from date of issue at par in payment of taxes delinquent at the date of issuance of said certificates or shall redeem the same in cash after two years from the date thereof.

Section 13. Certificates issued by the state may be accepted in payment of state taxes after six months later than

date of said certificate. The state however, shall not issue or have outstanding certificates in an amount in excess of the total of the states porportionate delinquent taxes.

Section 14. All monies received from sale of stamps shall be deposited in the Bank of North Dakota and shall be held as a redemption fund for such self-liquidating tax certificates to the credit of the proper county of the state, in proportion to the amount of stamps purchased. Accounting shall be made monthly of the money in the redemption fund by the Bank of North Dakota and such money apportioned to each county and to the state in the ratio of stamps sold. Money in the redemption fund shall be disbursed in accordance with regulations prescribed under the provisions of section two hereof.

Section 15. In addition to the redemption fund above required it shall be the duty of the county commissioners to establish a special redemption fund from receipts of delinquent taxes collected which are not covered by certificates or warrants for the purpose of paying off such self-liquidating tax certificates which shall be unpaid at the end of two years by reason of there not having been sufficient stamps attached thereto. All certificates issued by a county shall be an obligation of said county for the face thereof until paid or redeemed as herein provided.

Section 16. The cost of printing certificates and stamps shall be paid by the various counties for certificates and stamps required by them and for those required by the state, costs shall be paid from the redemption fund set up from the sale of stamps for state certificates.

Section 17. It shall be unlawful for any person, corporation, or association of whatsoever nature to discount these self-liquidating tax certificates. Such certificates, if accepted in exchange of goods or services or in payment of indebtedness of any nature must be accepted at the face value.

Section 18. Basic restrictions and fundamental principles for operation under this act are alone provided herein. The Committee set up in section two will be responsible for the provision of satisfactory and workable rules and regulations.

Section 19. PENALTY.) Any person violating any of the provisions of this act shall be guilty of a felony and upon conviction thereof shall be sentenced to the state penitentiary for one year, and any person counterfeiting any such certificate or stamp shall be guilty of a felony and upon conviction thereof shall be sentenced to the state penitentiary for not less than five years.

Section 20. 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.

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The House proceeded to the Eleventh Order of Business.

Mr. Twichell moved that no bill be placed on third reading without unanimous consent until further ordered.

Which motion prevailed.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Was read the third time.

Mr. Flannigan moved that further action on House Bill No. 263 be temporarily deferred.

Which motion prevailed.

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the third time.

Mr. Flannigan asked unanimous consent to amend House Bill No. 14 as follows:

On page 1, line 3, correct total to read "\$101,978.00."

On page 3, line 53, correct total to read "\$101,978.00."

Which consent was granted.

Mr. Flannigan moved that the rules be suspended, and that House Bill No. 14 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, 82; nays, 6; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holthusen	Piper
Arneson	Isaak	Place
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Born	Kapfer	Sannes
Broschat	Larson, Nelson	Savre

Messrs.	Messrs.	Messrs.
Carlson	Larson, Ransom	Schauss
Correll	Lemke	Scholl
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	Morgan	Stoa
Ettestad	Mostad	Strutz
Falconer	Muus	Sundby, Renville
Fedje	Nelson, Dickey	Svingen
Fitzgerald	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilchrist	Odegard	Wolf
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Johnson	Twichell
Gilbertson	McKellar	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jardine	Sandlie
Brunsdale	Johnston	Shurr
Crockett	Jones	Smith
Cunningham	Lavik	Sundby, McLean
Dahl	Lynch	Swett
Fitch	McManus	Swendseid
Godwin	Olson, Adams	Traynor
Holte	Patterson	
Homnes	Rue	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Mr. Flannigan: "Madam Speaker: I want to be recorded as voting "no" on this bill. I want to reiterate my former statement, I am absolutely opposed to any cut in the salaries of state employees beyond that intimated to be the desire of the people by the initiated measure voted on by them at the last election. I vote 'no'."

Mr. Twichell: "Madam Speaker: I am going to vote 'no' on this bill, and in addition to the reason I gave the other day for voting against one of these appropriations, I want to make a further explanation. When this matter was up between the Taxpayers Association and the employees, the question of the initiated law, I was called in, and we made an agreement that if this law which has since been held unconstitutional as to certain employees, was knocked out, that

I would do the best I could in the legislature to see that a bill was passed that carried a 20% reduction. I was a party to that agreement. There was nothing done with respect to getting out petitions for a new law. I am placed in the position of practically having agreed to vote for a bill with only a 20% cut, and that is sufficient in my mind. That is all the people of the state asked for. I therefore vote 'no' on the bill and not with any idea of defeating it."

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment 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, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson,Bottineau
Anderson, Logan	Hillman	Piper
Anderson, Sargent	Holte	Place
Anfinson	Holthusen	Rathbun
Arneson	Homnes	Rindy
Bailey	Isaak	Sannes
Bettenhausen	Jensen	Savre
Born	Jodock	Schauss
Broschat	Kapfer	Scholl
Carlson	Larson, Nelson	Shurr
Correll	Larson, Ransom	Solberg
Crockett	Lemke	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lofthus	Sticka
Erickson,McKenzie	Lund	Stoa
Erickson, McLean	McInnes	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilchrist	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Johnson	Peters
Gilbertson	McKellar	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Rue
Brunsdale	Jones	Sandlie
Cunningham	Lavik	Smith
Dahl	Lynch	Swett
Fitch	McManus	Traynor
Godwin	Patterson	
Jardine	Peterson, Mountrail	

So the bill passed and the title was agreed to.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions 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, 61; nays, 35; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homnes	Place
Anfinson	Jodock	Rathbun
Correll	Johnson	Sannes
Crockett	Larson, Ransom	Schauss
Dahl	Lemke	Scholl
Erickson, McKenzie	Lofthus	Shurr
Erickson, McLean	McInnes	Solberg
Ettestad	McKellar	Sprenger
Falconer	Mostad	Steedsman
Fedje	Muus	Stoa
Fitzgerald	Nelson, Morton	Sundby, McLean
Flannigan	Nelson, Ward	Sundby, Renville
Gilbertson	Niewoehner	Svingen
Gilchrist	Noben	Symington
Godwin	Odegard	Thompson
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Olson, Adams	Twichell
Henrickson	Olson, Bowman	Wolf
Hill	Opdahl	Young
Hillman	Owings	
Holte	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	Peters
Arneson	Hagen	Peterson, Bottineau
Bailey	Hanson, Stark	Piper
Bettenhausen	Holthusen	Rindy
Born	Isaak	Savre
Broschat	Jensen	Sticka

Messrs.	Messrs.	Messrs.
Carlson	Kapfer	Strutz
Dittmer	Larson, Nelson	Swendseid
Endres	Lillehaugen	Treffry
Espeland	Lund	Wright
Flaten	Morgan	Madam Speaker
Fuglestad	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Rue
Biewer	Jones	Sandlie
Brunsdale	Lavik	Smith
Cunningham	Lynch	Swett
Fitch	McManus	Traynor
Jardine	Patterson	

So the bill passed and the title was agreed to.

Mr. Johnson moved that the vote by which House Bill No. 157 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

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, 4; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Isaak	Place
Broschat	Jensen	Rathbun
Carlson	Jodock	Rindy
Correll	Johnson	Sannes
Crockett	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville

Messrs.	Messrs.	Messrs.
Flannigan	Muus	Svingen
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Bettenhausen	Homnes
Born	Steedsman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Rue
Biewer	Jones	Sandlie
Cunningham	Lavik	Smith
Brunsdale	Lynch	Swett
Fitch	McManus	Traynor
Jardine	Patterson	

So the bill passed and the title was agreed to.

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

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, 41; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Rathbun
Anderson, Logan	Holthusen	Sannes
Anfinson	Homnes	Scholl
Bailey	Jensen	Shurr
Correll	Johnson	Solberg
Crockett	Kapfer	Sprenger
Dahl	Lemke	Steedsman
Endres	Lillehaugen	Stoa
Erickson, McLean	Lofthus	Sundby, McLean
Erickson,McKenzie	McInnes	Svingen
Ettestad	McKellar	Swendseid
Falconer	Mostad	Thompson

Messrs.	Messrs.	Messrs.
Flannigan	Muus	Twete
Flaten	Nelson, Morton	Twichell
Fuglestad	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Opdahl	Young
Hagen	Patterson	Madam Speaker
Hill	Peters	
Hillman	Peterson,Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Stark	Olson, Bowman
Arneson	Henrickson	Owings
Bettenhausen	Isaak	Peterson,Mountrail
Born	Jodock	Piper
Broschat	Larson, Nelson	Place
Carlson	Larson, Ransom	Rindy
Dittmer	Lavik	Savre
Espeland	Lund	Schauss
Fedje	Morgan	Sticka
Fitzgerald	Nelson, Dickey	Strutz
Gessner	Nelson, Ward	Sundby, Renville
Godwin	Odegard	Symington
Hanson, Barnes	Oglesby	Treffry
Hanson, Benson	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Sandlie
Brunsdale	Jones	Smith
Cunningham	Lynch	Swett
Fitch	McManus	Traynor
Jardine	Rue	

So the bill passed and the title was agreed to.

Mr. Lofthus moved that the vote by which House Bill No. 316 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

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, 2; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Patterson
Anderson, Logan	Hanson, Stark	Peters

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Henrickson	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Homnes	Rathbun
Born	Isaak	Rindy
Broschat	Jensen	Sannes
Carlson	Johnson	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	McKellar	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Young
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Jodock	Swendseid

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Sandlie
Brunsdale	Lynch	Smith
Cunningham	McInnes	Swett
Fitch	McManus	Traynor
Hill	Olson, Bowman	Wright
Jardine	Opdahl	
Johnston	Rue	

So the bill was passed and the title was agreed to.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

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	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Patterson
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Isaak	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Savre
Crockett	Larson, Ransom	Schauss
Dahl	Lavik	Scholl
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Wolf
Hagen	Oglesby	Madam Speaker
Hanson, Barnes	Olson, Adams	
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitch	Johnson	Twichell
Homnes	Peters	Wright
Jardine	Sticka	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Smith
Brunsdale	Lynch	Swett
Cunningham	McManus	Traynor
Flannigan	Rue	
Johnston	Sandlie	

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which House Bill No. 263 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that the House continue with third reading of House Bills.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 116 be taken from the calendar and placed in General Orders.

Which motion prevailed.

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend House Bill No. 299 as follows:

“Strike out the period at end of line 3 of section 1 and insert the following words: ‘shall hereafter make appraisals for the Board of University and School Lands for farm loan purposes.’”

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 299 be considered properly re-engrossed and placed upon 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, 99; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Bottineau
Bailey	Isaak	Peterson, Mountrail
Born	Jardine	Place
Broschat	Jensen	Rathbun
Carlson	Jodock	Rindy
Correll	Johnson	Sannes
Crockett	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lavik	Shurr
Erickson, McKenzie	Lemke	Solberg
Erickson, McLean	Lillehaugen	Sprenger
Espeland	Lofthus	Steedsman
Falconer	Lund	Sticka
Fedje	Lynch	Stoa
Fitch	McInnes	Strutz
Fitzgerald	McKellar	Sundby, McLean
Flannigan	Morgan	Sundby, Renville

Messrs.	Messrs.	Messrs.
Flaten	Mostad	Svingen
Fuglestad	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Treffry
Godwin	Niewoehner	Twete
Hagen	Noben	Twichell
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Adams	Young
Henrickson	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.
Bettenhausen
Piper

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Sandlie
Brunsdale	Jones	Smith
Cunningham	McManus	Swett
Ettestad	Rue	Traynor

So the bill passed and the title was agreed to.

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

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, 18; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Place
Arneson	Holthusen	Rindy
Bailey	Hommes	Sandlie
Bettenhausen	Isaak	Sannes
Born	Jensen	Savre
Broschat	Kapfer	Schauss
Carlson	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa

Messrs.	Messrs.	Messrs.
Erickson, McLean	McInnes	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Madam Speaker
Hanson, Barnes	Opdahl	
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Correll	Jodock	Patterson
Cunningham	Johnson	Piper
Fitch	Lund	Rathbun
Flaten	Lynch	Steedsman
Holte	McKellar	Twichell
Jardine	Niewoehner	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Swett
Brunsdale	McManus	Traynor
Gilbertson	Rue	
Johnston	Smith	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Stutz 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.

EXPLANATION OF VOTE

Mr. Lund: "Madam Speaker: I vote 'no' on this bill. I believe it will cost the state more money to get these plates this way than any other way and for that reason I vote 'no'."

Mr. McKellar: "Madam Speaker: I believe you can buy these plates cheaper than you can make them in the 'Pen' and I vote 'no'."

Mr. Piper: "Madam Speaker: I would be for this measure at this time if it wasn't for the fact that we have already voted to establish a coffin plant and tannery plant at the penitentiary and at this time I don't think it wise to go any further. Therefore, I vote 'no'."

Mr. Twichell: "Madam Speaker: I am going to vote 'no' on this bill for the reason that for the last two or three sessions this matter has been up here and we have had several estimates of the cost of the necessary equipment for making these plates. The costs heretofore have never exceeded \$10,000.00. This is an economy measure, supposedly, but this appropriation has been increased to \$18,000.00 and I know there has never been an appropriation made that they did not use it all, however much it was. I vote 'no'."

House Bill No. 283. A Bill for an Act to Amend and Re-enact Section 3205 of the Compiled Laws of 1913 Relative to the Division and Consolidation of 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, 53; nays, 50; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Johnson	Rathbun
Anderson, Sargent	Kapfer	Sandlie
Arneson	Larson, Ransom	Schauss
Bailey	Lavik	Scholl
Born	Lemke	Sprenger
Correll	Lillehaugen	Sticka
Endres	Lund	Stoa
Erickson, McLean	Lynch	Strutz
Ettestad	McKellar	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Flaten	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Godwin	Noben	Twichell
Hanson, Stark	Olson, Bowman	Wolf
Holte	Opdahl	Wright
Isaak	Owings	Young
Jardine	Peters	Madam Speaker
Jensen	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Oglesby
Anfinson	Hanson, Barnes	Olson, Adams
Bettenhausen	Hanson, Benson	Patterson
Broschat	Henrickson	Peterson, Bottineau
Carlson	Hill	Peterson, Mountrail
Crockett	Hillman	Piper
Cunningham	Holthusen	Rindy
Dahl	Homes	Sannes
Dittmer	Jodock	Savre
Erickson, McKenzie	Larson, Nelson	Shurr
Espeland	Lofthus	Solberg
Falconer	McInnes	Steedsman
Fedje	Mostad	Svingen

Messrs.	Messrs.	Messrs.
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Nelson, Ward	Treffry
Fuglestad	Niewoehner	Twete
Gilchrist	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Swett
Brunsdale	McManus	Traynor
Gilbertson	Rue	
Johnston	Smith	

So the bill was declared lost.

EXPLANATION OF VOTE

Mr. Endres: "Madam Speaker: I wish to explain my vote on House Bill No. 283. This bill does not concern my county alone, therefore, I vote 'yes'."

The House returned to the Seventh Order of Business.

Mr. Aljets moved that the House reconsider the vote by which House Bill No. 178 was indefinitely postponed.

Mr. Lynch moved, as a substitute motion, that the motion of Mr. Aljets be laid on the table.

Which motion prevailed.

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith 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, 58; nays, 46; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Mountrail
Anderson, Sargent	Jodock	Place
Anfinson	Kapfer	Rindy
Bailey	Larson, Nelson	Sannes
Bettenhausen	Larson, Ransom	Savre

Messrs.	Messrs.	Messrs.
Broschat	Lavik	Schauss
Carlson	Lemke	Scholl
Crockett	Lillehaugen	Shurr
Dahl	McInnes	Solberg
Erickson, McKenzie	Morgan	Sprenger
Erickson, McLean	Mostad	Stoa
Espeland	Neison, Ward	Sundby, McLean
Falconer	Noben	Sundby, Renville
Fedje	Odegard	Treffry
Fitzgerald	Olson, Adams	Twete
Flannigan	Olson, Bowman	Wolf
Fuglestad	Opdahl	Young
Gilchrist	Owings	Madam Speaker
Godwin	Patterson	
Hanson, Benson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Oglesby
Arneson	Holte	Peters
Biewer	Holthusen	Piper
Born	Homnes	Rathbun
Correll	Isaak	Sandlie
Cunningham	Jardine	Steedsman
Dittmer	Jensen	Sticka
Engres	Johnson	Strutz
Ettestad	Lofthus	Svingen
Fitch	Lund	Swendseid
Flaten	Lynch	Symington
Gessner	McKellar	Thompson
Hagen	Muus	Twichell
Hanson, Barnes	Nelson, Dickey	Wright
Hanson, Stark	Nelson, Morton	
Henrickson	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Gilbertson	McManus	Swett
Johnston	Rue	Traynor

So the bill passed and the title was agreed to.

Mr. Flannigan 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.

Mr. Lynch moved that the House do now recess until 1 o'clock P. M.

Which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Homnes 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. Homnes to the chair.

When the committee arose it submitted the following report:

Madam Speaker: Your Committee of the Whole have had under consideration:

House Bill No. 259. A Bill for an Act to Prevent All Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

And recommend the adoption of the standing committee's amendments as follows:

In line of the title, after the word "all," insert the word "life."

In line 1, section 1, after the word "no," insert the word "life."

In line 6, after the word "any," insert the word "life."

And when so amended recommend that the same do pass.

Also,

House Bill No. 293. A Bill for an Act Relating to the Appointment, Employment, Promotion, and Removal of Employees of the State and Other Governmental Agencies, and Granting Certain Preferences to All War Veterans in Relation Thereto.

And recommend that the same be indefinitely postponed.

Also,

House Bill No. 335. A Bill for an Act Defining Bituminous and Lignite Coal for the Purpose of Freight Rates.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything following the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT Defining Lignite Char and Lignite Briquets for Freight Rate Making Purpose.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. Lignite char is hereby defined as the product obtained by processing raw lignite coal by heat treatment

resulting in a carbonized product. Lignite briquet is hereby defined as a product of lignite coal obtained by the carbonizing of raw lignite treated with binder to form convenient sizes and shapes for commercial handling.

Section 2. For the purpose of making freight rates for the transportation of lignite char or lignite briquets these items as defined in Section 1 of this Act shall be considered as lignite coal and shall not be charged rates in excess of rates contemporaneously be applicable upon lignite coal.

Section 3. That the Board of Railroad Commissioners for the State of North Dakota are hereby authorized and required to take all necessary steps as required by law to make effective the provisions of this Act to the end that the freight rates provided for herein shall become legally effective contemporaneously with the passage and approval of this Act.

And when so amended recommend that the same do pass.

Also,

House Bill No. 326. A Bill for an Act Relating to the Purchase of Tax Exempt Gasoline Used Solely for Agricultural Purposes.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. GASOLINE USED SOLELY FOR AGRICULTURAL PURPOSES; PURCHASED WITHOUT PAYMENT OF TAX.) Any person, co-partnership, association or corporation may purchase gasoline for use solely for agricultural purposes, exempt from the tax thereon fixed by law, from any person, co-partnership, association or corporation procuring such gasoline to be shipped into the state of North Dakota and made liable by law for the payment of such tax thereon, and from such importer hereby authorized to make such sale only; upon complying with the provisions of this Act; gasoline used in any motor vehicle operated or intended to be operated, wholly or in part upon any highway in the state, shall not be deemed used for agricultural purposes.

Section 2. LICENSE SECURED BY PURCHASER.) Such user of gasoline solely for agricultural purposes, shall be permitted to purchase such gasoline for use for such agricultural purposes, only upon being licensed so to do by the

state auditor. The state auditor upon application duly made by such user of gasoline for agricultural purposes, shall issue to such applicant, upon the payment of a license fee of one (\$1.00) dollar, an annual license permitting such user to purchase gasoline for use for agricultural purposes only, for the term of one year following date of issuance thereof. Such license shall be so issued only upon the filing of an application therefor with the state auditor, which application shall set forth the number of acres actually farmed with gasoline power by such applicant, the number and description of each piece of farm machinery operated by gasoline power, the horse power of each gasoline engine operated by the applicant, the make and year of manufacture and rated horse power of each automobile or gasoline truck owned or operated by said applicant, with a statement of the mileage of each such automobile or truck shall have been operated to the date of such application, as shown by the speedometer thereon; the gallonage of gasoline estimated by the applicant as necessary for his use solely for such agricultural purposes, with a separate statement of such gallonage estimated as necessary to the operation of automobiles and trucks owned by him; all covering the period of one year following the date of such application.

Section 3. LICENSE. HOW PROCURED.) The state auditor shall issue to the applicant such license to purchase gasoline for agricultural purposes solely, only if satisfied that the same is to be used solely for such purposes, and such license shall set forth the amount which such licensee shall be permitted to purchase for such purposes free from gasoline tax, which amount shall not be more than that set forth in the application as required solely for agricultural purposes, and shall not be in excess of the amount deemed by the state auditor to be so required. Every such license issued shall contain the name and place of residence of the licensee and each such license shall be given a serial number by the state auditor. Every such licensee shall prior to being granted any further such annual license, file with the state auditor duplicates of each and every receipt, as hereinafter provided for, received by him from any importer from whom such gasoline has been purchased and covering all gasoline so purchased under such former license; together with a statement upon a form to be provided by the state auditor, of all gasoline purchased for other than solely agricultural purposes, and upon which such tax was paid by such licensee during the period covered by such former license held by him; which statement shall show the date, amount of each such purchase upon which tax was paid by him and from whom such purchase was made, giving the place of such purchase.

Section 4. DEALERS LICENSE: RECEIPTS FOR SALES: CLAIMS TO BE MADE AUDITOR.) Any person, co-partnership, association or corporation shipping gasoline into the state of North Dakota and liable under the law for the payment of the tax imposed thereon; may upon application to the state auditor for license to sell gasoline, tax

exempt, for agricultural purposes solely, and upon the payment of a fee of five dollars (\$5.00) be issued an annual license therefor. Provided, however, that no such tax free gasoline shall be sold or delivered by such licensed dealer therein, from any truck or vehicle, except the same have painted upon it in figures not less than four inches high and in contrasting color the background thereof, the words, "Licensed to Deliver Tax Exempt Gasoline", and showing the number assigned such truck or vehicle by the state auditor; which number shall be assigned such dealer upon application therefor.

Upon every sale or purchase of gasoline for solely agricultural use, and as tax exempt, receipts in triplicate shall be made out upon a form to be determined by the state auditor, which said receipts must show the name of the seller, the location of his place of business, the number of his license, the number of gallons sold, the date of sale, the postoffice address of the purchaser, the number of his license and shall be signed by such licensed purchaser. Two of such triplicate copies shall be retained by the licensed seller and one shall be delivered the licensed purchaser; the copy delivered the purchaser shall be printed upon pink tinted paper, one of the copies retained by the dealer upon blue tinted paper and the original upon white paper; the copy printed upon white paper properly made out and signed by the licensee to purchase such gas, tax free hereunder, shall be acceptable by the state auditor in lieu of payment of such licensed dealer, of the tax upon the number of gallons of gasoline by such receipt shown to have been sold for agricultural purposes solely, to such licensed purchaser.

Section 5. THE STATE AUDITOR MAY CANCEL OR REFUSE LICENSE.) The use of any holder of a license issued hereunder, for any purpose other than solely agricultural use, shall forfeit such license, and the state auditor may in his discretion refuse to issue a further license to any applicant, either for a purchasers or sellers license hereunder, where proof has been made to the state auditor's satisfaction, that said applicant has knowingly failed to comply with the provisions hereof.

Section 6. FORM OF APPLICATION AND CLAIMS.) The applications and statements herein provided for, and the claims accompanying receipts transmitted by a dealer to the state auditor for credit upon gasoline tax, shall be upon forms to be prescribed or furnished by the state auditor, and shall be sworn to before a notary public or other official authorized to administer an oath.

Section 7. CONSTRUCTION.) Nothing in this act shall be construed as exempting any gasoline used as motor vehicle fuel in propelling any gasoline truck or engine to be operated, in whole or in part upon any public highway in the state, or gasoline used for purposes not solely agricultural, from payment of the tax upon gasoline provided by law.

Section 8. ENFORCEMENT OF ACT: AUDITOR TO MAKE RULES AND REGULATIONS.) The state auditor shall have the power to formulate rules and regulations for the administration of this act, and it is hereby made the duty of all states attorneys, justices and peace officers to enforce the provisions hereof.

Section 9. PENALTY.) Any person, co-partnership, association or corporation violating any of the provisions of this act, shall upon conviction thereof be punished by imprisonment in the county jail not less than thirty days or more than one year, or by imprisonment in the penitentiary for one year, or by a fine of not less than one hundred (\$100.00) dollars or more than one thousand (\$1,000.00) dollars, or by both such fine and such jail or penitentiary imprisonment.

Section 10. REPEAL.) All acts or parts of acts in conflict herewith are hereby repealed.

And when so amended recommend that the same do pass.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

And recommend the adoption of the standing committee's amendments as follows:

Following line 33 insert sub-section "(11) The term Interstate Commerce shall not be construed so as to include or effect any common on contract motor carrier operating exclusively within the State of North Dakota under a certificate of Public Convenience and Necessity, granted by the Board of Railroad Commissioners of the State of North Dakota, even the merchandise carried by such carrier is for transit to a foreign destination."

And when so amended recommend that the same do pass.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Gas Franchise Shall Be Granted to any Person, Firm or Corporation, by the State or any Political Subdivision Thereof, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

And recommend the adoption of the standing committee's amendments as follows:

In the title of the bill in line one strike out the word "gas" and following the word "franchise" insert "involving the use of natural gas." In Line 2 strike out the last six words, also the first two words in line 3 and insert in lieu thereof "any city, village or other public corporation". In Section 1, Line 1, strike out the words "Neither the state nor any political sub-division thereof" and insert in lieu thereof "No City, village or other public corporation". On Page 2, Line 6, following the word "gas" insert "as developed".

And when so amended recommend that the same do pass.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

And recommend the adoption of the standing committee's amendments as follows:

In Section 1, Lines 11 and 12, strike out the word "fourteen" and insert in lieu thereof "twelve". On Page 2, Line 14, strike out the words "forty feet" and insert in lieu thereof "fifty feet". Strike out the balance of the line following the period, also all of lines 15, 16 and the first four words and period in line 17. In line 21, strike out the figures "14,000" and insert in lieu thereof "16,000". At the end of line 21 strike out the word "and", also all of lines 22 and 23 and insert in lieu thereof "per axle properly tired, 600 pounds per inch per tire." In Line 29 following the word "telephone" insert a comma and the word "power".

And further amend the report of the standing committee by correcting line 21 as follows: After the word "weight" insert "per axle properly tired, or 600 pounds per inch of tire."

And when so amended recommend that the same do pass.

GEO. P. HOMNES,
Chairman.

Mr. Twete moved that the report of the committee of the whole be adopted.

Which motion prevailed.

Mr. Morgan moved that the house do now adjourn.

Which motion prevailed.

FIFTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 21, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Adj. Jackson Smith.

Roll Call: All members present except Representatives Brunsdale, Smith and Traynor.

Mr. Hagen moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 47th day after recess and 49th day and recommend that the same be corrected as follows:

Page 24, line 11, after the word line insert the figure "1".

Page 54, line 40, correct spelling of "present".

Page 60, line 12, strike out the word "comma" and insert ",".

Page 5, insert after roll call "The Emergency clause was declared carried."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Young moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Joint Rules Committees of the Senate and House of Representatives hereby recommend that the time for messaging bills and communications between the two houses of the legislature be extended to the end of the fifty-first legislative day, two P. M., Thursday, February 23, for the reason that February 22 being a holiday, the work of messaging bills and communications between the two houses cannot be completed before the end of the fiftieth legislative day.

GILBERT SUNDBY,
Chairman.

Mr. Twichell moved that the rules be suspended and the recommendation of the Joint Rules Committee, extending time of messaging bills between the two houses to the end of the 51st legislative day, be approved.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and En-crossment respectfully report that they have examined the following bills:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Pro-

viding for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Suf-

ficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

Also,

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

House Bill No. 230. A Bill for an Act to Amend and Re-enact Sections 950a2 and 950a3 of the 1925 Supplement to the Compiled Laws of 1913 for the State of North Dakota Relating to the Formation, Division and Consolidation of Voting Districts.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter

274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

And find the same correctly engrossed.

W. J. GILCHRIST,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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 delivered to the Governor Feb. 21, 1933, at 9:40 o'clock A. M.

W. J. GILCHRIST,
Chairman.

The Committee on Federal Relations made the following report:

Madam Speaker: Your Committee on Federal Relations to whom was referred

Concurrent Resolution No. 11.

Have had the same under consideration and recommend that the same be adopted.

W. S. PLACE,
Chairman.

Mr. Place moved that the resolution be adopted, which motion prevailed and the resolution was adopted.

A majority of the Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
GOTTLIEB ISAAK,
H. G. KAPFER,
AL JOHNSON,
F. BORN,
R. R. SCHOLL,
EINAR MUUS,
C. F. CARLSON,
P. J. FLATEN,
M. H. LYNCH.

A minority of the Committee on Highways and Bridges made the following report:

Madam Speaker: Your Committee on Highways and Bridges to whom was referred

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Have had the same under consideration and recommend that the same do pass.

W. J. FLANNIGAN,
R. E. SWENDSEID,
J. T. NELSON,
EINAR TWETE,
W. M. CROCKETT,
FRED SCHURR,
MARTIN LUND.

W. J. Flannigan moved that the report of the minority be adopted.

Mr. Lynch moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion was lost.

The question being on the motion of Mr. Flannigan, that the report of the minority be adopted, the motion prevailed and the report was adopted.

Mr. Godwin moved that courtesies of the floor be extended to Miss Marie Schoenleben, instructor at Mandan, and thirty pupils.

Which motion prevailed.

Mr. Rue moved that the courtesies of the floor be extended to Mr. Martin Olson of Driscoll, former House member.

Which motion prevailed.

Mr. Swett moved that the courtesies of the floor be extended to Mr. S. B. Niles and Miss Vibekke Kjelland, instructors, and a group of high school students, of Dawson.

Which motion prevailed.

Mr. Fitch moved that the courtesies of the floor be extended to Mr. I. W. Standlie, former House member, of Hope, N. Dak.

Which motion prevailed.

House Concurrent Resolution No. 17 was read.

Mr. Crockett moved that the resolution be adopted and copy of same printed in the Journal.

Mr. Peters moved that Mr. Crockett's motion be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 21, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From

Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws nado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing

the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Godwin moved that the House reconsider the vote by which House Bill No. 237 was indefinitely postponed.

Which motion lost.

THIRD READING OF HOUSE BILLS

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, 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, 83; nays, 26; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Mountrail
Anderson, Sargent	Hillman	Piper
Arneson	Isaak	Place

Messrs.	Messrs.	Messrs.
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnston	Rue
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Crockett	Lavik	Schauss
Dahl	Lemke	Scholl
Endres	Lillehaugen	Shurr
Erickson, McKenzie	Lofthus	Solberg
Erickson, McLean	McInnes	Sprenger
Espeland	McManus	Sticka
Ettestad	Morgan	Stoa
Falconer	Mostad	Strutz
Fedje	Nelson, Morton	Sundby, McLean
Fitzgerald	Nelson, Ward	Sundby, Renville
Flannigan	Niewoehner	Svingen
Fuglestad	Noben	Swett
Gessner	Odegard	Swendseid
Gilchrist	Oglesby	Symington
Godwin	Olson, Adams	Thompson
Hagen	Olson, Bowman	Treffry
Hanson, Barnes	Opdahl	Twete
Hanson, Benson	Owings	Wolf
Hanson, Stark	Patterson	Madam Speaker
Henrickson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Muus
Born	Homnes	Nelson, Dickey
Correll	Jardine	Peters
Cunningham	Johnson	Sandlie
Dittmer	Jones	Steedsman
Fitch	Larson, Ransom	Twichell
Flaten	Lund	Wright
Gilbertson	Lynch	Young
Holte	McKellar	

Absent and not voting:

Messrs.	Messrs.
Anfinson	Smith
Brunsdale	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Morgan moved that the vote by which House Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE:

Mr. Thompson:

Madam Speaker: I was in hopes they would compromise on 8 per cent because it will be a hard blow to the country

banks, but I know the farmers of my community all want reduced rates of interest and I am going to vote "aye" on this bill for the benefit of them and the farmers of my county.

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Was read the third time.

Mr. Swett asked unanimous consent to amend House Bill No. 282 as follows:

In line 7, section 3, page 3 of printed bill insert the word "state" before the word "auditor".

Which request was granted.

Mr. Swett moved that the rules be suspended and that House Bill No. 282 be considered properly re-engrossed and placed upon 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:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lavik	Scholl
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Swett

Messrs.	Messrs.	Messrs.
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Larson, Nelson	Traynor
Holthusen	Smith	

So the bill passed and the title was agreed to.

Mr. Treffry moved that the vote by which House Bill No. 282 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 348. A Bill for an Act to Amend and Re-enact Section 3724 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Special Assessment 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, 56; nays, 48; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hagen	Patterson
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jensen	Peterson, Mountrail
Arneson	Jodock	Piper
Bailey	Kapfer	Place
Broschat	Larson, Nelson	Rathbun
Carlson	Larson, Ransom	Rindy
Dahl	Lavik	Sannes
Endres	Lemke	Savre
Erickson, McKenzie	Lofthus	Scholl
Erickson, McLean	Morgan	Solberg
Espeland	Mostad	Sprenger
Falconer	Muus	Stoa
Fedje	Nelson, Ward	Sundby, Renville
Fitch	Noben	Svingen
Fitzgerald	Odegard	Symington
Fuglestad	Olson, Adams	Treffry
Gilbertson	Olson, Bowman	Madam Speaker
Gilchrist	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Holte	Oglesby
Biewer	Holthusen	Opdahl
Born	Homnes	Peters
Correll	Jardine	Sandlie
Crockett	Johnson	Schauss
Cunningham	Johnston	Steedsman
Ettestad	Jones	Sticka
Flannigan	Lillehaugen	Strutz
Flaten	Lund	Sundby, McLean
Gessner	Lynch	Swett
Hanson, Barnes	McInnes	Swendseid
Hanson, Benson	McKellar	Thompson
Hanson, Stark	McManus	Twichell
Henrickson	Nelson, Dickey	Wolf
Hill	Nelson, Morton	Wright
Hillman	Niewoehner	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Smith
Brunsdale	Rue	Traynor
Dittmer	Shurr	Twete

So the bill was declared lost.

Mr. Jardine moved that the vote by which House Bill No. 348 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

Mr. Niewoehner moved that the House recess for ten minutes.

Which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing 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, 82; nays, 22; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Peterson, Mountrail
Anderson, Logan	Isaak	Piper
Anderson, Sargent	Jardine	Place
Anfinson	Jensen	Rathbun
Bailey	Johnson	Rue
Bettenhausen	Johnston	Sandlie
Born	Jones	Sannes
Broschat	Kapfer	Schauss
Correll	Larson, Ransom	Scholl
Crockett	Lavik	Shurr
Cunningham	Lemke	Solberg
Dahl	Lund	Steedsman
Endres	Lynch	Stoa
Erickson, McKenzie	McInnes	Sundby, McLean
Erickson, McLean	McKellar	Sundby, Renville
Espeland	McManus	Svingen
Falconer	Morgan	Swett
Fedje	Mostad	Swendseid
Fitch	Muus	Symington
Flannigan	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Olson, Adams	Wright
Henrickson	Patterson	Young
Hillman	Peters	
Holthusen	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Stark	Owings
Biewer	Hill	Rindy
Dittmer	Larson, Nelson	Savre
Fitzgerald	Lillehaugen	Sprenger
Flaten	Lofthus	Sticka
Fuglestad	Odegard	Madam Speaker
Hanson, Barnes	Oglesby	
Hanson, Benson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Holte	Smith
Carlson	Jodock	Strutz
Ettestad	Opdahl	Traynor

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Mr. Falconer:

Madam Speaker: I am against unnecessary appropriations, but this money rightfully belongs to these boys, so I

vote "aye" in consideration of that fact. This is being appropriated from money that already belongs to the ex-service men.

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 349 as follows:

On page 1, line 1 of printed bill, following "Section 1" insert the word "Amendment."

In lines 1 and 2 of Section 1 strike out the following: "and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota."

Between lines 12 and 13 on page 2 of printed bill insert the following: "Section 2. Amendment.) That Section 1905 of the Supplement to the Compiled Laws, 1913, be amended and re-enacted to read as follows:"

Which request was granted.

Mr. Twichell moved that the rules be suspended and House Bill No. 349 be considered properly re-engrossed and placed upon 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, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Homnes	Rindy
Biewer	Jardine	Rue
Born	Jensen	Sandlie
Broschat	Jodock	Sannes
Carlson	Johnson	Savre
Correll	Johnston	Schauss
Crockett	Jones	ScholJ
Cunningham	Kapfer	Shurr
Dahl	Larson, Nelson	Solberg

Messrs.	Messrs.	Messrs.
Dittmer	Larson, Ransom	Sprenger
Endres	Lavik	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Falconer	McInnes	Svingen
Fedje	McKellar	Swendseid
Fitch	McManus	Symington
Flannigan	Morgan	Thompson
Flaten	Mostad	Treffry
Fuglestad	Muus	Twete
Gessner	Nelson, Morton	Twichell
Gilbertson	Nelson, Ward	Wolf
Gilchrist	Niewoehner	Wright
Godwin	Noben	Young
Hagen	Odegard	Madam Speaker
Hanson, Barnes	Olson, Adams	
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitzgerald	Nelson, Dickey	Rathbun
Isaak	Oglesby	Sundby, Renville
Lemke	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Smith	Traynor
Peters	Swett	

So the bill passed and the title was agreed to.

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Section 4 of Chapter 182 of the Session Laws of 1929, as Amended by Section 1 of Chapter 102 of the Session Laws of 1931, Relating to the Bonds of North Dakota, Real Estate Series.

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, 49; nays, 56; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Sandlie
Anderson, Logan	Godwin	Sannes
Anderson, Sargent	Hill	Schauss
Anfinson	Jodock	Scholl
Bailey	Johnston	Shurr
Biewer	Lavik	Solberg
Broschat	Lemke	Sprenger

Messrs.	Messrs.	Messrs.
Carlson	Lofthus	Stoa
Crockett	Nelson, Ward	Sundby, McLean
Dahl	Noben	Sundby, Renville
Endres	Olson, Adams	Svingen
Erickson, McKenzie	Olson, Bowman	Swendsen
Espeland	Owings	Treffry
Falconer	Patterson	Twete
Fedje	Peterson, Bottineau	Madam Speaker
Fitzgerald	Peterson, Mountrail	
Flannigan	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Odegard
Bettenhausen	Hommes	Oglesby
Born	Isaak	Opdahl
Correll	Jensen	Peters
Cunningham	Johnson	Piper
Dittmer	Jones	Rathbun
Erickson, McLean	Kapfer	Rindy
Ettestad	Larson, Nelson	Rue
Flaten	Larson, Ransom	Savre
Fuglestad	Lillehaugen	Steedsman
Gessner	Lund	Sticka
Gilbertson	Lynch	Strutz
Hagen	McInnes	Symington
Hanson, Barnes	McManus	Thompson
Hanson, Benson	Morgan	Twichell
Hanson, Stark	Mostad	Wolf
Henrickson	Nelson, Dickey	Wright
Hillman	Nelson, Morton	Young
Holte	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McKellar	Swett
Fitch	Muus	Traynor
Jardine	Smith	

So the bill was declared lost.

Mr. Jones moved that the vote by which House Bill No. 227 was lost be reconsidered and the motion to reconsider be laid on the table.

Roll call demanded and granted.

ROLL CALL

The question being on clincher motion, the roll was called and there were ayes, 43; nays, 63; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arneson	Hommes	Rue
Bailey	Johnson	Savre
Bettenhausen	Johnston	Steedsman

Messrs.	Messrs.	Messrs.
Born	Jones	Sticka
Correll	Lillehaugen	Sundby, McLean
Cunningham	Lund	Sundby, Renville
Dittmer	Lynch	Swendseid
Flaten	McInnes	Symington
Fuglestad	Morgan	Thompson
Gessner	Nelson, Dickey	Twichell
Gilbertson	Nelson, Morton	Wolf
Hanson, Stark	Niewoehner	Wright
Hillman	Odegard	Young
Holte	Peters	
Holthusen	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Opdahl
Anderson, Logan	Hanson, Benson	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Bröschat	Jensen	Place
Carlson	Jodock	Rathbun
Crockett	Kapfer	Rindy
Dahl	Larson, Nelson	Sandlie
Endres	Larson, Ransom	Sannes
Erickson, McKenzie	Lavik	Schauss
Erickson, McLean	Lemke	Scholl
Espeland	Lofthus	Shurr
Ettestad	McManus	Solberg
Falconer	Mostad	Sprenger
Fedje	Muus	Stoa
Fitzgerald	Nelson, Ward	Strutz
Flannigan	Noben	Svingen
Gilchrist	Oglesby	Treffry
Godwin	Olson, Adams	Twete
Hagen	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McKellar	Traynor
Fitch	Smith	
Jardine	Swett	

So the motion was declared lost.

House Bill No. 29. A Bill for an Act to Amend and Re-enact Section 2263 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to County Agent Work and Provision 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, 47; nays, 57; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Biewer	Holthusen	Opdahl
Correll	Homnes	Patterson
Crockett	Isaak	Peters
Cunningham	Jensen	Peterson, Mountrail
Dahl	Johnson	Sannes
Dittmer	Johnston	Stoa
Ettestad	Jones	Steedsman
Flannigan	Lund	Strutz
Flaten	Morgan	Swendseid
Fuglestad	Mostad	Symington
Gilbertson	Muus	Thompson
Hagen	Nelson, Dickey	Twete
Henrickson	Nelson, Morton	Twichell
Hill	Nelson, Ward	Wright
Hillman	Niewoehner	Young
Holte	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Piper
Anderson, Logan	Hanson, Barnes	Place
Anderson, Sargent	Hanson, Benson	Rathbun
Anfinson	Hanson, Stark	Rindy
Arneson	Jodock	Rue
Bailey	Kapfer	Sandlie
Bettenhausen	Larson, Nelson	Savre
Born	Larson, Ransom	Schauss
Broschat	Lavik	Scholl
Carlson	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	McInnes	Sticka
Espeland	Odegard	Sundby, McLean
Falconer	Oglesby	Sundby, Renville
Fedje	Olson, Adams	Svingen
Fitzgerald	Olson, Bowman	Treffry
Gessner	Owings	Wolf
Gilchrist	Peterson, Bottineau	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Smith
Fitch	McKellar	Swett
Jardine	McManus	Traynor

So the bill was declared lost.

Mr. Anfinson moved that the vote by which House Bill No. 29 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Peni-

teniary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

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, 24; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Peters
Anderson, Sargent	Henrickson	Peterson, Bottineau
Bailey	Hill	Peterson, Mountrail
Biewer	Holte	Place
Born	Isaak	Rindy
Broschat	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Jones	Schauss
Crockett	Kapfer	Scholl
Dahl	Larson, Nelson	Shurr
Endres	Larson, Ransom	Solberg
Erickson, McKenzie	Lavik	Sticka
Erickson, McLean	Lemke	Stoa
Espeland	Lillehaugen	Strutz
Ettestad	Lofthus	Sundby, McLean
Falconer	Lund	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Morton	Thompson
Fuglestad	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Madam Speaker
Hanson, Barnes	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Holthusen	Piper
Arneson	Homnes	Rathbun
Bettenhausen	Johnson	Savre
Cunningham	Johnston	Sprenger
Dittmer	Morgan	Steedsman
Flaten	Muus	Symington
Gessner	Nelson, Ward	Twichell
Hillman	Odegard	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McInnes	Rue
Fitch	McKellar	Smith
Jardine	McManus	Swett
Lynch	Patterson	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

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	Henrickson	Owings
Anderson, Logan	Hill	Peters
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Homnes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsmen
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Falconer	McInnes	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Wolf
Godwin	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McKellar	Swett
Ettestad	McManus	Traynor
Fitch	Patterson	Twichell
Jardine	Scholl	
Lynch	Smith	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the the roll was called and there were ayes, 82; nays, 16; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Isaak	Place
Bailey	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnston	Rue
Broschat	Kapfer	Sandlie
Carlson	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Cunningham	Lavik	Scholl
Dahl	Lemke	Shurr
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	Morgan	Strutz
Falconer	Mostad	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Fuglestad	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Thompson
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Symington
Bettenhausen	Johnson	Twichell
Correll	Jones	Wolf
Gessner	Peters	Wright
Hillman	Piper	
Holte	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Patterson
Ettestad	Lynch	Schauss
Fitch	McKellar	Smith
Flannigan	McManus	Swett
Flaten	Niewoehner	Traynor

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, 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	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gessner	Nelson, Morton	Thompson
Gilbertson	Nelson, Ward	Treffry
Gilchrist	Niewoehner	Twete
Godwin	Noben	Twichell

Messrs.	Messrs.	Messrs.
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Henrickson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lund	Smith
Ettestad	McManus	Swett
Flaten	Opdahl	Traynor

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Mr. Flannigan moved that the House defer action on House Bill No. 277.

Mr. Twichell moved as a substitute motion that House Bill No. 277 be made a special order of business for ten o'clock P. M., tonight.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mrs. H. J. McCall, Mandan; Mrs. R. M. Welch, Mandan; Esther Niles, Dawson; Dorothy Nicholson, Dawson; Ruth Fallon, Dawson; Eunice Nicholson, Dawson; Viola Hess, Dawson; Mildred Hoefe, Dawson; Ruth Niles, Dawson; Phyllis Kooker, Dawson; A. L. Johnson, Devils Lake; H. Haggerty, Bismarck; Oscar Scheerle, Mandan; John Kellar, Bismarck; LaVerne Pope, Mandan.

Eddie Toman, Mandan; Vernon Homan, Mandan; Everett Allan, Baker; Warren Bicknell, Bismarck; John Davis, Bismarck; Irene Parkman, Hope; LaDelle H. Briggles, Hazelton; C. H. Halonen, Hazelton; Mrs. Frank Regeth, Manning; Eugene Berry, Casper Boehm, Jayne Broderick, Constance Cocking, Eloise Curtis, John Dahlquist, Francis DeChandt, Laurine Fairman.

Alfred Farr, Kathryn Gallagher, Ann Marie Helbling, Jake Hecker, Edith Hicks, Anne Hoffman, Fredric Hofnecht, Helen Homan, Clyce Johnson, Rose Knoll, Edward Knudtson, Gloria Lutz, Winnifred McGillic, Marie Nixon, Carl Rosh.

Mary Russell, Louis Savage, Clarence Schauss, Zana Seidinger, Katherine Smith, Ed. Toman, Blanche Vavra, Bertie Casler, LaVerne Pope, Robert Syvrud, Enid Godwin, Phyllis Carrol, Marie Schoenleben, all of Mandan; Mrs. W. E. Stitzel, Bismarck; Mrs. C. M. Overgaard, Bismarck; Mrs. Alfred Mostad, Minot; Thos. J. Keogh, Fort Yates; M. J. Froelich, Selfridge.

M. A. Johnson, Michigan; A. N. Gousmel, Bowman; Otto Shade, Bowman; Curtis Wright, Michigan; Lawvine Fair-

man, Mandan; Mrs. Orville Brunn, Dilworth, Minn.; Yvonne Brunn, Dilworth, Minn.; Kathryn Gallagher, Mandan; Jacob Will, George Wolf, Wm. Huber, Phillip Bender, all of Wishek; Miss Violet Kjelland, Dawson; S. B. Niles, Dawson; Blanche Vada, Mandan; Mrs. A. N. Gausmel, Bowman; Lee Herring, Edgeley.

Phil Fostin, W. E. Fudenburg, L. A. Washburn, C. J. Vernon, Russell Herring, A. P. Horn, E. G. Ellingson, all of Edgeley; A. M. Ringham, Buxton; E. R. Quam, Trail; Fred Downes, Kelso; Adolf Roeszler, Ashley; Fred G. Beglan, Ashley; Ted Martin, McCloud; Ole L. Olson, Buxton.

Ole Mattson, New Rockford; H. H. Olson, New Rockford; Wm. M. Rakow, Wheatland; Marie Simonieg, Lansford; V. D. Marshall, Forbes; Lewis Tvit, Forbes; G. A. Thompson, Cando; Geo. O. Brekke, Minot; Miss Elain Strutz, Jamestown; R. H. Horn, Glenn Horn, Orin Baertsch, all of New England; H. B. Hanson, Steele; Sharpe Printz, Fredonia.

Bell H. Oglesby, Wimbledon; J. A. Lindstrom, Denhoff; John Korn, Denhoff; R. L. Wells, Bismarck; Mrs. C. Hanson, Bismarck; Mrs. A. N. Lavik, Milnor; Mrs. Enget, Bismarck; C. C. Heath, Beach; R. G. Bolton, Flaxton; A. E. Sundstrom, Bismarck; Mark Schafer, Minot; Carl Bye, Fargo; H. A. Paulson, Fargo; Janice Erickson, Minot.

Lucille Duffy, Crosby; Roy Brown, Wishek; Mrs. H. A. Rindy, Carrington; Wm. C. Niewoehner, Willow City; Mike Kitzman, Willow City; Bernt Johnson, Nels Braten, Harry Nuseth, all of Wyndmere; Wm. Martin, Chaffee; Robt. Trefry, New Rockford; Mrs. Nellie Erickson, Minot; Mr. and Mrs. E. P. Christenson, Minot; Seb Hagenstad, Maddock; Clarence Helgeson, Minnewaukan; Jens Tosso, Esmond; Oliver Freeman, Maddock; Martin Helisvig, Maddock; Mathew Duffy, Esmond; Zack Shockman, Berlin; Clarence Johnson, Esmond.

Mr. Lynch moved that the House recess until 7:30 p. m.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 21-22, 1933.

The House re-convened at 7:30 p. m., pursuant to recess taken, Speaker Craig presiding.

THIRTEENTH ORDER OF BUSINESS

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Was read the first and second times and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Was read the first and second times and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

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 21, 1933.

Madam Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate Bill No. 1.

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

I have the honor to transmit herewith the following bills:

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Also,

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 21, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate Resolution introduced by

Joint Rules Committee extending the time for messaging bills between the House and Senate to the end of the Fifty-first legislative day, viz. 2 o'clock P. M. Thursday, February 23rd, 1933.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1933.

Madam Speaker: I have the honor to inform you that the Senate has adopted a Resolution introduced by the Senate members of the Joint Rules Committee extending the time for messaging bills and communications between the two Houses of the Legislature to the end of the Fifty-first legislative day, two p. m., Thursday, February 23, for the reason that February 22, being a holiday, the work of messaging Bills and Communications between the two Houses cannot be completed before the end of the Fiftieth Legislative Day.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 21, 1933.

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. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Very truly yours,

WILLIAM LANGER,
Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation 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, 88; nays, 9; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Place
Born	Homnes	Rathbun
Broschat	Jensen	Rindy
Carlson	Jodock	Rue
Correll	Johnston	Sannes
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lofthus	Shurr
Erickson, McKenzie	Lund	Solberg
Erickson, McLean	McInnes	Sprengr
Espeland	McKellar	Steedsman
Falconer	Morgan	Sticka
Fedje	Mostad	Stoa
Fitzgerald	Muus	Strutz
Flannigan	Nelson, Dickey	Sundby, McLean
Flaten	Nelson, Morton	Sundby, Renville
Fuglestad	Nelson, Ward	Svingen
Gessner	Niewoehner	Swendseid
Gilbertson	Noben	Symington
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	Twichell
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Isaak	Lynch
Biewer	Jardine	Peters
Crockett	Johnson	Piper

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Lemke	Thompson
Brunsdale	Lillehaugen	Traynor

Messrs.	Messrs.	Messrs.
Ettestad	McManus	Wolf
Fitch	Sandlie	Young
Jones	Smith	
Lavik	Swett	

So the bill passed and the title was agreed to.

Mr. Endres moved that the vote by which House Bill No. 242 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

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	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Patterson
Anfinson	Hillman	Peters
Arneson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rathbun
Broschat	Jensen	Rindy
Carlson	Jodock	Rue
Correll	Johnson	Sandlie
Crockett	Johnston	Sannes
Cunningham	Kapfer	Savre
Dahl	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Scholl
Endres	Lemke	Shurr
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flannigan	Muus	Svingen
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell

Messrs.	Messrs.	Messrs.
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lillehaugen	Swett
Fitch	McManus	Thompson
Jones	Smith	Traynor
Lavik	Solberg	Young

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

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, 45; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Odegard
Bailey	Holthusen	Owings
Biewer	Homes	Peters
Broschat	Isaak	Peterson, Bottineau
Carlson	Jardine	Piper
Correll	Jodock	Rathbun
Crockett	Johnson	Savre
Cunningham	Johnston	Scholl
Dittmer	Kapfer	Stoa
Endres	Larson, Nelson	Sundby, McLean
Erickson, McLean	Larson, Ransom	Sundby, Renville
Ettestad	Lemke	Svingen
Fedje	Lillehaugen	Swendseid
Flannigan	Lynch	Symington
Fuglestad	McInnes	Twete
Gilbertson	Mostad	Twichell
Hagen	Nelson, Dickey	Wright
Hill	Nelson, Morton	Young
Hillman	Niewoehner	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Barnes	Peterson, Mountrail
Anfinson	Hanson, Stark	Place
Arneson	Henrickson	Rindy

Messrs.	Messrs.	Messrs.
Bettenhausen	Jensen	Rue
Born	Lofthus	Sandlie
Dahl	Lund	Sannes
Erickson, McKenzie	McKellar	Schauss
Espeland	Muus	Shurr
Falconer	Nelson, Ward	Solberg
Fitzgerald	Noben	Sprenger
Flaten	Oglesby	Steedsman
Gessner	Olson, Adams	Sticka
Gilchrist	Olson, Bowman	Treffry
Godwin	Opdahl	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Swett
Fitch	Morgan	Thompson
Jones	Smith	Traynor
Lavik	Strutz	

So the bill passed and the title was agreed to.

Mr. Erickson moved that the vote by which House Bill No. 84 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

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, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Owings
Anderson, Logan	Holte	Patterson
Anderson, Sargent	Holthusen	Peters
Anfinson	Homnes	Peterson, Bottineau
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Kapfer	Sannes
Dahl	Larson, Nelson	Savre
Dittmer	Larson, Ransom	Schauss
Endres	Lemke	Scholl

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Lillehaugen	Shurr
Erickson, McLean	Lofthus	Solberg
Espeland	Lund	Sprenger
Ettestad	Lynch	Steedsmann
Falconer	McInnes	Sticka
Fedje	McKellar	Stoa
Fitzgerald	Morgan	Strutz
Flannigan	Mostad	Sundby, McLean
Flaten	Muus	Sundby, Renville
Fuglestad	Nelson, Dickey	Svingen
Gessner	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Symington
Gilchrist	Niewoehner	Treffry
Godwin	Noben	Twete
Hagen	Odegard	Twichell
Hanson, Barnes	Oglesby	Wolf
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Opdahl	Madam Speaker
Hill		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Broschat	Cunningham	Peterson,Mountrail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Swett
Crockett	McManus	Thompson
Fitch	Smith	Traynor
Jones		

So the bill was passed and the title agreed to and the emergency clause was declared carried.

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County 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, 72; nays, 33; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peters
Anderson, Logan	Hillman	Peterson,Bottineau
Arneson	Holte	Place
Bailey	Holthusen	Rathbun
Bettenhausen	Homnes	Rue

Messrs.	Messrs.	Messrs.
Biewer	Jensen	Sandlie
Broschat	Johnson	Sannes
Carlson	Johnston	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Cunningham	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Stoa
Ettestad	Lund	Strutz
Falconer	Lynch	Sundby, McLean
Flannigan	McKellar	Swendseid
Flaten	Morgan	Symington
Gessner	Muus	Thompson
Gilbertson	Nelson, Morton	Treffry
Godwin	Niewoehner	Twete
Hagen	Noben	Twichell
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Olson, Bowman
Anfinson	Isaak	Patterson
Born	Jardine	Peterson, Mountrail
Dahl	Jodock	Piper
Dittmer	Kapfer	Rindy
Erickson, McLean	McInnes	Shurr
Espeland	Mostad	Solberg
Fedje	Nelson, Dickey	Sticka
Fitzgerald	Nelson, Ward	Sundby, Renville
Fuglestad	Odegard	Svingen
Gilchrist	Oglesby	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Swett
Fitch	McManus	Traynor
Jones	Smith	

So the bill passed and the title was agreed to.

Mr. Biewer moved that the vote by which House Bill No. 294 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

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, 39; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson, Mountrail
Anderson, Logan	Holte	Rathbun
Anderson, Sargent	Holthusen	Rindy
Anfinson	Homnes	Rue
Arneson	Jardine	Sannes
Bailey	Johnson	Savre
Biewer	Johnston	Scholl
Born	Kapfer	Shurr
Broschat	Larson, Nelson	Solberg
Correll	Lillehaugen	Sprenger
Crockett	Lofthus	Sticka
Dahl	Lund	Stoa
Dittmer	Lynch	Strutz
Endres	McKellar	Sundby, McLean
Ettestad	Morgan	Svingen
Falconer	Muus	Swendseid
Fedje	Nelson, Morton	Symington
Flaten	Oglesby	Thompson
Fuglestad	Olson, Adams	Twete
Gessner	Opdahl	Twitchell
Hanson, Barnes	Owings	Wright
Hanson, Stark	Peters	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Henrickson	Odegard
Carlson	Hill	Olson, Bowman
Cunningham	Isaak	Patterson
Erickson, McKenzie	Jensen	Peterson, Bottineau
Erickson, McLean	Jodock	Piper
Espeland	Larson, Ransom	Place
Fitzgerald	Lemke	Sandlie
Flannigan	McInnes	Schauss
Gilbertson	Mostad	Steedsman
Gilchrist	Nelson, Dickey	Sundby, Renville
Godwin	Nelson, Ward	Treffry
Hagen	Niewoehner	Wolf
Hanson, Benson	Noben	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Swett
Fitch	McManus	Traynor
Jones	Smith	

So the bill passed and the title was agreed to.

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production 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, 84; nays, 18; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Jardine	Piper
Bettenhausen	Jodock	Rathbun
Biewer	Johnson	Rue
Born	Johnston	Sannes
Broschat	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Correll	Lemke	Scholl
Crockett	Lillehaugen	Shurr
Endres	Lofthus	Solberg
Erickson, McKenzie	Lund	Sprenger
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Sundby, Renville
Fedje	Morgan	Svingen
Flannigan	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Twete
Gilbertson	Niewoehner	Twichell
Gilchrist	Oglesby	Wright
Godwin	Olson, Adams	Young
Hagen	Opdahl	Madam Speaker
Hanson, Barnes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl	Jensen	Rindy
Erickson, McLean	Nelson, Ward	Sandlie
Fitzgerald	Noben	Steedsman
Hanson, Benson	Odegard	Strutz
Henrickson	Olson, Bowman	Treffry
Hill	Place	Wolf
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Cunningham	Kapfer	Sundby, McLean
Dittmer	Lavik	Swett
Fitch	McManus	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Was read the third time.

Mr. Ettestad asked unanimous consent to amend the Bill by striking off the amendments.

Which request was refused.

Mr. Lund moved that further action on House Bill No. 298 be deferred one legislative day.

Which motion prevailed.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill 171 as follows:

"In line 2 of the title, after the word "Dakota" insert the following punctuation and figures "1913,".

Which request was granted.

Mr. Twichell moved that the rules be suspended and that House Bill No. 171 be considered properly re-engrossed and placed upon 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, 87; nays, 16; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peterson, Bottineau
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Hillman	Place
Anfinson	Holte	Rathbun
Arneson	Holthusen	Rindy
Bailey	Homnes	Rue
Biewer	Isaak	Sannes
Born	Jardine	Savre

Messrs.	Messrs.	Messrs.
Broschat	Jensen	Scholl
Carlson	Jodock	Shurr
Correll	Kapfer	Solberg
Crockett	Larson, Nelson	Sprenger
Cunningham	Larson, Ransom	Steedsman
Dahl	Lemke	Sticka
Dittmer	Lillehaugen	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Falconer	McKellar	Svingen
Fedje	Morgan	Swendseid
Fitch	Nelson, Dickey	Symington
Fitzgerald	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Olson, Adams	Wolf
Godwin	Olson, Bowman	Wright
Hagen	Opdahl	Young
Hanson, Benson	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Johnson	Oglesby
Endres	Lofthus	Patterson
Ettestad	Mostad	Peters
Fuglestad	Muus	Piper
Hanson, Barnes	Niewoehner	Sandlie
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Smith
Flannigan	McManus	Swett
Johnston	Schauss	Traynor
Jones		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 245. * A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents 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, 99; nays, 1; absent and not voting, 12. 1 Pass.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bettenhausen	Holthusen	Piper
Biewer	Homnes	Place
Born	Isaak	Rindy
Broschat	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Johnson	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Lavik	Rue
Brunsdale	McManus	Smith
Erickson, McKenzie	Niewoehner	Swett
Johnston	Rathbun	Traynor
Jones		

Passed

Messrs.
Jardine

So the bill passed and the title was agreed to.

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolv-

ing Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, 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, 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	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peters
Anfinson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rathbun
Broschat	Jensen	Rindy
Carlson	Jodock	Sandlie
Correll	Johnson	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Shurr
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Treffry

Messrs.	Messrs.	Messrs.
Fuglestad	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Steedsman
Gessner	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Smith
Johnston	McManus	Swett
Jones	Scholl	Traynor
Lavik		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

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, 42; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Patterson
Anderson, Logan	Hanson, Barnes	Peterson, Bottineau
Anderson, Sargent	Hanson, Benson	Peterson, Mountrail
Anfinson	Hanson, Stark	Place
Bailey	Hill	Rathbun
Broschat	Holthusen	Rindy
Carlson	Jodock	Sannes
Crockett	Johnston	Shurr
Cunningham	Larson, Nelson	Solberg
Dahl	Larson, Ransom	Sprenger
Endres	Lemke	Sticka
Erickson, McKenzie	Lofthus	Sundby, McLean
Erickson, McLean	Lund	Sundby, Renville
Espeland	McInnes	Svingen
Falconer	McKellar	Swendseid
Fedje	Morgan	Symington
Fitzgerald	Nelson, Ward	Thompson
Flannigan	Noben	Treffry

Messrs.	Messrs.	Messrs.
Flaten	Odegard	Twete
Fuglestad	Olson, Bowman	
Gilchrist	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Opdahl
Bettenhausen	Isaak	Peters
Biewer	Jardine	Piper
Born	Jensen	Rue
Correll	Johnson	Sandlie
Dittmer	Kapfer	Savre
Ettestad	Lillehaugen	Schauss
Fitch	Mostad	Steedsman
Gessner	Muus	Strutz
Gilbertson	Nelson, Dickey	Twichell
Hagen	Nelson, Morton	Wolf
Henrickson	Niewoehner	Wright
Hillman	Oglesby	Young
Holte	Olson, Adams	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Stoa
Jones	Scholl	Swett
Lavik	Smith	Traynor
Lynch		

So the bill passed and the title was agreed to and the emergency clause was declared lost.

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

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, 31; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Peterson, Bottineau
Anderson, Logan	Hanson, Benson	Peterson, Mountrail
Anderson, Sargent	Hanson, Stark	Piper
Anfinson	Henrickson	Place

Messrs.	Messrs.	Messrs.
Bailey	Hill	Rathbun
Bettenhausen	Isaak	Rindy
Biewer	Jensen	Sandlie
Born	Jodock	Sannes
Broschat	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Scholl
Dahl	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	McInnes	Sticka
Espeland	Mostad	Stoa
Ettestad	Nelson, Ward	Strutz
Falconer	Niewoehner	Sundby, McLean
Fedje	Noben	Sundby, Renville
Fitzgerald	Odegard	Svingen
Flannigan	Oglesby	Swendseid
Fuglestad	Olson, Adams	Treffry
Gilbertson	Olson, Bowman	Twete
Gilchrist	Opdahl	Wolf
Godwin	Owings	Madam Speaker
Hagen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Nelson, Dickey
Brunsdale	Homnes	Nelson, Morton
Correll	Jardine	Patterson
Cunningham	Johnston	Peters
Dittmer	Johnson	Rue
Fitch	Lund	Steedsman
Flaten	Lynch	Symington
Gessner	McKellar	Thompson
Hillman	Morgan	Twichell
Holte	Muus	Wright
		Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	McManus	Swett
Lavik	Smith	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Twichell requested a verification of the Roll Call. Verification disclosed no change.

SPECIAL ORDER OF BUSINESS

The hour of 10:00 P. M., having arrived, the House proceeded to the Special Order of Business.

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose

Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building 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, 76; nays, 31; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Peterson, Bottineau
Anderson, Logan	Hanson, Benson	Peterson, Mountrail
Anderson, Sargent	Hanson, Stark	Piper
Anfinson	Henrickson	Place
Bailey	Hill	Rindy
Bettenhausen	Isaak	Sandlie
Biewer	Jensen	Sannes
Born	Jodock	Savre
Broschat	Kapfer	Schauss
Carlson	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	McInnes	Stoa
Espelund	Mostad	Strutz
Ettestad	Nelson, Ward	Sundby, McLean
Falconer	Niewoehner	Sundby, Renville
Fedje	Noben	Svingen
Fitzgerald	Odegard	Swendseid
Flannigan	Oglesby	Treffry
Fuglestad	Olson, Adams	Twete
Gilbertson	Olson, Bowman	Wolf
Gilchrist	Opdahl	Madam Speaker
Godwin	Owings	
Hagen	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Nelson, Morton
Brunsdale	Jardine	Peters
Correll	Johnson	Rathbun
Cunningham	Johnston	Rue
Dittmer	Lund	Steedsman
Fitch	Lynch	Symington
Flaten	McKellar	Thompson
Gessner	Morgan	Twichell
Hillman	Muus	Wright
Holte	Nelson, Dickey	Young
Holthusen		

Absent and not voting:

Messrs.
Jones
Lavik

Messrs.
McManus
Smith

Messrs.
Swett
Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Jodock moved that the vote by which House Bill No. 277 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Brunsdale: Madame Speaker: I would like to explain my vote and I would greatly desire to have my remarks printed in the Journal. This session has set many precedents, most of them, to my mind, bad, being all but one injurious to the welfare of the State of North Dakota. We are now voting on a bill that establishes another precedent, not only for North Dakota but for the whole nation. After charges were trumped up and after the hearing—

Mr. Flannigan: A point of order, Madam Speaker: If we are going to listen to debate upon this question from every member that has anything to say on this question, I suggest we stop the clock.

Mr. Brunsdale: May I explain my vote?

Mrs. Craig: Yes, Mr. Brunsdale, but don't make a speech.

Mr. Brunsdale: (continuing)—These are all reasons why I can't vote for this bill. After charges were trumped up and after hearing and investigation—and I don't know whether I could call it an investigation—we find this bill sponsored by certain members whose avowed purpose is to do away with the Capitol Commission. During the weeks of the hearing we all know that the Capitol Commission were ready to go upon the stand. They stood by for three weeks, all during the time the investigation was going on, but the hearing ended without these men being given the privilege of taking the chair and—

Mr. Aljets: Mr. Brunsdale seems to be reading a book, instead of explaining his vote.

Speaker Craig: You are making a speech, Mr. Brunsdale, the Chair will have to rule.

Mr. Brunsdale: If I throw my manuscript away may I explain my vote?

Speaker Craig: If you will do it within reason.

Mr. Brunsdale: It is awfully hard for the minority to adjust themselves to what the majority thinks is reasonable.

(Continuing): I submit that every man in this assembly and in the State of North Dakota has certain constitutional and inalienable rights. I submit further that in my opinion the members of the Capitol Commission, Mr. Conklin and Mr. Bangs, were denied that certain constitutional right which under our constitution and every constitution in the world with the exception of one—

Mr. Falconer: The eminent attorney here called me down the other day for making a speech. It wasn't one-quarter this long but he called it a speech. I would like to have his views on this.

Mr. Brunsdale: I submit that I am explaining my vote. This legislature created under our state constitution has, to my mind—

Mr. Aljets: Madam Speaker: I rise to a point of order. If you would take that book away from him he couldn't say another word.

Mr. Lillehaugen: It seems to me that the gentleman is making statements that need debating.

Speaker Craig: Mr. Brunsdale knows exactly what he is doing. Let us let Mr. Brunsdale go his length and see what it will be.

Mr. Brunsdale: I submit they were denied certain rights and inasmuch as they were denied those rights, in my opinion, I cannot be quiet when taking action on that bill, and I can't vote for this bill. I can only vote "no."

Mrs. Rathbun: Madame Speaker: I agree that the evidence of this Commission trial should have been brought before this assembly before we were asked to vote, and while I don't doubt the word of Mr. Flannigan, or any gentleman in this assembly, neither do I doubt Mr. Bang's word, and until we have that proof I vote "no".

Mr. Twichell moved that the House recess until 9 o'clock tomorrow.

Which motion prevailed.

House of Representatives,
Bismarck, North Dakota,
February 22, 1933.

The House re-convened at 9:00 a. m., pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Twete 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. Twete to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

And recommend the adoption of the standing Committee's amendments as follows:

Section 3, strike out remainder of line 1 after word "fund" and the first six words in line 2 and insert the word "the" and strike out "of a" in the same line also the first two words in line 3. Strike out lines 10, 11, 12, and 13. Strike out the word "fourth" in line 14 and insert the word "third" in lieu thereof and strike out "A sum of one dollar" and insert "two percent" in lieu thereof.

Section 6. Line 4, after "such" strike out "police" and insert "public" in lieu thereof. Strike out all of Section 7.

Section 8. Line 1, strike out "8" and insert "7" in lieu thereof.

Section 9. Line 1, strike out "9" and insert "8" in lieu thereof.

After the word "Chapter," in line 11, add "such person temporarily outside the State may submit physician's certificate in lieu of personal appearance for examination."

Section 10. Line 1, strike out "10" and insert "9" in lieu thereof.

Section 11, line 1, strike out "11" and insert "10" in lieu thereof, and in line 11 after "this" strike out provision and insert "act" in lieu thereof.

Section 13, line 1, strike out "13" and insert "12" in lieu thereof, after the word "payments" strike out "surplus to general fund" and in line 3, after "if", strike out remainder of line 3, and all of lines 4, 5, 6, 7, and 8 and insert "at any time there are sufficient funds to pay in full the benefits provided for in this act, then such payments will be prorated."

Section 14, line 1, strike out "14" and insert "13" in lieu thereof and in line 5, after "dues" insert "and upon approval by the board, shall."

Section 12, line 1, strike out "12" and insert "11" in lieu thereof.

In line 3, after the word "while" insert "on duty as" and in line 7 after "necessary", strike out "confined" and insert

"expenses out of" in lieu thereof and in line 9, after "and", strike out "necessarily" and insert "the" in lieu thereof.

And when so amended recommend that the same do pass.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, Line 5 after the word "contract" insert the following: "and all delinquent taxes upon said land". At the end of line 11, strike out the period and add "and all delinquent taxes upon said land". In Line 16 preceding the word "within" strike out the comma and insert the following: "and all delinquent taxes upon said land". In line 22 preceding the word "within" strike out the comma and insert the same amendment. At the end of line 29 strike out the comma and insert the same amendment.

And when so amended recommend that the same do pass.

Also,

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and That Such Strike Shall be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall be Unlawful, Repealing All Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the standing committee's amendments as follows:

In line three of the printed bill, Section 1, after the word, "production," strike out the word "and" and insert in lieu thereof the word "any".

In line four after the word "thousand" strike out the comma and add these words: "actual farmers over 21 years of age".

And when so amended recommend that the same do pass.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs 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:

Line 3 of the printed bill strike out the figures "\$220,596.04" and insert in lieu thereof the figures "\$63,333.04."

Page 2, line 10, strike out figures "\$10,880.00" and insert in lieu thereof the figures "\$6,624.00."

Page 2, line 11 after the word "Staff" insert a comma and add the following: "other employees and labor" and strike out the figures "\$132,385.00" and insert the figures "\$156,410.00."

Strike out all of line 12, page 2, also all of line 13.

Line 14, page 2, strike out the figure "5" and insert in lieu thereof the figure "3." Strike out the figures "\$140,000.00" and insert in lieu thereof the figures "\$70,000.00."

Line 16, strike out the figures "\$416,463.00" and insert in lieu thereof the figures "\$223,034.00."

Line 17, strike out the figures "\$293,200.00" and insert in lieu thereof the figures "\$233,034.00."

Line 19, strike out the figures "\$123,263.00" and insert in lieu thereof the word "none."

Line 21, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$3,000.00."

Line 27, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$5,000.00."

Line 28, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 29, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 30, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 31, strike out the figures "\$8,500.00" and insert in lieu thereof the figures "\$2,000.00."

Line 33, strike out the figures "\$220,596.04" and insert in lieu thereof the figures "\$63,333.04."

And when so amended recommend that the same do pass.

Also

House Bill No. 25. 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.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything in the title of the bill after the word

"Appropriation" and insert the following: "for the purposes hereinafter shown, of moneys available to the Extension Division of the Agricultural College."

Strike out all of line 2 and line 3 up to the word "or" and insert in lieu thereof the following: "to the purposes hereinafter shown, the amounts here shown from the estimated income of such Extension Division."

Strike out the word "general" in line 4 and insert in lieu thereof the word "such."

Line 10, strike out the figures \$91,816.00 and insert in lieu thereof the figures \$55,710.00.

Line 11, strike out the figures \$61,548.00 and insert in lieu thereof the figures \$44,449.00.

Line 12, strike out the figures \$35,580.00 and insert in lieu thereof the figures \$26,930.00.

Line 13, strike out the figures \$18,180.00 and insert in lieu thereof the figures \$13,150.00.

Line 14, strike out the figures \$19,128.00 and insert in lieu thereof the figures \$17,354.00.

Line 15, strike out the figures \$14,920.00 and insert in lieu thereof the figures \$11,158.00.

Line 16, strike out the figures \$20,946.00 and insert in lieu thereof the figures \$14,122.00.

Line 19, strike out the figures \$272,118.00 and insert in lieu thereof the figures \$192,873.00.

Line 20, strike out the figures \$230,165.66 and insert in lieu thereof the figures \$192,873.00.

Strike out all of line 22.

And when so amended recommend that the same do pass.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

And recommend the adoption of the standing committee's amendments as printed on pages 42 and 43 of the Journal of February 20th.

And when so amended recommend that the same do pass.

Also,

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within

Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything following the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT Providing That Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify That Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment is Refused.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. All municipal bonds of cities, villages, school districts, and townships hereafter issued shall contain a provision that interest thereon shall cease at maturity unless the holder thereof shall present the same for payment and payment is refused.

And when so amended recommend that the same do pass.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages and Legalizing and Validating Foreclosure Sales Heretofore Made Where No Such Notice of Intention to Foreclose Has Been Given on Mortgages Executed Prior to January 1, 1933.

And recommend the adoption of the standing committee's amendments as follows:

In line 4 of the title of the bill following the word "mortgage" strike out the balance of the title. In line 1 of the body of the bill before the words "That Section," insert "SECTION 1. AMENDMENT.)" In line 4 of the same section following the word "taxes" strike out the comma and insert in lieu thereof the following: "paid by the owner of the mortgage (comma)"; in line 15, page 2, after the word "office" insert the words "or in the mortgage." In line 36, page 3, after the word "administrator" insert the words "of the estate of such deceased owner." In line 43, page 3, following the words "default shall" strike out the word "be" and insert in lieu thereof the word "have." In line 1, page 4, insert the words "SECTION 2" before the word "EMERGENCY."

And when so amended recommend that the same do pass.

Also,

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

And recommend the adoption of the standing committee's amendments as follows:

In line 11, page 4 of the printed bill, strike out the word "three" and insert in lieu thereof the word "five."

In line 14, strike out the words "one hundred and twenty-five" and insert in lieu thereof the word "fifty."

In line 17, strike out the words "two hundred" and insert in lieu thereof the words "one hundred."

In line 19, following the comma following the word "ten" strike out "but not to exceed twenty,".

In line 20, strike out the words "three hundred" and insert in lieu thereof the words "one hundred and fifty."

Strike out lines 22 and 23 and insert in lieu thereof the following: "Any store that is a part of a national chain having branches in other states shall come under the highest bracket."

In Section 8, page 5, line 7, of the printed bill, after the period following the word "wholesale" insert the following sentence: "The term 'store' as above defined shall not, however, be construed to include retail lumberyards, gasoline bulk and filling stations or grain elevators."

And when so amended recommend that the same do pass.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 2, line 3, strike out the words "only a fraction of" and insert in lieu thereof the words "less than."

And when so amended recommend that the same do pass.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating

the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the heading of the printed bill, change the period following the word "them" to a comma and add the following: "and providing a penalty." In line 5 of the printed bill after the word "livestock," add "or shipment to terminal markets." In line 6, after the word "to" strike out the remaining part of the section and add in lieu thereof "farmers who purchase livestock to complete loads of livestock of his own for shipment to market." In Section 6, line 5, page 4, of the printed bill, following the word "prices," strike out the balance of the section. Insert in lieu of Section 10, the following: "Any person who shall buy livestock without first securing license, shall be guilty of a gross misdemeanor and shall be punished by a fine of not less than \$100.00 nor more than \$500.00, or by imprisonment in the county jail of not less than 30 days nor more than 1 year, or by such fine and imprisonment. Renumber Section 10, to Section 11.

And recommend that the standing committee's amendment to Section 10 be corrected by striking out the words "Any person who shall buy livestock without securing license" and insert the words in lieu thereof: "Anyone violating the provisions of this act." And in Section 1, line two strike out the words "firm or" and insert "co-partnership, association or."

And when so amended recommend that the same do pass.

Also,

House Bill No. 22. 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.

And recommend the adoption of the standing committee's amendments as follows:

In lines 3 and 4 strike out the figures "\$139,550.00" and insert in lieu thereof the figures "\$94,190.00".

In line 9 strike out the figures "\$4,800" and insert in lieu thereof the figures "\$3,840".

In line 10 strike out the figures "\$28,800" and insert in lieu thereof "\$12,000". In line 11 strike out the figures "\$25,000" and insert in lieu thereof the figures "\$15,000".

In line 12, page 2, strike out the figures "\$2,000" and insert in lieu thereof the figures "\$1,000".

In line 13 strike out the figures "\$1,000" and insert in lieu thereof the figures "\$500".

In line 14 strike out the figures "\$2,000" and insert in lieu thereof the figures "\$1,500".

In line 15 strike out the figures "\$1,500" and insert in lieu thereof the figures "\$1,000".

In line 16 strike out the figures "\$400" and insert in lieu thereof the figures "\$200".

In line 17 strike out the figures "\$8,000" and insert in lieu thereof the figures "\$2,400".

In line 22 strike out the figures "\$28,800" and insert in lieu thereof the figures "\$20,000".

In line 27 strike out the figures "\$1,000" and insert in lieu thereof "\$500".

In line 30 strike out the figures "\$139,550" and insert in lieu thereof the figures "\$94,190".

And when so amended recommend that the same do pass.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

And recommend the adoption of the standing committee's amendments as printed in the Journal of February 21; pages 33 to 36 inclusive.

And when so amended recommend that the same do pass.

Also,

House Bill No. 116. A Bill for an Act Amending and Re-enacting Section 1, Chapter 230 Session Laws 1923 (Supplement Compiled Laws 1913, Section 5608) to Provide that the Homestead of a Family Be Protected from Forced Sale for the Payment of All Debts Except for the Purchase Money Thereof or a Part of Such Purchase Money, the

And recommend the same for passage as amended by the minority report of the Committee on Judiciary as printed on pages 25 and 26 of the Journal of February 18.

And when so amended recommend that the same do pass.

Also

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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 printed in the Journal of Feb. 20., pages 39 to 41.

And the further amendments:

On page 1, line 3, change the figures, as reported by the standing committee from \$478,619.00 to \$505,823.00.

On page 2, line 13, strike out the figures \$65,225.00 and insert in lieu thereof the figures \$90,429.00.

On page 3, correct totals in line 41 to read \$673,989.00.

In line 43 make totals read \$458,789.

In line 54 change figures \$6,000 to read \$4,000.

In line 56 change figures to read \$17,376.

In line 60 change figures to read \$505,823.00.

And when so amended recommend that the same do pass.

Also,

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of North Dakota, for the year 1913, Relating to Deposit of Public Funds.

And recommend the adoption of the standing committee's amendments as follows:

Line 1, section 1, of the printed bill, after the period insert the word, "Amendment."

Section 1, line 4, strike out the word "amendment" and insert in lieu thereof the words, "Deposits of Public Funds."

And the further amendment: On page 2, line 13, strike out the word "eighteen" and insert in lieu thereof the word "twenty-four."

And when so amended recommend that the same do pass.

Also

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the License Fees and Sale Tax for Same and Providing Penalties for the Violation of This Act.

And recommend the following amendments:

On page 2, line 28 of the printed bill after the word "distributor" insert the figures \$3.00 and in the same line following the word "dealer" insert the figures \$2.00.

In line 32 strike out the words "common school" and insert in lieu thereof "state equalization."

In line 35 strike out "school" and insert "equalization."

In lines 36 and 37 strike out "the said" and insert "and paid."

On page 4, line 82 strike out the words "who ever" and insert in lieu thereof the word "whoever."

On page 5, line 93 strike out the word "general" and insert in lieu thereof the words "state equalization."

In line 99, page 5, strike out the word "same" and insert in lieu thereof the word "sale".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

And recommend the adoption of the standing committee's amendments as printed in the Journal of February 20, pages 52 to 56 inclusive.

And when so amended recommend that the same do pass.

EINAR TWETE,
Chairman.

Mr. Morgan moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved that the House reconsider the vote by which House Bill No. 269 was indefinitely postponed.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 269 be placed on the Calendar.

Which motion prevailed.

Mr. Peterson of Mountrail moved that the House reconsider the vote by which House Bill No. 345 was indefinitely postponed.

Which motion lost.

Mr. Flannigan presented the report of the Capitol Commission Investigation Committee and moved that same be printed in the Journal.

Mr. Twichell moved to amend the motion to include the printing of the report of the minority of the committee and any separate report that might be presented by the Chairman of the Committee.

Which motion prevailed.

Mr. Twichell moved that the House do now recess until 1:00 o'clock with the understanding that between the hours

of one and two o'clock no business be transacted other than first and second reading of Senate Bills.

Which motion prevailed.

The House reconvened at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 22, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Also,

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of

persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 75. 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.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 182. A Bill for an Act to amend and re-enact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment

of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 252. A Bill for an Act to amend and

re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Also,

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and

re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Also,

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 22. 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,

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Also,

Senate Bill No. 39. 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,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 66. 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.

Also

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and de-

fining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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. 75. 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. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Was read the first and second times and referred to the Committee on Public Printing.

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or

more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

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 3325 of the Compiled Laws of the State of

North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Com-

missioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 22. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 39. 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 first and second times and referred to the Committee on Appropriations.

Mr. Hanson of Barnes moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 22, 1933.

The House convened at 2:00 p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Adjutant Smith.

Mr. Twichell moved that the Chair appoint a committee of three, of which the mover was not a member, to notify the Senate, State Officers, and Speaker of the day that the House was ready to receive them in joint memorial session.

Which motion prevailed.

The following committee was appointed: Representatives Rue, Noben and Symington.

Mr. Falconer moved that the House extend the courtesies of the floor to Martin Olson, former House member.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 4, line 44, correct 714A7 to read 714a7.

Page 15, strike out line 43 and insert "So the motion was declared lost."

Page 45, line 50, correct spelling of "passed."

Page 57, line 18, correct "line" to read "lines."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Arneson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Rue announced that the Senate had been notified and were in waiting.

The House and Senate assembled in Joint Session, Lieutenant Governor Olson presiding.

Prayer by the Chaplain, Adjutant Smith.

Violin selection by Mr. Rolf Logan.

Vocal solo by Mrs. Bertha Lefor Becker, accompanied by Mrs. Christine Messersmith.

Rep. Milton Rue presented the Boy Scout representatives, who gave a few memorial selections, and presented Speaker Craig and Lieutenant Governor Olson with the Boy Scout Manual.

Mr. Scholl extended the hearty congratulations of the Joint Assembly to the Boy Scouts of America for having completed 23 years of successful scouting.

Address by Rev. Dr. Allen.

Violin selection by Mr. Rolf Logan.

Resolution in memory of Lieutenant Governor John W. Carr by Fred G. Kneeland.

Vocal solo by Mrs. Bertha Lefor Becker.

Address in memory of District Judges Lauder, Fiske, Cole and Pugh by Chief Justice Nuessle. (Address follows program.)

Vocal solo by Mrs. Bertha Lefor Becker.

Resolutions in memory of departed Senators and Representatives:

Hon. Virgil B. Noble.....Senator Magnuson
 Hon. T. N. Putnam.....Senator Indergaard
 Hon. Sheldon Wheeler Johnson.....Rep. Carlson
 Hon. Charles Keidel.....Rep. Godwin

Hon. Egbert Gilbertson }
 Hon. J. B. Akesson }Rep. Holte
 Hon. E. H. Holte }
 Hon. H. J. Rowe }

Hon. Stewart Wilson }Rep. Twichell
 Hon. A. Wall }

Hon. Peter Keierleber.....Rep. Sprenger
 Hon. Michael W. Kelly.....Rep. Anderson
 Hon. Chas. M. Whitmar.....Senator Regeth

Hon. Richard Bubel
 Hon. Patrick Morgan

Hon. C. A. Carothers.....Rep. Fedje

Hon. Alexander Ferguson }
 Hon. Frederick Lemke }Rep. Niewoehner
 Hon. P. F. Doyle }
 Hon. S. B. Ray }
 Hon. E. O. Johnson }
 F. E. Lazier }

Hon. Joseph Renauld.....Senator Fine
 Hon. Adam Meidinger.....Rep. Piper
 Hon. Beacher Cox.....Senator Miklethun
 Hon. W. G. Crocker.....Senator Bangert

(Remarks of Judge Nuessle)

Since the last meeting of the Legislative Assembly the "Rider on the Pale Horse" has been busy and many men and women who have been prominent in the affairs of this state have obeyed His summons. If time and circumstances would permit, much could be said about the life-work of each, and their contributions to the upbuilding of our state could be extensively commented upon. I have been requested to limit my remarks to the memory of those who were prominent in the judicial department of North Dakota and who have passed away during the past two years.

Four men who held high judicial positions have departed during this time. Time will permit only of a short reference

to their life work. Each had a long and honorable career. Three of these men had lived out the full allotted span of human life—three score years and ten—and the fourth was approaching that age when death took him.

JUDGE W. S. LAUDER was one of the pioneer lawyers of this state. He came to Dakota in territorial days when a very young man. He located in Richland County where he soon became prominent in his profession. He was a member of the convention that framed the Constitution of this state. The records of that convention show he took a leading part in it; was active in its debates and was instrumental in framing the articles pertaining to the judicial department of the state. At the first election in 1889 he was elected judge of the district court for the old fourth judicial district and was re-elected three times, serving in all a little more than 15 years. He was an honest, upright and fearless judge. He never swerved from the path of duty. After retiring from the bench he resumed the practice of law and was eminently successful. He died in 1931 at Wahpeton, aged 76 years.

JUDGE A. T. COLE of Fargo was another pioneer of Dakota Territory. He first engaged in commercial pursuits and afterwards the law. He always took an active part in public affairs. In 1889 he was elected to the lower house of the legislature and took a leading part in framing the legislation of that day. Thereafter he removed to Fargo where he maintained his law office until he was elected judge of the district court of the 3rd Judicial District in 1916. He was re-elected three times. He died May 12, 1932, at the age of 72 while he was still in office. His career was a long and honorable one. In the summer of 1932 he met with a severe accident which ultimately resulted in his death.

JUDGE THOMAS H. PUGH was a native of Ontario. At an early age he removed to the state of Michigan where he received his education and where his early manhood was spent. He was admitted to the bar in that state and practiced his profession there until 1897 when he located at Larimore in Grand Forks County. He always took an active interest in public affairs. He was a member of the House of Representatives of this state in 1907. In 1909 he moved to Dickinson where he enjoyed a large law practice. He was elected Judge of the District Court in 1920 and was twice re-elected. While serving his last term he was stricken with an incurable illness. He continued his judicial work until just a few days before his death. He left a splendid record—not only as an able, honest and conscientious judge, but as a most useful citizen. He died January 14, 1933.

JUDGE CHARLES J. FISK was born in Whiteside County, Illinois, March 11, 1862. He was educated in the public schools and at Northern Illinois College and studied law at Morrison, Illinois. He came to North Dakota in 1886 and settled at Larimore and shortly thereafter was admitted to the bar. He moved to Grand Forks in 1889. He served 10 years on the district bench of the first judicial district and was elected to the Supreme Court in 1906, serving ten years. He died

May 8, 1932. Decisions of the supreme court written by Judge Fisk are to be found in 18 volumes of the North Dakota Reports.

Short as the time allotted to me is, I must enlarge for a few moments on some of the characteristics of these men which won for them the places they occupied in the state of North Dakota and which endear their memories in the minds of those who knew them.

Judge Lauder was one of the most capable judges who ever sat on the district bench in this state. He knew the law. He had a high sense of judicial dignity and decorum. He was efficient and lightning-quick in his decisions. He who had a cause in Judge Lauder's court knew that justice would be meted out to him promptly and efficiently. He was not only a great judge, he was a great lawyer and a great advocate as he so well demonstrated when he retired from the bench and assumed the active practice of the law. No cause was too difficult for him to undertake. No day was long enough for him to do the work which he wanted to do in behalf of his clients. He was fearless. In argument he was powerful. His logic was masterly. His invective fearful. He struck at untruth and subterfuge and sought to lay bare the demerits as well as the merits of the causes in which he participated. He appreciated the difficulties facing a trial judge in a hotly contested cause. However great his ardor in behalf of his client, he was nevertheless always courteous toward the trial court no matter how adverse the court's ruling might be and no matter how much he disagreed therewith. And when the trial was over he forgave and forgot any differences that might have existed as between himself and opposing counsel or as between himself and the court. Surely a great man, a great lawyer, and a great judge.

Judge Fisk was a friendly gentleman as well as a great judge. In the trial of causes he was firm and decisive. Always kindly and courteous to lawyers and litigants alike, he ever looked beneath the surface to see where the right of a cause lay and, if possible to do so, declared the right. No man in his court need have a thought that partiality might be shown against him and in favor of his opponent. I well remember when I was a boy studying law, the remark that I heard John M. Cochrane make about Judge Fisk. Judge Cochrane was the attorney for the defendant in a famous murder case. The deceased man had been a friend of Judge Fisk's. It was suggested that on account of this friendship the defendant should file an affidavit of prejudice, but Judge Cochrane, one of the greatest lawyers and advocates that ever tried a case in this state, said: "No, Judge Fisk is so honest, so fair and so impartial a judge that if any question arises in the course of this trial on which he is in doubt, knowing the fact of his friendship for the deceased and in his desire to be fair to the defendant, he will resolve that doubt in favor of the defendant." I can say nothing which

will better illustrate Judge Fisk's fairness and the place which he occupied in the minds of the lawyers of that day than this.

Now may I say a word about Judge Cole. He was also a kindly, friendly man. It has always seemed to me that there was no quality that a trial judge should have that was more to be desired than that of humaneness, and this quality was predominant in Judge Cole. Always kindly and friendly, no litigant ever came into his court without receiving fair and just consideration, and none departed without feeling that justice had been done.

Judge Pugh was also a kindly, Christian gentleman. Always considerate and always regardful of the abstract right in the cases that he had to decide. Judge Pugh won the respect and affection of lawyers and litigants who appeared in his court. He was always willing to undertake whatever task might fall to his part. When he was designated as a special judge to wind up the affairs of insolvent banking corporations pursuant to the mandate of the legislature, he willingly undertook the very burdensome labor that was thus entailed. As judge in these receivership proceedings it was necessary for him to pass upon the rights and obligations of thousands of depositors and stockholders. So well and so justly did he do this that of the thousands of decisions it was thus necessary for him to make, but one or two cases were appealed to the supreme court for a review of his action. Surely nothing can better demonstrate his ability and his fairness than a record such as this.

I have thus briefly touched upon some of the things which characterize these men who have served the state so faithfully and so well. Each was different in some respect from all the others, yet all had many qualities and characteristics in common. All regarded the law as but a rule of conduct enacted to conserve and preserve the rights and liberties of the people. And each sought as well as it was humanly possible to do, to see that justice was done. Of course every one of them sometimes erred in the administration of the law, but they were only human and it could not be otherwise. But in those few cases where they did make mistakes, those mistakes were of the head and not of the heart and were made in that debatable territory where mistakes are a matter of opinion and not violations of abstract right.

These men lived and labored faithfully, always having in mind the good of the state which they loved and for which they labored and all its people. They have had an important part in building that which we in North Dakota now have. The thread of their lives is interwoven inextricably into the fabric of this state, adding to its lustre and its strength. I believe that if any one of these men had been asked to write his epitaph, he would have answered: "Write me as one who loves his fellowmen". And I know that we who survive to do it must thus write those epitaphs. In life these men were honored and esteemed on account of the many sterling qualities which they each possessed. In death we pay to

them our tribute of love and gratitude for that which they did in the upbuilding of our great Commonwealth.

Mr. Bangert moved that the resolutions be received, accepted and printed in the Journal in the minutes of the Joint Session.

Which motion prevailed.

Audience sang "America."

MEMORIAL RESOLUTIONS

Memorial Resolutions adopted in Joint Session February 22, 1933. Rep. Strutz offered the following Memorial to former Lieutenant Governor John W. Carr:

Representative Strutz:

Mr. President: Two years ago among the most prominent and influential men of North Dakota was its Lieutenant Governor, Honorable John W. Carr. Today we pay our tribute, and the tribute of the state, to his memory.

Mr. Carr was born March 26, 1874. He came to North Dakota from Iowa when he was merely a boy, worked as a farm hand, taught school, and attended school. He graduated from the Normal School at Valley City and attended the law school of the University of Minnesota, finishing his law course at Grand Forks in 1901, a member of the first class to graduate from our University Law School. A year later he settled in Jamestown where he resided and practised his profession the rest of his life.

He was always actively interested in city and community affairs. He served as State's Attorney of Stutsman County, as an alderman, as a member of the Public Library Board, and for seventeen years he was a member of the Board of Education of Jamestown, several years being president of that board.

Mr. Carr was a member of the House of Representatives from the 23rd Legislative District in the sessions of 1923, 1925 and 1927. From the beginning of his service he was one of the most active, influential and respected members of the Legislative Assembly. In 1927, and also at the special session in 1928, he was Speaker of the House. In 1928 he was elected Lieutenant Governor and was re-elected in 1930, holding that office at the time of his death. Had his life been spared and his health permitted, it is generally conceded that he would have been the almost unanimous choice in 1932 of the political faction with which he was associated for the office of Governor. He died at his home in Jamestown on the 14th day of June of last year.

Mr. Carr came to North Dakota without money and without friends or influence. His success was due to his own efforts. He was an educated man, but at the same time he was a self-made man. His friends, and they were many, he made through his own friendlines, his strength of character

and his faithfulness to his trust. He became a leading member of his profession and a man of much influence in his community and his state. As a legislator, he worked always, industriously and efficiently, for what he considered the best interests of the people and of the state. As a presiding officer, he was distinguished for his thorough knowledge of parliamentary procedure and for his eminent courtesy and fairness. And as a man, he was held in highest esteem by a wide circle of friends and acquaintances throughout the state. We mourn his untimely death, while commending his sturdy citizenship and rejoicing that his life's work was done in North Dakota.

Be it Resolved that the foregoing Memorial be adopted; that it be printed in the Journal of the House, and that properly engrossed copies be sent to members of Mr. Carr's family.

Representative Jones:

Mr. President: I rise to honor the memory of W. S. Lauder of Wahpeton, Richland County, North Dakota.

Born in a log cabin in Wisconsin where his parents undertook to carve out a home in its dense forests. Reared in a home whose members gave thanks to almighty God for the bare necessities of life—schooled in the little one room log school house of that day. At 15 years of age he left home to fight the battles of life alone—at 18 he took the place of a man in the logging camps of Northern Wisconsin and Minnesota, where men were rough and tough and again on the drive where skill, courage and unlimited endurance were necessary to stand the gaff.

With his earnings he attended a private academy and later studied law in a law office and finally was admitted to the bar. He then came to North Dakota and by dint of hard study and persistent effort became one of the leading if not the leading lawyer of our state. A fine example of this self-educated, self-made man—one of the pioneers who made North Dakota in his day the best place in the Union for a man, without pull or wealth to come to and make good. He died after passing the allotted time of three score years and ten.

I am pleased to present this resolution.

WHEREAS, The late Judge W. S. Lauder of Wahpeton, North Dakota, who served Richland County in territorial days as Probate Judge and several terms as County Attorney and the state fifteen years as Judge of the Fourth Judicial District, and was also one of the prominent and able framers of the Constitution of our State,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA OF THE TWENTY-THIRD LEGISLATIVE ASSEMBLY, assembled in joint session that we deeply regret the passing of our fellow citizen because of his contribution to the moulding and upbuilding of our State in the various capacities in which he served.

Senator Nels Magnuson:

Mr. President: As befitting the ceremonies of this afternoon I desire to place before this body a memorial of one of North Dakota's most prominent citizens and pioneers, the Honorable V. B. Noble who passed from this life on April 19th, 1932, at Lemesa, California.

Virgil B. Noble was born at McGregor, Iowa, December 7th, 1859, the son of Judge Reuben Noble. Mr. Noble came to Dakota Territory in 1882 where he practiced law at Devils Lake until the organization of Bottineau County, when he moved to Bottineau. He was appointed as prosecuting attorney of that County which position he held until the year 1890.

Mr. Noble was a member of the constitutional convention as one of its outstanding members, serving on the committees of the Judicial department, Elective franchise and Schedules. In 1898 Mr. Noble was elected to the state senate, where he served with distinction for four years.

V. B. Noble as he was known by his friends and associates was always interested and active in the political and business interest of the state. The imprint of his influence toward the building of this great commonwealth is permanent and I desire and ask that this brief tribute to the memory of the Honorable Virgil B. Noble be made a part of the permanent records of this body.

Senator Indergard:

Mr. President: WHEREAS, the Honorable T. N. Putnam of Carrington, North Dakota departed from this life November 11th, 1931 after a residence in this State of nearly a half century; and

WHEREAS, in his passing there has gone from our midst a true pioneer, a great public servant and a man gifted in the art of statescraft;

THEREFORE, BE IT RESOLVED that the following tribute be offered in his memory:

Honorable T. N. Putnam was one of Carrington's best known and best loved pioneer business men. He was born at Seneca Falls, New York on December 3rd, 1855. In the spring of 1886 he came to North Dakota and located at Carrington, entering the lumber business, which business he was engaged in the rest of his life. On June 24th, 1886 he was married to Clara Belle Rood, who, together with three sons, survives him. In the early 90's, he was elected County Commissioner of Foster County and a few years later, he was elected County Treasurer and continued in this latter office for several terms. In 1910 he was again called to public office, being elected to the House of Representatives from the Foster-Eddy District, and served in the House for two terms. In 1914 he was elected Senator from his district, serving the four year term. Again in 1930 he was elected to the Senate, which office he held until the time of his death.

His public career typified the highest forms of honor, and was ever characterized by loyalty to duty, capability in office and strict adherence to the highest ideals of citizenship. Mr. Putnam was a very generous man. Few men have showed forth by their lives better the pioneer spirit of the prairies—he loved North Dakota and never faltered in his faith for the future he believed in store for the state. In his passing Foster County and the State of North Dakota have lost a noble character, a wise counsellor, a conscientious and courageous public official, and to those who knew him personally, a kind and devoted friend.

BE IT FURTHER RESOLVED that we do hereby express our appreciation of his services rendered to our State, and our deep sense of sorrow and loss as his passing;

AND BE IT FURTHER RESOLVED, that this resolution be recorded in the proceedings of this assembly, and copies thereof mailed to the surviving members of his family.

Representative Carlson:

Mr. President: WHEREAS, Honorable Sheldon Wheeler Johnson of Colgate, Steele County, passed from this life November 22, 1931, after service in two sessions of the Legislature of North Dakota, 1919 and 1921;

NOW, THEREFORE, the North Dakota House of Representatives and Senate concurring therein, adopts and directs that there be placed upon the records of these houses the following memorial:

Sheldon Wheeler Johnson was born December 11, 1855 in Kendall County, Illinois; and about 1906 he, with his family removed to and settled in Steele county, North Dakota. After taking up his residence in Steele County the home of the Johnson family became noted for its open welcome to all. It was distinguished for its air of warm hospitality. It was a shelter for the homeless and a place of cheer for the weary and discouraged.

Perhaps the outstanding trait in Mr. Johnson's life was the complete lack of malice and bitterness. He was always ready to fight for what his convictions told him was right, and he gained ends for those whom he was chosen to represent, but he never carried rancor in his heart, nor hatred in his soul. He never permitted himself to become intolerant. He visited without apology those who protested his views and took his stand against his opponents without building separate chasms between himself and those he attacked.

His passing has dimmed a ray of sunlight and stilled a mountain of wisdom.

THEREFORE, BE IT RESOLVED by the House of Representatives of North Dakota, the Senate concurring therein, that we offer to the family of our departed Member our most profound and heartfelt sympathy and that copies of this Resolution be sent to Mrs. S. W. Johnson, and Miss Ruth Johnson of 113 Charles Street, Madison, Wisconsin; to Theo-

dore Johnson, Colgate, North Dakota; and Mrs. Ellen Arnold of Beach, North Dakota, and be spread upon the records of these Legislative Bodies which he ably and faithfully served.

Senator Miklethun:

Mr. President: WHEREAS, the Honorable Alfred Beecher Cox passed away on the 8th day of June, 1932, at which time he was a resident of Bismarck, North Dakota, having previously resided in Barnes County of this State, for many years;

Alfred Beecher Cox was born March 18, 1861, in the upper Stewiacke Valley near Truro, in the Province of Nova Scotia. Moved to Dakota Territory in January, 1883.

WHEREAS, the last 49 years of his life were spent in the State of North Dakota and that during this period he served his community and state faithfully and conscientiously in various official capacities and for six years, from 1898 to 1904, was a member of the Legislative Assembly of the State of North Dakota as Senator from Barnes County,

NOW THEREFORE, be it resolved by this joint Legislative Assembly that in the death of Alfred Beecher Cox this State has lost a territorial pioneer whose faithfulness to his ideals, his state and his friends will remain as his lasting monument.

Be it further resolved that we sincerely regret his death; that a copy of this resolution be forwarded to his surviving family.

Senator Jones:

Mr. President: WHEREAS: In the passing of The Honorable John Wallin, who served the 29th Legislative district, as State Senator during the years 1909 to 1911, we have lost one of our most respected and progressive citizens:

NOW THEREFORE: Be it resolved by the Legislative Assembly of the State of North Dakota, in joint session assembled, that we do hereby express our appreciation of the services rendered by this worthy citizen, now deceased:

John Wallin was born in Smoland, Sweden, July 23, 1860. As a young boy he came to the United States in 1880. He was one of the earliest pioneers of the Mouse River Loop in Ward County. He built up a prosperous farm there and reared a fine family. Mr. Wallin took an active part in the development of his community and was of great help in the building of the Swedish Lutheran Church in Minot, North Dakota, where he was a member until called by death.

BE IT FURTHER RESOLVED: That copies of this resolution be sent to the surviving relatives of the late John Wallin in memoriam of his services.

Representative Lynch:

Mr. President: WHEREAS, Hon. Vivian Morgan, a former member of the North Dakota House of Representatives, from the Thirty-seventh Legislative District, has passed to the great beyond, and

WHEREAS, we the members of the joint assembly, of the Twenty-third Legislative Assembly, of the State of North Dakota are deeply appreciative of the splendid worth of our departed member and greatly regret his passing, now

THEREFORE BE IT RESOLVED, that this Resolution be printed in the Journal and a copy be mailed to Mrs. Vivian Morgan and Miss Beatrice Morgan at 22 Bartlett Place, Highland Park, Michigan, and to Mrs. Alfred Johnsgard, Christine, North Dakota.

Senator Fine:

Mr. President: WHEREAS: The late Honorable Joseph Renauld, Senator of the 19th Legislative district, was a man of sterling integrity and character, and:

WHEREAS: He filled many positions in public life in a very satisfactory and eminent way, and was highly respected by the people of his community and of his legislative district; and:

WHEREAS: The late Senator Joseph Renauld served his people well in the House of Representatives; in the Legislature for three terms, and also as Senator for one term;

NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA: THIS 22nd day of February, 1933, in joint session with the House of Representatives assembled, do express our deep regret at the untimely passing of Senator Renauld; and that his district, as well as the state of North Dakota, because of his death, suffers a distinct loss; and:

BE IT FURTHER RESOLVED that copies of these resolutions be sent to his wife and the members of his family.

Senator Miller:

Mr. President: WHEREAS, It has been the will of an all-wise Providence to remove from our midst, a legislator, a former member of both the House and the Senate, a pioneer of North Dakota, an able and honored citizen, Hon. John H. Wishek of Ashley, N. D. Deceased, January 13, 1932.

WHEREAS, He was a member of The House of 1893 and of The Senate of 1895 representing McIntosh and other counties in the great Missouri Slope, to the upbuilding of which, he played such a potent and unselfish part even before statehood. During all his public career, he endeared himself to the people of the state and helped to lay the foundations of our great commonwealth. His genial disposition, his sound and conservative judgment won for him the respect and highest regard of all classes.

NOW THEREFORE, Be It Resolved by the Senate and House of Representatives of the State of North Dakota that this memorial resolution be spread upon the record of this body and that the Secretary of the Senate send to the widow an engrossed copy of the same.

I have always held Senator Wishek in high regard. As his successor in this body it is fitting for me at this time to express my personal regard for him and my sincere regret at his passing.

Senator Wishek was born at Warren, Pennsylvania, April 17th, 1855. Graduated in law from the University of Michigan in 1878. Later coming to the Territory of Dakota, locating in McIntosh County in the year 1884.

From the time of his arrival in the Territory to the time of his passing, he had been actively engaged in his profession as a lawyer and extensively engaged in the business of real estate, grain, banking and other commercial pursuits.

The town of Wishek, North Dakota, was founded by him and named in his honor.

Senator Wishek took a keen and active interest in the political affairs of the Territory of Dakota, the State of North Dakota and what is now the 36th Legislative District.

Senator Wishek was affectionately called and referred to by his innumerable friends and neighbors as "Father Wishek".

Having been associated with him for a long period of time, I came to have the highest regard and respect for his sound judgment and sage advice.

His charming personality, broad-mindedness and cheerful disposition, made him a delightful companion.

Senator Wishek was a man of sympathetic and charitable nature which won for him legions of loyal and staunch friends. He was deeply interested in the welfare of his community and the State, never overlooked the interest, comfort and happiness of others. Respecting the feeling and views of those who at times did not always agree with those held by him.

Senator Wishek left a family consisting of a charming and gracious wife and mother and eight grown sons and daughters. In his home he was a devoted husband and father.

In his passing, the people of his community and State at large has lost a wise counselor and steadfast friend.

Senator Wishek will not be forgotten. His life will stand as a monument and a beacon light to the younger generation.

His memory will ever remain in our hearts.

SENATOR W. G. CROCKER

Born in the State of Massachusetts.

Died in May, 1932, at the age of 76 years at his home in Lisbon, North Dakota.

Graduated from Harvard University and came to the Territory of Dakota in 1883, locating at Lisbon. For some time he served as principal of the Lisbon High School and for a number of years was County Superintendent of Schools of Ransom County. After retiring from that office he published an educational magazine which was used in many of the schools of the state and widely read.

Senator Crocker was familiarly known as Uncle Will, was beloved by his friends and neighbors, and was a quiet, peaceable, respected citizen.

Senator Crocker represented the 14th Legislative District during three sessions, where he made a record of standing for and advocating that which was in the interests of the people of the state.

BE IT RESOLVED that this legislative body in joint session assembled do express its appreciation for the services rendered by the deceased senator, and

BE IT FURTHER RESOLVED that we convey to the relatives of Senator Crocker our sincere and heartfelt sympathy.

Senator Regeth:

Mr. President: WHEREAS, the late Honorable Charles M. Whitmer of Oliver County, North Dakota, departed this life November 15, 1931, and

WHEREAS, he represented the 48th Legislative District in the House of Representatives in 1911, and in the Senate, from 1917 to 1925 where he served his people well therefore,

BE IT RESOLVED by the Senate of the State of North Dakota in joint session with the House of Representatives assembled, that in the death of the Hon. Charles M. Whitmer North Dakota has lost one of its most distinguished citizens.

Representative Dahl:

Mr. President: I offer the following tribute to the late Alexander MacDonald:

Alexander MacDonald was born at Campbell, Argyshire County, Scotland, July 24, 1860. He came to North Dakota direct from Scotland in 1883 and squatted on a piece of land in the northwest corner of Emmons County, homesteading it and a tree claim when the land was opened up. This was his home during the remaining 48 years of his life. He was engaged in sheep ranching in the early days, his flocks running into the thousands of head. In later years he followed the trend of the times and engaged more in livestock raising and diversified farming. Mr. MacDonald was married in

1885 to Miss Aneta Smith, who was Emmons County's first school teacher. He served as County Commissioner of Emmons County for seven years, from 1895 to 1903; also served on the school board of Burr Oak District for six years. He was elected as State Senator in 1903 and served in this capacity until 1909. In 1909 he was appointed as State Land Commissioner under Governor John Burke and served until 1914, then returning to his farm in Emmons where he lived until death.

WHEREAS, the Honorable Alexander MacDonald, a former member of the Senate of this state was, on July 24, 1931, called from this life to the Great Beyond, and

WHEREAS, he was an able, fearless and conscientious legislator and was a public spirited citizen, always interested in the welfare of his city, county, state, and nation,

THEREFORE, BE IT RESOLVED by the Senate and the House of Representatives, assembled in joint session, that we do hereby extend our sympathy to his relatives and record our appreciation of the fine services he rendered, and

BE IT FURTHER RESOLVED that a copy of these Resolutions be forwarded to his immediate family.

Rep. Dahl moved the adoption of this Resolution.

Representative McManus:

RESOLUTION

WHEREAS, the late Honorable A. O. Graham of Rolla, North Dakota departed from this world November the 13th, 1932, after continuous residence in the state for more than forty-five years, and

WHEREAS, he represented the Nineteenth Legislative District in the House of Representatives of the North Dakota Legislature in the 10th Legislative Assembly, with credit to himself and honor to the State, and

WHEREAS, He was also elected County Auditor of Rolette County at the first general election after statehood, and served in that office fourteen years and also served his county in the capacity of probate judge and public administrator.

NOW THEREFORE, BE IT RESOLVED, by the House of Representatives in joint session assembled, that in the death of Honorable A. O. Graham, North Dakota has lost one of its most prominent and influential 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 his wife, Mrs. A. O. Graham, of St. John, North Dakota.

Representative Holte:

Mr. President: WHEREAS, this Twenty-third Legislative Assembly of the State of North Dakota has heard, with deep regret, of the passing of the following former members of the North Dakota House of Representatives:

Egbert Gilbertson of Hickson, North Dakota, who served the 10th Legislative District in the sessions of 1895 and 1897 and who died November 19th, 1933;

J. B. Akesson of Grandin, North Dakota, who served the 10th Legislative District in the sessions of 1909 and 1911, and who died December 14th, 1924:

E. H. Holte of Gardner, North Dakota, who served the 10th Legislative District in the session of 1891 and who died February 4th, 1927;

Senator H. J. Rowe, Casselton, North Dakota, who served the 10th Legislative District in the session of 1889 and who died at Minneapolis, Minnesota, November 20th, 1931;

NOW THEREFORE BE IT RESOLVED by the Legislative Assembly of the State of North Dakota, in joint session assembled, that we do hereby express our appreciation of the service rendered by these worthy citizens, now deceased; and

BE IT FURTHER RESOLVED, that this resolution be recorded in the proceedings of this joint assembly, and a duly enrolled copy thereof presented to the surviving families of these deceased representatives.

Representative Twichell:

Mr. President: Mr. Twichell offers the following resolution upon the deaths of Honorable A. L. Wall and Honorable Stewart Wilson:

WHEREAS God in his infinite wisdom has called from this life two former members of the House of Representatives of the State of North Dakota, from the 9th Legislative District, Honorable A. L. Wall and Honorable Stewart Wilson; and

WHEREAS, both of these former members of this body were Christian gentlemen, worthy and leading citizens of their community, and able and efficient members of the legislature; as such legislators always seeking the welfare of the entire state and of its citizens;

WHEREAS, the 23rd Legislative Assembly of the State of North Dakota, in Joint Session assembled, wish to express the feeling of such body and of the state at large, and to evidence such feeling and the loss occasioned by the death of these two former legislators;

NOW, THEREFORE BE IT RESOLVED that in the death of Honorable A. L. Wall, and in the death of Honorable Stewart Wilson, the people of the State of North Dakota have suffered the loss of two men whose lives were devoted to the furtherance of every good and worthy cause for the betterment of their local community, their state and of their fellowmen.

BE IT FURTHER RESOLVED, that this resolution be recorded in the proceedings of this joint assembly and a

duly enrolled copy thereof be presented to the surviving families of these deceased representatives.

Mr. Twichell moved the adoption of this resolution by a rising vote.

Representative Sprenger:

Mr. President: WHEREAS: Peter Keierleber was born October 7, 1877 at Worms, South Russia, and emigrated to America in 1903, settled at Aurora, Illinois, and resided there until 1912 when he moved to Carson, Grant County, North Dakota, where he was engaged in the farming business continuously until his death July 13, 1931, and

WHEREAS: He served in many official capacities among which were the following:

Representative from the 47th District in the State Legislature, during the sessions of 1925, 1927, 1929 and 1931. He was also a member of the Board of Control of Redfield College, member of his local school board twelve years and of the township board for ten years, and

WHEREAS, the late Honorable Peter Keierleber of Grant County, North Dakota, departed from this life July 13, 1931, and

WHEREAS, he represented the 47th Legislative District in the House of Representatives during the sessions of 1925, 1927, 1929, and 1931, where he served his people well, therefore

BE IT RESOLVED, by the House of Representatives of the State of North Dakota in joint session with the Senate assembled, that in the death of the Honorable Peter Keierleber, North Dakota has lost one of its most distinguished citizens.

Representative Anderson (of Logan):

Mr. President: WHEREAS, Michael W. Kelly who served in the State Legislature during the regular sessions of 1913, 1923, 1927 and during the special session of 1928 with faithful service, and who was a public-spirited citizen and faithful in his community and to his state and country;

Michael W. Kelly was born January 22, 1870, at Bristol, Iowa; and acquired his education in the rural schools of that vicinity and taught one term of school. Also served as Mayor of Napoleon and as a Representative from Logan County, in the State Legislature during the regular sessions of 1913, 1923, 1927 and during the special session of 1928. He served in numerous official capacities; for twelve years he was a member of the district school board, served as president of the Napoleon Village Board and was a member of the Logan County Old Settler Association and of the Napoleon Lions Club, chairman of the Boy Scout Troop Committee and Secretary of the Napoleon Cemetery Association. He came to Logan County April 10, 1902, and filed on a homestead and resided there continuously to the day of his death which occurred December 10, 1931.

NOW THEREFORE, BE IT RESOLVED by this Joint Legislative Assembly that in the death of the Honorable Michael W. Kelly, North Dakota has been bereft of one of our most prominent, and distinguished citizens; and

BE IT FURTHER RESOLVED, That copies of this resolution be printed and sent to the relatives of the said Michael W. Kelly as a token of our sincere appreciation for his services.

Representative Godwin:

Mr. President: Whereas the Honorable Charles Keidel of the 30th Legislative District, a member of the House of Representatives in the 20th Session of the Legislative Assembly of the State of North Dakota, departed this life from his farm home south of Mandan, North Dakota, on Tuesday, the 3rd day of May, A. D. 1932;

Whereas, Representative Keidel was a pioneer farmer of the Missouri Slope, a loyal citizen, a good neighbor, and as a legislator was ever concerned only with the welfare of North Dakota and its people;

And whereas, the Senate and the House of Representatives of the 23rd Legislative Assembly, in joint Session assembled, deplore the loss of this good citizen of North Dakota, and desire to express their deep sorrow and sympathy for his widow, daughter and son;

Now, Therefore, Be it Resolved, that this joint assembly express to them such sorrow and sympathy, through the mailing to his widow, daughter and son, Mrs. Anna Keidel, Miss Miriam Keidel and Carl Keidel of Mandan, North Dakota, copies of this Resolution; and by the spreading of the same upon the permanent records of this 23rd Session of the Legislative Assembly of the State of North Dakota.

Representative Niewoehner:

Mr. President: The members of the Twenty-third Legislative Assembly of the State of North Dakota mourn today the passing to the great beyond of the following former members:

Hon. Patrick J. Horgan, born March 19, 1854; died in 1932, who served in the sessions of 1891, 1893 and 1895.

Hon. P. F. Doyle of the forty-first district, Williams and McKenzie Counties, who served in the sessions of 1921, 1923, and 1925; died in 1932.

Hon. Richard Bubel, born September 6, 1873; died May 23, 1932, forty-eighth district, who served in the sessions of 1925, 1927 and 1929.

Hon. Alexander Ferguson, born October 24, 1863; died June 4, 1931, who represented the third district, Walsh County, and who served in the sessions of 1917 and 1919.

Hon. S. B. Ray, Petersburg, North Dakota, who served in 1895, and Hon. E. O. Johnson, Pekin, North Dakota, who served in 1923, both from the 17th district.

Hon. F. E. Lazier, Barton, North Dakota, former Representative from the 34th District, McHenry County, who served in the sessions of 1917, 1919, 1921, 1923 and 1925. He died in 1932.

Hon. Frederick Lemke, father of Congressman Wm. Lemke and Representative B. W. Lemke, was born in Stettin, Germany, October 14, 1845.

At the age of eleven he came to America with his parents and they settled upon a farm near Watertown, Wisconsin. At the age of 16 he enlisted with the third Wisconsin Cavalry K, and served throughout the Civil War.

He came to North Dakota in the spring of 1882 and settled upon a homestead a few miles southeast of the townsite upon which Cando is now located.

He was elected as a Representative from the Rolette Townner County District at that time in the fall election of 1898.

He died October 16, 1901.

Whereas these late honored former members who have represented their various Legislative Districts in the House of the North Dakota Legislature where in the House Chamber they have served their State with credit and honor to themselves,

NOW THEREFORE, be it resolved by the House of Representatives and the Senate of the State of North Dakota in joint session assembled that in the death of these honored former members, North Dakota has been bereft of some of its 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 the immediate relatives of these honored dead.

Representative Piper:

Mr. President: WHEREAS, the late Adam Meidinger, a former member of the North Dakota House of Representatives, from the Thirty-Sixth Legislative District, has passed to the great beyond, and

WHEREAS, we the members of the House of Representatives of the Twenty-third Legislative Assembly of the State of North Dakota, are deeply appreciative of the splendid worth of our departed member and greatly regret his passing, now, therefore,

BE IT RESOLVED, that this Resolution be printed in the Journal and a copy be mailed to J. W. and A. W. Meidinger, Ashley, North Dakota.

Representative Odegard:

Mr. President: The members of the Twenty-third Legislative Assembly of the State of North Dakota mourn today the passing to the great beyond of W. J. Burnett of Cummings, Traill County, North Dakota, former member of the House of Representatives of the State of North Dakota from the Eighth Legislative District who served during the sessions of 1909, 1911 and 1913;

NOW, THEREFORE, BE IT RESOLVED by this Joint Legislative Assembly that in the death of the Honorable W. J. Burnett, North Dakota has been bereft of one of our most prominent, and distinguished citizens; and

BE IT FURTHER RESOLVED that this resolution be recorded in the proceedings of this joint assembly and a duly enrolled copy thereof be presented to the surviving family of the deceased Senator.

Representative Fedje:

Mr. President: The members of the Twenty-third Legislative Assembly of the State of North Dakota mourn today the passing to the great beyond of Hon. O. A. Carothers, former member of the House of Representatives from Williams and McKenzie Counties, who served in the session of 1931.

Mr. Carothers homesteaded in Williams County in the early nineties and served his county in several capacities. His stern character and kindly acts made him many friends. His progressive principles and honesty in public and private life set an undying example for the generation to come. His passing is a loss to our county, state and nation.

BE IT RESOLVED that this resolution be recorded in the proceedings of this joint assembly and a duly enrolled copy thereof be presented to his wife, Mrs. O. A. Carothers, of Corinth, N. Dak.

Senator Bangert:

Mr. President: On behalf of the committee in charge of this program and the joint assembly may I now extend our sincere thanks for the wholehearted cooperation of every person who has so willingly contributed time and talent to the success of this program, and may I also extend the thanks of this assembly to the folks who have so kindly gathered here this afternoon.

Joint Assembly dissolved.

Mr. McManus moved that the House recess until 7:00 o'clock tonight.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-FIRST DAY AFTER RECESS
AND FIFTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 22 and 23, 1933.

The House re-convened at 7:00 o'clock, P. M., pursuant to adjournment, Speaker Craig presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and En-

gaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Also,

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Also,

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and That Such Strike Shall be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall be Unlawful, Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the License Fees and Sale Tax for Same and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Also,

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Also,

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of

North Dakota, for the year 1913, Relating to Deposit of Public Funds.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Sections 5607 and 5608, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Conveyance of Homesteads.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will

Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

Senate Concurrent Resolution "M" was read. Mr. Swett moved that it be printed in the Journal and referred to the appropriate committee. Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. M

Introduced by Senators Bonzer and Simonson

A RESOLUTION petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December Wheat at the existing quoted price through the Chicago Board of Trade, the Open Board of Trade of Chicago, The Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

WHEREAS: From information made available the Congress of the United States has passed a 90 million crop aid bill to assist farmers in planting and producing a crop of wheat in 1933; and

WHEREAS: From information made available there is already an existing surplus of hard milling wheat, and;

WHEREAS: From information made available the farmers of the hard wheat producing states cannot plant, harvest and market wheat at the existing and present price of wheat.

WHEREAS: From information made available, the present allotment bill before our National Congress contains or will contain a provision for curtailment of crop acreage due to the already existing surplus and the probable over-production from the 1933 crop year, and;

WHEREAS: We believe that it would be to the best interests of the people of our state, and the people of our

neighboring wheat producing states, if the farmers instead of planting and growing a crop of wheat in the crop year 1933, buy December wheat on the open market in order that the surplus and probable over-production may be overcome.

THEREFORE: Be it resolved by the Senate of the State of North Dakota, and the House of Representatives concurring therein, that we respectfully petition the Congress of the United States to use the Crop Aid funds to be made available to actual farmers for the purpose of buying December wheat on the open market instead of planting wheat in the crop years of 1933, and in the approximate and average normally expected yield, and to pledge their certificate of ownership thereto, to the United States as security therefor, with a provision that the United States may call for delivery of the actual wheat in an amount sufficient to satisfy their claim at any time after the maturity of such pledge.

BE IT FURTHER RESOLVED: That the Secretary of State be instructed to forward duly authenticated copies of this resolution to Members of Congress from North Dakota, and to the United States Senators from North Dakota, at Washington, to the President of the Senate and to the Speaker of the House of Representatives at Washington.

Referred to the Committee on Warehouse and Grain Grading.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 2, Chapter 228, Session Laws of North Dakota for the Year 1931.

Was read the third time.

Mr. Stoa moved that House Bill No. 297 be placed at the foot of the calendar.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, 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, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail

Messrs.	Messrs.	Messrs.
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Ransom	Scholl
Dahl	Lillehaugen	Shurr
Dittmer	Lofthus	Sprenger
Endres	Lund	Steedsman
Erickson,McKenzie	Lynch	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	McKellar	Strutz
Falconer	Morgan	Sundby, Renville
Fitch	Mostad	Swett
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Schauss
Cunningham	Larson, Nelson	Smith
Ettestad	Lavik	Solberg
Fedje	Lemke	Sundby, McLean
Hanson, Stark	McManus	Svingen
Holte	Patterson	Traynor
Johnston	Sandlie	

So the bill passed and the title was agreed to.

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Was read the third time.

Mr. Hagen moved that House Bill No. 124 be indefinitely postponed.

Mr. Leillehaugen moved that Mr. Hagen'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, 91; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Biewer	Jardine	Place
Broschat	Jodock	Rathbun
Carlson	Johnson	Rindy
Correll	Kapfer	Rue
Crockett	Larson, Nelson	Sannes
Cunningham	Larson, Ransom	Savre
Dahl	Lemke	Schauss
Dittmer	Lillehaugen	Scholl
Endres	Lofthus	Shurr
Erickson, McKenzie	Lund	Sprenger
Erickson, McLean	Lynch	Steedsman
Espeland	McInnes	Sticka
Ettestad	McKellar	Stoa
Fedje	Morgan	Strutz
Fitch	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Twete
Gilchrist	degard	Twichell
Godwin	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Falconer	Peters
Bailey	Hagen	Piper
Bettenhausen	Isaak	Treffry
Born	Jensen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Solberg
Holte	McManus	Svingen
Johnston	Sandlie	Traynor
Jones	Smith	

So the bill passed and the title was agreed to.

Mr. Lofthus moved that the vote by which House Bill No. 124 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 351. A Bill for an Act to Amend and

Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 351 as follows:

Strike out the figures "795" in the title of the Bill and insert the figures "975".

Which request was granted.

Mr. Lynch moved that the rules be suspended and that House Bill No. 351 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, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Godwin	Oglesby	Wolf

Messrs.	Messrs.	Messrs.
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Smith
Cunningham	McManus	Solberg
Johnston	Sandlie	Traynor
Jones		

So the bill passed and the title was agreed to.

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Was read the third time.

Mr. Twichell moved that the rules be suspended for the purpose of amending House Bill No. 176.

Which motion prevailed.

Mr. Flannigan moved that House Bill No. 176 be amended as follows:

In the title of the bill, strike out the words: "A point on the Heart River where the sewerage system of the City of Mandan empties into said river" and insert in lieu thereof the words "connect with the Syndicate sewer of the City of Mandan".

In Section 1, lines 3 and 4, strike out the following: "A point on the Heart River where the sewerage system" and insert in lieu thereof the words: "the west end of the Syndicate Sewer".

In line 5, Section 1, strike out the words: "empties into said river" and insert in lieu thereof the words: "provided such city will permit connection without present or future expense to the State of North Dakota".

In Sec. 2, line 2, strike out the word "fifteen" and insert in lieu thereof the word "five".

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and House Bill No. 176 be considered properly re-engrossed and placed upon third reading and final passage. Which motion prevailed.

Mr. Lofthus moved that House Bill No. 176 be indefinitely postponed.

Mr. Swett moved that Mr. Lofthus' motion be laid on the table. 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, 73; nays, 28; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Peters
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Place
Bailey	Homnes	Rathbun
Bettenhausen	Isaak	Rue
Born	Jardine	Sannes
Broschat	Jodock	Schauss
Carlson	Johnson	Scholl
Correll	Kapfer	Shurr
Cunningham	Lynch	Sprenger
Dahl	McInnes	Steedsman
Dittmer	McKellar	Sticka
Endres	Morgan	Sundby, McLean
Erickson, McKenzie	Mostad	Sundby, Renville
Erickson, McLean	Muus	Svingen
Espelund	Nelson, Dickey	Swett
Falconer	Nelson, Morton	Thompson
Fedje	Nelson, Ward	Twete
Fitzgerald	Noben	Twichell
Flannigan	Odegard	Wolf
Flaten	Olson, Adams	Wright
Gessner	Olson, Bowman	Young
Gilbertson	Owings	
Gilchrist	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Piper
Crockett	Larson, Nelson	Rindy
Ettestad	Larson, Ransom	Savre
Fuglestad	Lemke	Stoa
Hagen	Lillehaugen	Strutz
Hanson, Barnes	Lofthus	Swendseid
Hanson, Benson	Lund	Symington
Henrickson	Niewoehner	Madam Speaker
Hill	Oglesby	
Hillman	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Smith
Brunsdale	Lavik	Solberg
Fitch	McManus	Traynor
Johnston	Sandlie	Treffry

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 73 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such 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 28; nays, 75; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Place
Arneson	Larson, Nelson	Rathbun
Crockett	Larson, Ransom	Rindy
Dahl	Lemke	Savre
Fitzgerald	McInnes	Shurr
Flannigan	Nelson, Ward	Sprenger
Gilbertson	Noben	Strutz
Gilchrist	Olson, Bowman	Symington
Godwin	Patterson	
Hagen	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Adams
Anderson, Sargent	Henrickson	Opdahl
Anfinson	Hill	Owings
Bailey	Holte	Peters
Bettenhausen	Holthusen	Peterson, Bottineau
Biewer	Homnes	Piper
Born	Isaak	Rue
Broschat	Jardine	Sannes
Carlson	Jensen	Schauss
Correll	Jodock	Scholl
Cunningham	Johnson	Steedsman
Dittmer	Kapfer	Sticka
Endres	Lillehaugen	Stoa
Erickson, McKenzie	Lofthus	Sundby, McLean
Erickson, McLean	Lund	Sundby, Renville
Espeland	Lynch	Svingen
Ettestad	McKellar	Swett
Falconer	Morgan	Swendseid
Fedje	Mostad	Thompson
Fitch	Muus	Twete
Flaten	Nelson, Dickey	Twichell
Fuglestad	Nelson, Morton	Wolf
Gessner	Niewoehner	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Solberg
Johnston	Sandlie	Traynor
Jones	Smith	Treffry
Lavik		

So the bill was declared lost.

Mr. Swett served notice of intention to reconsider House Bill No. 256.

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Was read the third time.

Mr. Aljets moved that the rules be suspended for the purpose of amending House Bill No. 335.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 335 be amended as follows:

Following last line insert "Section 4. EMERGENCY.) This Act is hereby declared to be an emergency and shall be in force and effect from and after the date of its passage and approval".

Which motion prevailed.

Mr. Aljets moved that the rules be suspended and that House Bill No. 335 be considered properly re-engrossed and placed upon 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, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jardine	Rindy
Broschat	Jensen	Rue
Carlson	Jodock	Sannes
Correll	Johnson	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl

Messrs.	Messrs.	Messrs.
Dahl	Larson, Ransom	Shurr
Dittmer	Lenke	Smith
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espeland	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Solberg
Johnston	McManus	Traynor
Jones	Sandlie	Treffry

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

The House returned to the Seventh Order of Business.

Mr. Flannigan: Madam Speaker: I note that we have with us at this time two honored visitors, and in appreciation of the wonderful music furnished us this afternoon, I would like to move that the House extend the Courtesies of the Floor to Mr. Rolf Logan, and his accompanist, Miss Margaret Risvedt and that they be escorted to the rostrum and made the guests of the Speaker and the Assembly.

Which motion prevailed.

Mr. Logan and Miss Risvedt were escorted to the rostrum.

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers

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	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Homnes	Rathbun
Biewer	Isaak	Rindy
Born	Jardine	Rue
Broschat	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Johnson	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Espelund	Lynch	Stoa
Ettestad	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flannigan	Nelson, Morton	Swendseid
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Solberg
Johnston	Mostad	Travno
Jones	Opdahl	Treffry
Lavik		

So the bill passed and the title was agreed to.

Mr. Larson of Nelson moved that the vote by which House Bill No. 326 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the

State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

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, 70; nays, 32; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Owings
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Place
Bailey	Jensen	Rathbun
Bettenhausen	Johnson	Rindy
Biewer	Kapfer	Rue
Born	Larson, Nelson	Sandlie
Broschat	Lemke	Sannes
Correll	Lillehaugen	Schauss
Cunningham	Lofthus	Scholl
Dahl	McInnes	Shurr
Endres	McKellar	Sprenger
Erickson, McKenzie	Mostad	Sticka
Erickson, McLean	Muus	Strutz
Ettestad	Nelson, Dickey	Sundby, McLean
Falconer	Nelson, Morton	Svingen
Fitch	Nelson, Ward	Swendseid
Fitzgerald	Niewoehner	Twichell
Flannigan	Noben	Wolf
Gessner	Odegard	Wright
Gilbertson	Opdahl	Young
Gilchrist		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carlson	Isaak	Piper
Crockett	Jardine	Savre
Dittmer	Jodock	Smith
Espeland	Larson, Ransom	Stedsman
Fedje	Lund	Stoa
Fuglestad	Lynch	Sundby, Renville
Hanson, Barnes	Morgan	Swett
Henrickson	Oglesby	Symington
Hill	Olson, Adams	Thompson
Hillman	Olson, Bowman	Madam Speaker
Holte	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Traynor
Flaten	Lavik	Treffry
Godwin	McManus	Twete
Johnston	Solberg	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing 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, 94; nays, 2; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Hornes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Scholl
Dahl	Lemke	Shurr
Dittmer	Lofthus	Smith
Endres	Lund	Sprenger
Erickson, McKenzie	Lynch	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	McKellar	Stoa
Falconer	Morgan	Strutz
Fedje	Mostad	Sundby, McLean
Fitch	Nelson, Dickey	Sundby, Renville
Fitzgerald	Nelson, Morton	Svingen
Flannigan	Nelson, Ward	Swendseid
Fuglestad	Niewoehner	Symington
Gessner	Noben	Thompson
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Hagen	Olson, Adams	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Henrickson	Swett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Schauss
Brunsdale	Jones	Solberg
Carlson	Lavik	Traynor
Ettestad	Lillehaugen	Treffry
Flaten	McManus	Wolf
Godwin	Muus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

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, 7; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Opdahl
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Hill	Patterson
Arneson	Hillman	Peters
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Jardine	Place
Born	Jensen	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Sandlie
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dahl	Lemke	Smith
Dittmer	Lofthus	Sprenger
Endres	Lund	Sticka
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell

Messrs.	Messrs.	Messrs.
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Espeland	Isaak	Swett
Hanson, Benson	Rathbun	Madam Speaker
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lavik	Savre
Brunsdale	Lillehaugen	Schauss
Ettestad	McManus	Solberg
Fitch	Nelson, Morton	Steedsman
Holte	Nelson, Ward	Traynor
Johnston	Peterson, Bottineau	Treffry
Jones		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Was read the third time.

Mr. Twichell moved that further consideration of House Bill No. 259 be indefinitely postponed.

Mr. Swett moved that the motion of Mr. Twichell 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, 58; nays, 38; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Owings
Anderson, Sargent	Hanson, Benson	Patterson
Anfinson	Hanson, Stark	Peterson, Mountrail
Bailey	Hill	Place
Biewer	Hillman	Rindy
Broschat	Isaak	Sandlie
Carlson	Jensen	Sannes
Crockett	Jodock	Savre
Cunningham	Kapfer	Shurr
Dahl	Larson, Nelson	Steedsman
Endres	Larson, Ransom	Sticka

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Lemke	Stoa
Erickson, McLean	Lofthus	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	Nelson, Ward	Svingen
Fitzgerald	Noben	Swett
Flannigan	Odegard	Symington
Flaten	Oglesby	Twete
Gilbertson	Olson, Bowman	Wolf
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Lund	Rathbun
Correll	Lynch	Rue
Born	McKellar	Scholl
Espeland	Morgan	Smith
Fitch	Mostad	Sprenger
Fuglestad	Muus	Strutz
Gessner	Nelson, Dickey	Swendseid
Gilchrist	Nelson, Morton	Thompson
Hagen	Niewoehner	Twichell
Holte	Olson, Adams	Wright
Holthusen	Opdahl	Young
Homnes	Peters	Madam Speaker
Johnson	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Peterson, Bottineau
Bettenhausen	Johnston	Schauss
Brunsdale	Jones	Solberg
Dittmer	Lavik	Traynor
Ettestad	Lillehaugen	Treffry
Henrickson	McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Was read the third time.

Mr. Twichell asked unanimous consent to amend House Bill No. 186 as follows:

After the word "pays" in line 4 of Section 2, correct lines 4, 5 and 6 to read as follows:

"All delinquent taxes on said land, within one year from the date that this act takes effect".

Mr. Flannigan moved that the rules be suspended and House Bill No. 186 be considered properly re-engrossed and placed upon 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, 97; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Biewer	Jardine	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Carlson	Johnson	Sandlie
Crockett	Kapfer	Sannes
Cunningham	Larson, Nelson	Savre
Dahl	Larson, Ransom	Schauss
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Smith
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Twete
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Godwin	Oglesby	Young
Hagen	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.
Hanson, Barnes
Henrickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Swett
Brunsdale	McManus	Traynor
Correll	Rue	Treffry
Johnston	Scholl	Twichell
Jones	Solberg	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and That Such Strike Shall be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall be Unlawful, Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

Mr. Arneson moved that further consideration of House Bill No. 279 be indefinitely postponed.

Mr. Swett moved that the motion of Mr. Arneson be laid on the table.

Which motion lost.

Roll call demanded and granted.

ROLL CALL

The question being on indefinite postponement, the roll was called and there were ayes, 64; nays, 39; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hillman	Piper
Anderson, Sargent	Holte	Rathbun
Arneson	Holthusen	Rue
Biewer	Homnes	Sandlie
Born	Isaak	Schauss
Carlson	Jardine	Scholl
Crockett	Jensen	Smith
Cunningham	Johnson	Sprenger
Dahl	Larson, Ransom	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lynch	Strutz
Erickson,McKenzie	McInnes	Svingen
Espeland	McKellar	Swendseid
Ettestad	Muus	Symington
Fitch	Nelson, Dickey	Thompson
Flaten	Nelson, Morton	Twichell
Gessner	Niewoehner	Wolf
Gilbertson	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Stark		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Kapfer	Peterson,Bottineau
Broschat	Larson, Nelson	Peterson,Mountrail
Erickson, McLean	Lemke	Place
Falconer	Lofthus	Rindy

Messrs.	Messrs.	Messrs.
Fedje	Lund	Sannes
Fitzgerald	Morgan	Savre
Flannigan	Mostad	Shurr
Fuglestad	Nelson, Ward	Solberg
Gilchrist	Noben	Stoa
Godwin	Odegard	Sundby, McLean
Hanson, Benson	Olson, Bowman	Sundby, Renville
Hill	Owings	Swett
Jodock	Patterson	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Johnston	McManus
Bettenhausen	Jones	Traynor
Brunsdale	Lavik	Treffry
Correll		

So the motion prevailed and House Bill No. 279 was indefinitely postponed.

Mr. Thompson moved that the vote by which House Bill No. 279 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Godwin: Madam Speaker: I am voting "no" on this for the reason, first, that what we are experiencing now is a struggle for human rights. This bill is the first attempt that I can ever recall to have the authority of the government line up on the side of human rights as opposed to property rights. Therefore I vote "no".

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs 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, the roll was called and there were ayes, 63; nays, 34; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Nelson, Dickey
Anderson, Logan	Hagen	Nelson, Morton
Anderson, Sargent	Hanson, Stark	Opdahl
Anfinson	Henrickson	Rathbun
Arneson	Hill	Rue
Biewer	Hillman	Sandlee
Born	Holte	Sannes
Correll	Holthusen	Schauss

Messrs.	Messrs.	Messrs.
Cunningham	Homes	Scholl
Dahl	Jardine	Shurr
Dittmer	Jensen	Solberg
Endres	Kapfer	Steedsman
Erickson, McKenzie	Larson, Ransom	Sticka
Espeland	Lemke	Stoa
Ettestad	Lillehaugen	Strutz
Fitzgerald	Lofthus	Swendseid
Flannigan	Lynch	Symington
Fuglestad	McInnes	Thompson
Gessner	Morgan	Twichell
Gilbertson	Mostad	Wright
Gilchrist	Muus	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	McKellar	Rindy
Erickson, McLean	Nelson, Ward	Savre
Falconer	Noben	Smith
Fedje	Odegard	Sprenger
Fitch	Oglesby	Sundry, McLean
Flaten	Olson, Bowman	Sundry, Renville
Hanson, Barnes	Owings	Svingen
Hanson, Benson	Patterson	Swett
Isaak	Peters	Wolf
Jodock	Peterson, Bottineau	Madam Speaker
Johnson	Piper	
Lund	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jones	Peterson, Mountrail
Broschat	Larson, Nelson	Traynor
Brunsdale	Lavik	Treffry
Carlson	McManus	Twete
Crockett	Niewoehner	
Johnston	Olson, Adams	

So the bill passed and the title was agreed to.

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division 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, 61; nays, 32; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Anderson, Logan	Henrickson	Peterson, Mountrail
Anderson, Sargent	Hillman	Rathbun

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Rue
Born	Holthusen	Sandlie
Correll	Homnes	Sannes
Cunningham	Jardine	Schauss
Dahl	Jodock	Smith
Dittmer	Johnson	Solberg
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lemke	Steedsman
Espeland	Lynch	Sticka
Falconer	McKellar	Stoa
Fedje	Morgan	Strutz
Fitch	Mostad	Swendseid
Fitzgerald	Muus	Symington
Flannigan	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Twichell
Gilbertson	Niewoehner	Wright
Godwin	Opdahl	Young
Hagen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Lillehaugen	Piper
Biewer	Lofthus	Place
Erickson, McLean	Lund	Rindy
Flaten	Nelson, Ward	Savre
Fuglestad	Noben	Shurr
Hanson, Barnes	Odegard	Sundby, Renville
Hanson, Benson	Oglesby	Svingen
Hill	Olson, Bowman	Swett
Isaak	Owings	Wolf
Jensen	Patterson	Madam Speaker
Larson, Nelson	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	
Arneson	Gilchrist	Olson, Adams
Bettenhausen	Johnston	Scholl
Broschat	Jones	Sundby, McLean
Brunsdale	Kapfer	Traynor
Carlson	Lavik	Treffry
Crockett	McInnes	Twete
Ettestad	McManus	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Mr. Peters: Madam Speaker: I am voting "aye" on this bill although I believe it has received too drastic a cut.

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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, the roll was called and there were ayes, 72; nays, 26; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Bailey	Jardine	Place
Born	Jensen	Rue
Broschat	Johnson	Sandlie
Carlson	Larson, Ransom	Sannes
Correll	Lemke	Schauss
Cunningham	Lillehaugen	Shurr
Dittmer	Lofthus	Smith
Erickson, McKenzie	Lund	Solberg
Fitch	Lynch	Sprenger
Fitzgerald	McKellar	Steedsman
Flannigan	Morgan	Sticka
Flaten	Mostad	Stoa
Gessner	Muus	Strutz
Gilbertson	Nelson, Morton	Svingen
Gilchrist	Nelson, Dickey	Swendseid
Godwin	Nelson, Ward	Symington
Hagen	Niewoehner	Thompson
Hanson, Stark	Noben	Twichell
Henrickson	Opdahl	Wright
Hill	Patterson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Barnes	Owings
Biewer	Hanson, Benson	Rathbun
Dahl	Isaak	Rindy
Endres	Jodock	Savre
Erickson, McLean	Kapfer	Sundby, Renville
Espeland	Larson, Nelson	Swett
Falconer	Odegard	Wolf
Fedje	Oglesby	Madam Speaker
Fuglestad	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jones	Scholl
Brunsdale	Lavik	Sundby, McLean
Crockett	McInnes	Traynor
Ettestad	McManus	Treffry
Johnston	Olson, Adams	Twete

So the bill passed and the title was agreed to.

Mr. Sandlie moved that the vote by which House Bill No.

21 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Twichell: Madam Speaker: I vote "aye" on this bill, but like Mr. Peters and the others I think this cut is too drastic, particularly in the item of salaries.

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, 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, 75; nays, 21; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Biewer	Holthusen	Rathbun
Born	Homnes	Rue
Broschat	Isaak	Sandlie
Carlson	Jardine	Sannes
Correll	Jensen	Schauss
Cunningham	Jodock	Shurr
Endres	Johnson	Smith
Erickson, McKenzie	Larson, Ransom	Solberg
Erickson, McLean	Lillehaugen	Sprenger
Fedje	Lofthus	Stedsman
Fitch	Lund	Sticka
Fitzgerald	Lynch	Stoa
Flannigan	McKellar	Strutz
Flaten	Morgan	Svingen
Fuglestad	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wright
Hagen	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl	Larson, Nelson	Place
Dittmer	Lemke	Rindy
Espeland	Noben	Savre
Falconer	Oglesby	Sundby, Renville
Hanson, Barnes	Olson, Bowman	Swett
Hanson, Benson	Owings	Wolf
Kapfer	Peterson, Bottineau	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Scholl
Bettenhausen	Lavik	Sundry, McLean
Brunsdale	McInnes	Traynor
Crockett	McManus	Treffry
Ettestad	Mostad	Twete
Johnston	Olson, Adams	

So the bill passed and the title was agreed to.

Mr. Jardine moved that the vote by which House Bill No. 23 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Smith: Madam Speaker: I am voting "aye" on this bill although I think the salary cut is entirely too drastic.

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

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, 18; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Rathbun
Anderson, Sargent	Homnes	Rindy
Anfinson	Jensen	Rue
Arneson	Jodock	Sandlie
Biewer	Johnson	Sannes
Born	Kapfer	Savre
Broschat	Larson, Nelson	Schauss
Carlson	Lofthus	Scholl
Dahl	Lynch	Shurr
Endres	McKellar	Solberg
Erickson, McKenzie	Morgan	Sprenger
Espeland	Mostad	Steedsman
Falconer	Muus	Sticka
Fedje	Nelson, Dickey	Stoa
Fitzgerald	Nelson, Morton	Strutz
Flannigan	Nelson, Ward	Sundry, Renville
Fuglestad	Niewoehner	Svingen
Gilbertson	Odegard	Swett
Gilchrist	Oglesby	Swendseid
Godwin	Olson, Bowman	Thompson
Hagen	Opdahl	Twichell

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Owings	Wolf
Hanson, Benson	Patterson	Wright
Hanson, Stark	Peters	Young
Henrickson	Peterson, Bottineau	Madam Speaker
Hill	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Lund
Correll	Holte	Noben
Cunningham	Jardine	Piper
Dittmer	Larson, Ransom	Place
Flaten	Lemke	Smith
Gessner	Lillehaugen	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Fitch	McManus
Bettenhausen	Isaak	Olson, Adams
Brunsdale	Johnston	Sundby, McLean
Crockett	Jones	Traynor
Erickson, McLean	Lavik	Treffry
Ettestad	McInnes	Twete

So the bill passed and the title was agreed to.

House Bill No. 22. 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, 92; nays, 3; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Biewer	Homnes	Peterson, Mountrail
Born	Isaak	Piper
Broschat	Jardine	Rathbun
Carlson	Jensen	Rindy
Correll	Jodock	Rue
Cunningham	Johnson	Sannes
Dahl	Kapfer	Savre
Dittmer	Larson, Nelson	Schauss
Endres	Larson, Ransom	Scholl
Erickson, McKenzie	Lemke	Shurr
Erickson, McLean	Lillehaugen	Smith
Espeland	Lofthus	Solberg

Messrs.	Messrs.	Messrs.
Falconer	Lund	Sprenger
Fedje	Lynch	Steedsman
Fitzgerald	McKellar	Sticka
Flannigan	Morgan	Stoa
Flaten	Mostad	Strutz
Fuglestad	Muus	Sundby, Renville
Gessner	Nelson, Dickey	Svingen
Gilbertson	Nelson, Morton	Swendseid
Gilchrist	Niewoehner	Symington
Godwin	Noben	Thompson
Hagen	Odegard	Twichell
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Place	Swett	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Olson, Adams
Bailey	Jones	Sandlie
Bettenhausen	Lavik	Sundby, McLean
Brunsdale	McInnes	Traynor
Crockett	McManus	Treffry
Ettestad	Nelson, Ward	Twete
Fitch		

So the bill passed and the title was agreed to.

Mr. Johnson 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.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 22, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for a Period of Four Years, for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Also,

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Da-

kota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Also,

House Concurrent Resolution No. 11.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF THE CAPITOL BUILDING INVESTIGATING COMMITTEE OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, TWENTY-THIRD SESSION DULY AND REGULARLY APPOINTED BY RESOLUTION ADOPTED IN BOTH BRANCHES OF THE NORTH DAKOTA LEGISLATURE OF THE STATE OF NORTH DAKOTA WHICH SAID RESOLUTION WAS DULY ADOPTED ON THE DAY OF JANUARY, 1933.

To the Honorable President of the Senate and Honorable Madam Speaker of the House of Representatives of the State of North Dakota.

Honorable Sir and Madam:

The Special Committee appointed by the Senate and House of Representatives of the State of North Dakota, Twenty-third Session, for the purpose of investigating the activities of the Capitol Building Commission of the State of North Dakota created under and by virtue of Chapter 205 of the

Session Laws of the State of North Dakota for 1931 do hereby respectfully present its report and finding as follows:

INTRODUCTION.

This Committee was constituted by virtue of the following Resolution.

SENATE CONCURRENT RESOLUTION. NO. D.

Introduced by Senators Matthaei and Fine.

For a complete investigation of the Capitol Building Commission, its activities and actions in connection with the letting of contracts, preparation and acceptance of plans and specifications, erection and construction of the new Capitol Building, and including alterations made, materials used, and all other acts of said commission in connection with said building and, if possible, provide for a reduction of the costs of said building.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THAT:

WHEREAS, It is rumored, and generally believed, that the Capitol Building Commission awarded contracts for the erection and completion of said building in violation of the spirit and intent of Chapter 205, Session Laws of 1931 of this State, and,

WHEREAS, it was the intention of the State Legislature, as expressed in Chapter 205 aforesaid, that said Capitol Building should, if possible, be erected by North Dakota contractors and that North Dakota labor and material should be used as far as possible in the construction of said building, and, yet, it is rumored and generally believed that the Capitol Commission awarded most of the contracts for the erection and construction, as well as for materials furnished and labor used, to parties outside of the state, without due regard for the spirit and intent of said Chapter 205; and,

WHEREAS, it is rumored and generally believed that the contracts awarded for the erection of said building have, since their execution and delivery been divided into three sections without properly safeguarding the interests of the State; and,

WHEREAS, it is rumored and generally believed, that the manner in which the contracts were awarded and are now being carried into effect indicate that the resident architects are architects in name only and that practically all matters pertaining to the work are handled and directed by the associate architects in Chicago; and,

WHEREAS, it is rumored and generally conceded, that the building, if completed, will, in its accommodations, exceed by far the necessary requirements, and that the ultimate cost of said building is an unknown quantity; and,

WHEREAS, there is a general demand on the part of the people of the State of North Dakota that in this depression and economical and financial stress action should be taken to save the public funds; and

WHEREAS, it is generally believed that a substantial saving can be made if the spirit and intent of Chapter 205, Session Laws of 1931, are followed, and the best interests of the State and its people considered in the erection and construction of said Capitol Building.

NOW, THEREFORE: BE IT RESOLVED by the 23rd Legislative Assembly of the State of North Dakota, assembled in its regular biennial session, that a committee of seven, consisting of three Senators and four Members of the House of Representatives shall be chosen by the Presiding Officers of the Senate and House of Representatives, respectively, which committee shall be known as the Capitol Building Investigating Committee. The chairman of this Committee shall be designated and named by the President of the Senate.

It shall be the duty of the Capitol Building Investigating Committee, immediately upon its selection, to meet upon the call of its Chairman and make a complete, thorough and impartial investigation of the Capitol Building Commission, its activities, actions and doings in connection with the letting of contracts, the erection and construction of the new State Capitol Building, including the opening of bids, preparation of plans and specifications, alterations, materials used, awarding of contracts, and all other acts, things and matters of said Commission in connection with the construction of said building; likewise to investigate the manner of construction, the labor and materials used and such other matters as shall to said committee seem advisable, desirable or necessary in order to make a thorough and complete investigation and report.

Said Committee hereby created shall have full and complete power, by subpoena, or by use of such other method as it may determine upon, to compel the attendance of witnesses before said Committee within or without the State of North Dakota, and to swear such witnesses; this to include any or all members of the Capitol Building Commission, architects, associate architects, contractors and sub-contractors, and all of their agents and employees, and all other persons, firms or corporations, furnishing any material or doing any work, or having any connection or information whatsoever, with reference to the erection, construction or completion of said Capitol Building, and shall have full and complete power and authority to compel the production, within or without the State of North Dakota, of any and/or all books, papers, records, contracts, documents or other writings or memoranda of any and all kinds in the possession of any of the aforesaid persons, firms, co-partnerships or corporations, in any way relating to or connected with the erection, construction or completion of said building, or in any manner connected with work done or pretended to have been done by virtue of the provisions of Chapter 205 of the Laws of 1931; and it shall have full power and authority to do all things necessary in carrying out the intent and purpose of this Resolution.

Said Committee shall cause to be made and kept a complete stenographic record of all its proceedings, cause the same to be transcribed, including any and all testimony taken before it; shall keep a complete record of all the books, documents, papers and writings produced, whether filed as exhibits or not, and wherever deemed necessary shall cause copies to be made before the originals are returned.

It shall be the duty of the Commission to make preliminary reports to the Legislature when called upon by signed request by the President of the Senate and Speaker of the House of Representatives, and shall make a final report at the conclusion of its investigation, such final report to set forth in concise form its findings and conclusions and shall make recommendations to the Legislative Assembly with reference to any action which in the opinion of the Committee should be taken by the Legislature.

Such Committee shall have full power and authority to employ such assistance as it deems necessary in making such investigation, and to make such expenditures as it may deem necessary in carrying out the provisions of this resolution, and it shall be the duty of the Attorney General and all other officers and employees of the State to assist said Committee in its work when called upon by the Committee.

Said Committee shall have full power and authority to promulgate and adopt all rules of procedure in the conduct of its procedure.

The sum of \$7500.00, or so much thereof as may be necessary to carry out the provisions of this resolution, is hereby appropriated out of the monies of the State Treasury not otherwise appropriated, to be paid by the State Treasurer upon warrants drawn upon the Treasurer by the State Auditor, upon the presentation to him of approved vouchers of the Committee, signed by its Chairman.

ORGANIZATION.

Your Committee consisted of seven members, three to be selected from the members of the Senate and four to be selected from the members of the House of Representatives and the chairman was to be appointed by the President of the Senate. The Chairman of the Committee was appointed by the President of the Senate and is W. E. Matthaai and the other members of the Committee are Senator Bangert, Senator Brunsdale, and Representatives Holthusen, Flannigan, Peterson and Lillehaugen.

This Committee convened on the.....day of January, 1933, for the purpose of organization in order to facilitate the proceedings and conduct the hearings. At such meeting W. J. Flannigan was selected as Secretary and there is hereby submitted a copy of the minutes of the various meetings of your Committee.

RULES GOVERNING THE PRACTICE AND PROCEDURE OF THE CAPITOL BUILDING INVESTIGATING COMMITTEE.

The following are the rules governing the practice and

procedure before the Joint Capitol Building Investigating Committee of the Legislature of the State of North Dakota, Twenty-third Session, appointed to investigate the affairs of the Capitol Building Commission of the State of North Dakota.

RULE 1.

The hour of the day at which Capitol Building Investigating Committee shall sit upon this investigation shall be at 8:00 o'clock A. M., and when the hour shall arrive the Chairman of said Committee shall so announce, and, thereupon, the business of the investigation shall proceed.

RULE 11.

The Reporter of this Committee shall keep a full and complete record of all proceedings had in this investigation, including all motions made by members of said Committee and the vote thereon and a various verbatim report of all testimony taken on said investigation, including all papers, and documents that may be offered in connection therewith; that all testimony shall be taken in shorthand by the reporter, duly appointed and sworn for that purpose and by him transcribed.

The oath, taken by the reporter shall be substantially in the following form:

State of North Dakota }
County of Burleigh } ss:

I, _____, do solemnly swear that I will support the Constitution of the United States of America, and the Constitution of the State of North Dakota, that I will perform the duties of the office of Reporter of the Investigation before the Joint Capitol Building Investigating Committee of the Legislature of the State of North Dakota, Twenty-third Session, to the best of my ability, so help me God.

Subscribed and sworn to before me this.....day of.....
A. D. 1933.

.....
Notary Public, State of
North Dakota.

RULE III.

Upon the application of any Committeeman to the Chairman of this Committee, or of Counsel appointed to aid in this investigation, subpoenas shall be issued by the Chairman of the Committee, attested by the Secretary thereof, and such subpoenas shall state the time and the place at which the same shall be returnable, and shall be substantially in the following form:

State of North Dakota, }
County of Burleigh } ss:

Before the Capitol Building Investigating Committee of the Legislature of the State of North Dakota, Twenty-Third Ses-

sion, appointed to consider and investigate the affairs of the Capitol Building Commission.

THE STATE OF NORTH DAKOTA TO.....
GREETING:

You, and each of you, are hereby commanded to appear before the Capitol Building Investigating Committee of the Legislature of the State of North Dakota, Twenty-third Session, sitting to investigate and consider the affairs of the Capitol Building Commission of the State of North Dakota, on the day of, 1933, at the Court House in the City of Bismarck, County of Burleigh, and State of North Dakota, then and there to testify your knowledge in the matter which is before said Committee, to-wit: the investigation and consideration of the affairs of the Capitol Building Commission, and you are required to bring with you the following

.....
.....

Hereof fail not.

.....
Chairman of Capitol Building
Investigating Committee.

.....

RULE IV.

All witnesses subpoenaed as above shall immediately report to the chairman of said Committee, and upon discharge of such witness or witnesses, they shall present to said chairman their said subpoena, and he shall thereupon certify thereon the mileage and per diem of such witnesses, which certificate shall be accepted as evidence thereof.

RULE V.

The form of direction for the service of such subpoena shall appear upon the subpoena, and shall be substantially as follows:

The State of North Dakota:

To the Special Officer or Officers appointed by the Capitol Building Investigating Committee, or to any Sheriff, Constable, Marshal, or other Public Officer within the State of North Dakota, or to any other persons specially appointed:

You are hereby commanded to forthwith serve and return the within subpoena according to law.

Dated at Bismarck, North Dakota, this.....day of, 1933.

.....
Chairman of the Capitol
Building Investigating
Committee.

Proof of service of such subpoena shall be governed by the provisions of Section 7436, Civil Code, Compiled Laws of North Dakota for 1913.

RULE VI.

Each witness shall be sworn in the following manner:

You do solemnly swear (affirm) that the evidence you will give in the matter of the investigation and consideration of the affairs of the Capitol Building Commission, now before the Capitol Building Investigating Committee, shall be the truth, the whole truth, and nothing but the truth, so help you God.

Which oath shall be administered by the Chairman of this Committee.

RULE VII.

The hearings shall be open to the public, provided, however, that upon the motion of any member of this Committee, or at the discretion of the Chairman thereof, the Committee may go into executive session, whereupon all persons shall be excluded from said hearing, save and except the members of said Committee, counsel employed by said Committee, the necessary accountants and other employees, and the person under examination.

RULE VIII.

This proceeding being in the nature of an investigation, and the controversies incident to the average trial being absent, the Counsel for the Committee are directed to proceed to the examination of witnesses by the question and answer method, and, without reference to the formal rules of evidence, elicit from the witnesses, as expeditiously as the circumstances will permit, the ultimate and essential facts to be by each witness disclosed.

RULE IX.

This proceeding being in the nature of an inquiry and investigation and not a trial, no witness or other person shall be permitted to appear or be represented before this Committee at any hearing by agent, representing attorney, counsellor, or in any other manner than in person.

RULE X.

The Chairman of this Committee shall direct all necessary preparation for the hearing before said Committee, and upon the hearing shall direct all forms of proceedings not otherwise specifically provided for herein.

RULE XI.

When no rule is herein provided for the governing of the practice and procedure of this Committee, the Chairman thereof shall announce the rule, subject to the right of any members of said Committee to appeal therefrom to the whole Committee.

RULE XII.

Witnesses shall be examined by counsel employed by this Committee, provided, however, that if a member of the Com-

mittee wishes to question a witness permission shall first be given by the Chairman of said Committee and, provided, further, that if it shall appear to the Chairman that such question or questions are not propounded in good faith, he shall refuse to permit same to be asked unless directed so to do by a majority of the whole committee.

RULE XIII.

The joint rules of the Senate and the House of Representatives of the State of North Dakota, Twenty-third Session, so far as the same may be applicable and not inconsistent with the specific rules adopted by this Committee shall govern the proceedings upon this investigation.

RULE XIV.

In the event of any witnesses failing to appear before this Committee in answer to a subpoena, upon such fact being found by this Committee, the Chairman hereof shall prepare a statement thereof showing the following facts:

- (1) The issuance of the subpoena and the date thereof.
- (2) The service thereof upon such person, including the time and place of such service.
- (3) A statement of the time and place when and where such witness was by such subpoena directed to appear.
- (4) The fact of the failure or refusal of such witnesses to so appear. Such statement shall be signed and certified by the Chairman of this Committee and shall be filed with the Legislative Assembly of the State of North Dakota for such proceedings for contempt as may be in accordance with the rules of said Legislative Assembly.

RULE XV.

In the event of any witness refusing to answer a question or questions propounded to him by counsel for this Committee or by any member of the Committee, upon such fact being found by the Committee, the Chairman thereof shall prepare a statement showing the following:

- (1) The issuance of the subpoena and the date thereof.
- (2) The service thereof upon such person, including the time and place of such service.
- (3) The fact that said witness appeared before this Committee.
- (4) The fact of his refusal to answer the question or questions propounded.
- (5) Such statement shall be signed by the Chairman of the Committee and filed with the Legislative Assembly of the State of North Dakota for such proceedings for contempt as may be in accordance with the rules of said Legislative Assembly.

RULE XVI.

The Reporter for this Committee shall make a verbatim transcript of all of the testimony taken from day to day, and at the completion of said investigation the same shall be affirmed under oath and there shall be annexed thereto or delivered therewith, any and all papers, documents, or exhibits offered or received in connection with said hearing, which said transcript together with the documents and exhibits shall be deposited with such officer of the Legislative Assembly of the State of North Dakota, Twenty-third Session, as shall be specified by the President of the Senate.

RULE XVII.

All documents, papers and exhibits offered and received in this investigation shall immediately be filed with and kept in the custody of the Reporter of this Committee, or such other person or persons as the Committee may agree upon and they shall remain in the possession of such person or persons until the same shall be annexed to the report of the Committee and filed as hereinbefore provided.

RULE XVIII.

At the conclusion of the investigation the Committee shall make written Findings, Conclusions and Recommendations as called for in the Resolution authorizing this investigation.

RULE XIX.

These rules may be amended by majority vote of the Committee at any regular meeting of said Committee or any special meeting called by the Chairman for such purpose.

RULE XX.

That whenever this Committee goes into executive session it shall be unlawful for any person connected with the investigation whether as a member of the Committee, or an employee thereof, to disclose any fact or facts developed during such executive session, or disclose any proceedings taken by the Committee, until such facts or proceedings have been released to the public by the Chairman of the Committee either in the regular course of the investigation or upon motion and vote of a majority of the members, and that any person violating this rule shall be certified to the Legislative Assembly for prosecution for contempt as contained herein and provided for.

MINUTES OF PROCEEDINGS OF COMMITTEE

We herewith submit a full and complete copy of all of the Minutes and proceedings of the Committee:

(First Meeting)

CAPITOL INVESTIGATING COMMITTEE

The first meeting of the Capitol Investigating Committee was held at Bismarek, North Dakota, January 23, 1933, pursuant to the call of Chairman W. E. Matthaei.

The joint Legislative Committee, known as the Capitol Building Investigating Committee, met in Room 614, Patterson Hotel at 5:00 o'clock P. M. on January 23, 1933. All members were present, to-wit:-

Senator W. E. Matthaai (chairman)
Senator C. G. Bangert
Senator C. N. Brunsdale
Rep. M. T. Lillehaugen
Rep. J. D. Holthusen
Rep. W. J. Flannigan
Rep. N. T. Peterson

The first matter that came up for discussion was the matter of adopting rules and regulations by which the Committee should be governed. Senator Bangert proposed using the rules and regulations adopted by the House Investigating Committee of 1921, at which time the Bank of North Dakota was investigated, stating that these rules could be adopted with little variation.

These rules were then read. It was proposed that Senator Bangert be appointed as a Committee of one to re-write the rules used in said Bank investigation of 1921, and make them applicable for the use of this joint Legislative Investigating Committee; however, requesting that Hearings start every morning at 8:00 o'clock A. M., and proceed for two hours, and as much longer as the Committee may determine; that temporarily a member of the Committee act as Secretary; that the meetings be open to the public, except closable at any time by a majority vote of the Committee; that parliamentary procedure (according to Robert's Rules of Order) be used; that minutes (prepared if possible) were to be submitted to the Committee for adoption at the next meeting, to be called at 9:00 o'clock Tuesday morning, January 24, 1933, Room 614, Patterson Hotel.

Next matter brought up for discussion was that of a reporter. Senator Bangert moved, seconded by Representative Holthusen, that the Committee place a limitation of \$10.00 per day as the salary for a reporter to do the reporting work of this Committee. Said reporter to take all testimony submitted in shorthand, and transcribe the same daily, and have in the hands of each member of the Committee every morning, before said Committee convenes, the full transcript of all proceedings that occurred on the previous day. This motion was put and carried unanimously.

Next matter proposed was that of employing a reporter. Various names were suggested. The chairman suggested the name of Mark Staples of Harvey, North Dakota, former court reporter. Senator Brunsdale proposed the name of Mr. Boulger of Dickinson, North Dakota, reporter for the District Court under the late Thomas H. Pugh. Representative Peterson and Representative Lillehaugen suggested the name of Mr. Jongewaard of Rugby, North Dakota. Representative Flannigan also spoke on behalf of Mr. Jongewaard. It was then determined that the Chairman call

Mr. Jongewaard, on the telephone and ascertain whether or not he would care to accept the employment on the basis of \$10.00 per day for reporting all proceedings and transcribing daily the testimony taken. Said Chairman W. E. Matthaei, was instructed to report back to the Committee when it again convened on Wednesday morning, January 24, 1933.

Next the matter of employing an attorney was discussed. Representative Flannigan suggested that we first fix the amount of fees to be paid to such attorney, and made a motion that the same be fixed at \$50.00 per day, and the total amount be paid, regardless of how long the Hearings should continue, be fixed at \$500.00, unless otherwise ordered by this Committee. This motion was not seconded, as it was then proposed to call in Attorney, E. R. Sinkler, of Minot, North Dakota, and discuss the matter of employment and fees with him. Upon Mr. Sinkler's appearance, he suggested that the fees be fixed at \$50.00 per day, but that the entire amount to be paid him as attorney fees for said Hearings be limited to \$750.00 regardless of the period of time that might be consumed in said hearings. Thereupon Mr. Sinkler absented himself. Representative Flannigan withdrew his former motion, and made a new motion to the effect that the Committee employ E. R. Sinkler as the attorney to do the investigating work of this Committee on a basis of \$50.00 per day, with the limitation of \$750.00 for all his work regardless of the length of time that might be required for said Hearings. This motion seconded by Senator Bangert, put by the Chairman, carried unanimously.

Senator Bangert than proposed that a certified public accountant by the name of Mr. Roy Janz of Minot, North Dakota, be employed providing that his services could be had for \$10.00 per day, to act as the accountant for the Committee. This motion was seconded by Representative Flannigan, put and carried; and Senator Bangert was instructed to get in touch with Mr. Janz, certified public accountant, and ascertain whether or not his services could be obtained for this Committee, at the said sum of \$10.00 per day.

Next the matter to pay for witnesses was discussed. Senator Bangert moved that out-of-town witnesses be given all their actual and necessary expenses in coming to Bismarck and returning to their homes, together with their expenses while here, and be paid the sum of \$5.00 per day for the actual days in attendance at said Hearings, and that local witnesses be paid the regular statutory fees that are allowed in court matters. This motion was seconded by Representative Flannigan, put by the Chairman and carried unanimously.

Representative Flannigan made a motion that Senator Bangert be elected as vice-chairman. Motion seconded by Representative Peterson, put and carried.

The matter of electing a Secretary was deferred until the recontinuing of the Committee the following morning.

Thereupon Representative Flannigan made a motion that this Committee adjourn to re-convene at 9 o'clock A. M., Tuesday morning, January 24th, 1933, in Room 614 of the Patterson Hotel. This motion was seconded by Senator Brunsdale, put and carried. January 23, 1933.

(Second Meeting)

CAPITOL INVESTIGATING COMMITTEE

The second meeting of the Capitol Building Investigating Committee was held at Bismarck, North Dakota, January 24, 1933. This Committee met at 9:00 o'clock A. M., this day in Room 614, Patterson Hotel, pursuant to motion of previous evening, all members of Committee present.

Chairman reported that he had called Mr. Jongewaard, in regard to acting as reporter for Committee, and that the Committee's offer of \$10.00 per day for all work of reporting, proceedings and transcribing said notes was accepted by him, and that he would be on hand in Bismarck this afternoon.

Senator Bangert reported to the Committee that he had got in touch with Mr. Roy Janz, certified public accountant of Minot, North Dakota, and that he could report nothing definite but would have further information by Thursday.

That the stenographer did not have sufficient time to transcribe the tentative rules as discussed in our Tuesday afternoon meeting but that the same would be prepared sometime this afternoon, and ready for presentation to the Committee tomorrow.

Next, the matter of a temporary Secretary was discussed, and Representative Lillehaugen proposed that Mr. Flannigan act as temporary Secretary. This Mr. Lillehaugen had put in a form of a motion which was seconded by Senator Bangert, put and carried unanimously.

Next matter brought to the attention of the Committee was a place for same Committee to have its Hearings. Senator Brunsdale moved that the meetings be held in the Federal Court Room, Post Office Building. This motion was seconded by Representative Holthusen, put and carried unanimously.

Next matter that was brought to the attention of the Committee was whether the Committee should have a technical advisor; one who is familiar with structural work. It was generally agreed that such an employee was necessary, and thereupon Representative Peterson moved that Mr. Russel Deeter of Minot, North Dakota, be employed as technical advisor to the Committee. This motion was seconded by Representative Holthusen, put and carried unanimously.

Then Senator Bangert moved and seconded by Representative Flannigan that the attorney general of this state be invited to sit in at all hearings, and in the event that he cannot attend, arrange to have one of his assistants present. This motion was seconded by Senator Brunsdale, put and carried.

Thereupon Representative Lillehaugen moved that this Committee adjourn until 8:00 o'clock A. M. January 25th, to convene in Room 614, Patterson Hotel, seconded by Representative Peterson. Carried.
January 24, 1933.

(Third Meeting)

CAPITOL INVESTIGATING COMMITTEE

The third meeting of the Capitol Building Investigating Committee was held at Bismarck, North Dakota, January 25, 1933, in Room 614, Patterson Hotel at 8:00 o'clock A. M.

All members present, including the attorney, reporter, accountant for the Committee.

Proposed rules were read and studied.

It was moved by Senator Bangert and seconded by Representative Peterson that the Rules be amended by adding Rule 20 thereto, which Rule reads as follows: Motion carried.

RULE XX

"That whenever this Committee goes into executive session, it shall be unlawful for any person connected, or an employee thereof, to disclose any fact or facts, developed during such executive session, or disclose any proceedings taken by the Committee, until such facts or proceedings have been released to the public by the Chairman of the Committee either in the regular course of the investigation or upon motion and vote of a majority of the members, and that any persons violating this Rule shall be certified to the Legislative Assembly for prosecution for contempt, as contained herein and provided for."

Moved by Representative Peterson and seconded by Representative Flannigan that we adopt the Rule as amended.

Substitute motion made by Senator Brunsdale and seconded by Representative Holthusen that section 9 be amended by adding the following: After the last word in proposed rule 9, strike out the period, insert a comma and add the following: "except the Capitol Commission or any member thereof, shall be permitted to be represented by counsel when testimony is being taken and shall have the right to offer rebuttal testimony and shall have the right to cross-examine unless restricted or denied by the Committee."

Said motion was lost and motion on the original motion was taken. Said motion was put by the Chairman and carried.

Motion made and carried to adjourn meeting and that the next meeting be held at the County Court House at 8:00 o'clock, Thursday, January 26th. Motion put and carried.

Dated January 25th, 1933.

(Fourth Meeting)

CAPITOL INVESTIGATING COMMITTEE

8:00 o'clock A. M., Thursday morning, January 26, in Chambers of the District Court of Burleigh County, North Dakota, the meeting was called to order by Chairman Matthaai.

All members of the Committee present, together with attorney, reporter and accountant. Moved by Representative Flannigan and seconded by Senator Bangert that the Committee go into executive session. Carried.

Chairman instructed Secretary to read the minutes of the first meeting of the Committee which was done. Chairman ordered correction of Minutes to show initials of Mr. Janz which name is Roy. Moved by Senator Brunsdale, seconded by Representative Holthusen that with above correction, Minutes be approved as read. Carried.

Minutes of second meeting read by Secretary Flannigan.

Moved by Representative Flannigan, seconded by Senator Bangert that Committee amend the Minutes of second day's meeting by having the records show that Russel Deeter of Minot was employed as technical advisor on a daily rate of \$5.00. Motion carried.

Moved by Representative Flannigan, seconded by Senator Bangert that the Minutes of the second day's proceedings show that on motion of Representative Flannigan and seconded by Representative Peterson, that Mr. O. T. Haakenson was hired as special Bailiff at the daily rate of \$4.00 per day. Motion carried.

The Chairman stated that if there were no objections or other alterations or corrections, the Minutes would stand approved as read.

Minutes were approved as read.

Minutes of Third meeting dictated into the record by the Secretary.

Moved by Senator Bangert, seconded by Representative Flannigan that the Committee employ A. R. Jongewaard as reporter and Roy Janz as accountant for the Committee

and in view of the fact that as they started work on Wednesday, January 25th, that their pay start as of that date and on the rates agreed upon. Motion carried.

Chairman: The oath of office of A. R. Jongewaard is in my files and I turn the same over to the Secretary.

Moved by Representative Flannigan, seconded by Senator Bangert that the Committee now dissolve from executive session and proceed with the hearing. Motion carried. Committee adjourned to Court Room. Dated January 26, 1933.

(Fifth Meeting)

CAPITOL INVESTIGATING COMMITTEE

An executive meeting of the Capitol Investigating Committee was held at Chambers in the Court House in Bismarck, North Dakota, January 27th, 1933, at 8:00 o'clock A. M.

Chairman Matthaai: The Committee will come to order. Let the record show that all members of the Committee are present. I guess the reading of the Minutes of the previous meeting are in order.

Minutes of the third meeting read by the Secretary.

Chairman: Are there any amendments or corrections?

Senator Brunsdale: I offer an amendment. In the substitute motion there was a comma after the word "testimony" and I move that correction be made.

Motion seconded and carried.

Chairman: If there are no other amendments, the Minutes will stand approved as read.

Minutes of the fourth meeting read by the Secretary.

Chairman: How about the minutes after the public meeting started?

Senator Bangert: I move that in view of the fact that it is a very lengthy record to read, that a copy of the transcript containing the public record be delivered to the Committee as soon as the transcript is completed and that such be not enrolled until each member of the Committee has had 24 hours to read the transcript and offer corrections to be made.

Representative Flannigan: I will second the motion.

Chairman: You have heard the motion. All those in favor will signify by saying "aye." Motion carried.

Representative Flannigan: I move that we employ Harriet N. Botz as Committee stenographer at the rate of \$5.00 per day.

Member: Your motion to employ her as stenographer should be as of yesterday because we put her to work yesterday.

Representative Flannigan: I will amend my motion to that extent.

Motion seconded, put by the chair and carried.
Dated January 27, 1933.

(Sixth Meeting)

CAPITOL INVESTIGATING COMMITTEE

An executive session of the Capitol Investigating Committee was held at the Chambers of the District Court in the Court House in Bismarck, North Dakota, January 28, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present. I suppose the reading of yesterday's Minutes is the first order of the day.

Minutes of the Fifth Meeting read by the Secretary.

Chairman Matthaei: Are there any amendments or corrections? If not, the Minutes stand approved as read.

Chairman Matthaei: As to the matter of reporting, Mr. Jongewaard informed me this morning that he didn't think he would be able to do the work. He has been out of practice for approximately five years and this is exceedingly difficult work. In order not to delay the proceedings, I called up Mr. Clifford Jansonius, Court Reporter of the District Court, and asked him to come down here this morning. Mr. Jongewaard informs me that in all probability he will be able to get out the transcript for yesterday's proceedings but possibly that wouldn't be ready for us until tomorrow or next day.

Senator Bangert: I understand that Mr. Jongewaard wants to resign? I move that we accept his resignation to become effective as soon as the transcript is out.

Representative Flannigan: I second the motion.

Motion put and carried.

Senator Bangert: I move that if satisfactory to Mr. Jansonius, that he undertake the job and that we employ him to take the place of Mr. Jongewaard to commence this morning, at the same rate on the same terms which have been explained to him.

Representative Holthusen: I second the motion.

Motion carried.

Chairman: The oath of office of Clifford Jansonius is in my files and I turn the same over to the Secretary.

Representative Flannigan: I move that the Committee now dissolve from executive session and proceed with the hearing.

Senator Bangert: I second the motion.

Motion carried.

Committee adjourned to Court Room.
Dated January 28, 1933.

(Seventh Meeting)

CAPITOL INVESTIGATING COMMITTEE

An executive session of the Capitol Investigating Committee was held at the Chambers of the District Court in the Court House in Bismarck, North Dakota, January, 30, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show all members of the Committee are present, including the attorney, attorney general, reporter and stenographer.

What is your pleasure? How about the reading of the Minutes of the fifth day?

Minutes of the fifth day read by the Secretary.

Chairman Matthaei: Are there any amendments or corrections? Amend the Minutes of the fifth meeting by adding after the last motion, put and carried, "adjourned to

Court Room for public hearing where record is kept by reporter." Any other amendments or corrections? If not the Minutes stand approved as read and amended.

Minutes of the sixth day read by the Secretary.

Chairman Matthaei: Are there any amendments or corrections? If not the Minutes will stand approved as read.

Secretary Flannigan: I might submit the pay roll if it is in order?

Chairman Matthaei: Yes, sir.

Secretary reads the pay roll.

Secretary Flannigan: I think we are going to get in difficulty in regard to the architects work. Our records show we hired Deeter at \$5.00 a day as Technical advisor. Rush is to get \$5.00 a day and all expenses on account of being subpoenaed. Deeter receives \$5.00 a day and not expenses. I have looked into the work of these two men and I think we are under-paying them at the rate of \$5.00 a day. They are skilled men and are working very hard. They certainly are doing very good work. I would suggest to the Committee that we pay them off this week under the present arrangement. I make a motion that we pay

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the Attorney, attorney general, reporter and stenographer.

Minutes of the seventh day ready by the Secretary.

Chairman Matthaei: What is your pleasure, gentlemen?

Representative Lillehaugen: I move that the Minutes be approved as read.

Representative Holthusen: I second the motion.

The motion was put and carried.

Secretary Flannigan: I hired a girl yesterday who worked last night on the transcript. We now have the transcript completed and up to date. I move that we allow Miss Betty Mobert \$5.00 for one day services as special stenographer to the Investigating Committee.

Representative Peterson: I second the motion.

The motion was put and carried.

Secretary Flannigan: Pressure of business didn't let me finish the pay roll. I will have an itemized account and everything on the list for you and place it on the desk.

Chairman Matthaei: I got Betty Boyle yesterday to work. It will probably take her about two days. She is taking some notes that we had there on some of the exhibits—making extra copies.

Senator Bangert: I think this expense should be held down as much as possible—

Representative Lillehaugen: I agree with you, gentlemen.

Secretary Flannigan: I move that Betty Boyle be hired as special stenographer for the Capitol Investigating Committee.

Senator Bangert: I second the motion.

Motion put and carried.

Senator Bangert: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Secretary Flannigan: I second the motion.

Motion put and carried.

The Committee adjourned to the Court Room where Chairman Matthaei announced that all members of the Committee were present, including Attorney, E. R. Sinkler and the Attorney General and that the hearing would now proceed.

each \$10.00 a day and show them in the capacity of Technical Advisors to the Committee. The accountant is hired at \$10.00. These boys are as skillful—they are working as hard as the accountant.

Representative Peterson: I second the motion.

The motion was put and carried unanimously, that the Committee pay each Deeter and Rush as Technical Advisors \$10.00 per day, starting today.

Senator Bangert: I move, Mr. Chairman, that the salaries as presented to date be paid. I think we should pay our help each week.

Secretary Flannigan: I second the motion.

The Motion was put and carried unanimously.

Senator Bangert: The reason I do that, I don't want a lot of "hang-overs" here. I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Senator Brunsdale: I second the motion. Motion carried.

The Committee adjourned to the Court Room where Chairman Matthaei announced that all members of the Committee were present, including Attorney, E. R. Sinkler and the Attorney General and that the hearing would now proceed.

Senator Bangert: Mr. Chairman, it having been represented to the Board that the duplicate vouchers produced by Secretary Anders are true and correct duplicates of the vouchers filed with the State Auditor as required by law, I move you that this Board do not require the originals to be presented unless some member shall later on desire to have the original of some particular voucher presented. I make this motion in the interest of saving time.

Senator Brunsdale: I second that motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Senator Brunsdale: I move that we adjourn until tomorrow morning at 8:00 o'clock.

Representative Flannigan: I second the motion.

Motion carried. Committee adjourned.

Dated January 30, 1933.

(Eighth Meeting)

CAPITOL INVESTIGATING COMMITTEE

An executive session of the Capitol Investigating Committee was held at the Chambers of the District Court in the Court House in Bismarck, North Dakota, January 31, 1933, at 8:00 o'clock A. M.

Senator Bangert: I move that we adjourn until tomorrow morning at 8:00 o'clock,

Representative Lillehaugen: I second the motion.

Motion put and carried. Committee adjourned.
Dated January 31, 1933.

(Ninth Meeting)

CAPITOL INVESTIGATING COMMITTEE

A Meeting of the Capitol Investigating Committee was held at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 1st, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the attorney, E. R. Sinkler, the Attorney General, A. J. Gronna, the reporter and stenographer.

Minutes of the eighth day read by the Secretary.

Senator Bangert: I move to correct the Minutes in the last paragraph by adding 10:20 o'clock A. M. before my last motion.

The motion was seconded, put and carried and the Minutes were approved as read.

Senator Bangert: The Minutes start out stating "in executive session." Say that the Committee convened at Counsel Room in the Burleigh County Court House.

Chairman Matthaei: Should the Minutes be revised?

Senator Brunsdale: I think all that isn't necessary.

Senator Bangert: I move that the Minutes be corrected and show that we met at 8:00 o'clock A. M. in the Counsel Room in the County Court House. I also move that wherever the words "executive session" appear except one time where we went into executive session, that the same be stricken out.

Senator Brunsdale: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Chairman Matthaei: I wish to say that Betty Boyle has finished special work in one and a half days. Shall we allow her pay at this time or at the end of the session, as we may need such services later.

Senator Bangert: Isn't she steadily employed in some State Department?

Chairman Matthaei: No, she hasn't been employed at all since January 6th.

Senator Bangert: I think we had better pay her off.

Secretary Flannigan: I move that we allow Betty Boyle one and a half days work at \$5.00 a day.

Senator Bangert: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Secretary Flannigan: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Lillehaugen: I second that motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaei announced that all members of the Committee were present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna and that the hearing would now proceed.

The public hearing adjourned at 10:25 o'clock A. M., February 1st, 1933.

Representative Flannigan: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Peterson: I second the motion.

Chairman Matthaei: You have heard the motion. All in favor manifest by saying "aye." Motion carried. The Committee adjourned.

Dated February 1, 1933.

(Tenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 2nd, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present except Mr. Peterson. The Attorney, E. R. Sinkler, the reporter, stenographer and accountant are present. You might read the Minutes of the preceding meeting, Mr. Secretary.

Minutes of the Ninth day read by the Secretary. You have heard the reading of the Minutes, are there any corrections or alterations? If not, the Minutes will stand approved as read.

Is there anything further?

Senator Bangert: I move that we go into executive session for the purpose that I have in mind—for the offering of a Resolution which I think should be treated as having been received in executive session. Mr. Chairman, I wish to offer the following Resolution:

Senator Brunsdale: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Representative Peterson appeared at this time.

RESOLUTION

RESOLVED THAT WHEREAS, there was introduced in evidence during the public hearing of this Committee, held on February 1st, 1933, three separate Vouchers. Voucher Number (144) drawn on the Board of State Capitol Commissioners for the sum of \$198.73, payable to G. A. Fraser for railroad fare and sustenance claimed to have been expended by him on a trip for the Capitol Commissioners between November 19th and December 1st, 1931. Voucher drawn upon the Maintenance of National Guard Fund, payable to G. A. Fraser for traveling expenses and sustenance claimed to have been expended by him between November 28 and December 6, 1931, on a trip for the National Guard, totaling \$263.12. And Voucher drawn upon the Missouri River Commission, payable to G. A. Fraser for traveling expenses and sustenance claimed to have been expended by said Fraser between December 5th and 12th in the sum of \$194.93, and

WHEREAS, the said G. A. Fraser was at the time of the alleged incurring of said expenses, a member of the Capitol Building Commission and it appearing from the face of said Exhibits and the evidence introduced in the Hearings, that there are many duplications of items involved in said claims against the various Departments of the State and it appears to this Committee that the matter should be brought to the attention of the proper officials of this State without delay and

WHEREAS, the Resolution creating this Committee has limited the Committee to making Findings and return to the Legislative body of the State of North Dakota:

THEREFORE BE IT RESOLVED that said matter be brought to the attention of the Legislature now in session by filing copies of the several Vouchers, together with a copy of this Resolution, with the Honorable O. H. Olson, Lieutenant Governor, and Minnie D. Craig, Speaker of the House of Representatives, and that we urge them to place the matter before His Excellency, Honorable William Langer, Governor, A. J. Gronna, Attorney General, Mrs. Berta Baker, State Auditor, and such other State Officials as in their opinion may be necessary or desirable for such action as they may determine upon.

BE IT FURTHER RESOLVED that it is the sense of this Committee that by reason of the irregularities appearing upon the face of these several Vouchers, it appears to the Members of the Committee that the State Officials will be justified, if not under obligation, to have the various accounts upon which the said Fraser has drawn funds during his tenure in office, properly audited.

I move the adoption of the Resolution.

Representative Peterson : I second the motion.

Senator Brunsdale: I would like to have it read again.

(Resolution Read)

Chairman Matthaehi: All in favor of this motion as made and re-read, manifest by saying "aye." Motion carried unanimously.

Senator Bangert: I move that we dissolve this executive session and adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Lillehaugen: I second that motion.

Chairman Matthaehi: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:35 o'clock A. M. where Chairman Matthaehi announced that all members of the Committee were present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

The public hearing adjourned at 10:10 o'clock A. M., February 2nd, 1933.

Representative Peterson: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Senator Brunsdale: I second the motion.

Chairman Matthaehi: You have heard the motion. All in favor manifest by saying "aye." Motion carried. The Committee adjourned.

Dated February 2nd, 1933.

(Eleventh Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 3rd, 1933, at 8:00 o'clock A. M.

Chairman Matthaehi: The Committee will come to order. Let the record show that all members of the Committee are

present. The Attorney, E. R. Sinkler, the reporter and the stenographer are also present.

The Secretary will read the previous day's Minutes.

Minutes of the Tenth Day read by the Secretary.

The Attorney General appeared at this time.

Chairman Matthaehi: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Senator Brunsdale: I make a motion that we hire Erma Wolters as additional stenographer as of yesterday. She worked yesterday.

Senator Bangert: I second the motion.

Chairman Matthaehi: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Chairman Matthaehi: Is there anything else to come up at this time? If not, we will repair to the Court Room for the public hearing, where the record will be continued by the reporter.

Senator Brunsdale: I second the motion.

Chairman Matthaehi: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaehi announced that all members of the Committee were present, including the Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: Mr. Chairman, if you are through with that subject, I would like to make a statement and motion for the Committee.

It seems to me from the evidence introduced so far it appears that this Capitol Commission has been pretty much on wheels. Meetings seem to be held, and contracts signed in Bismarck, Grand Forks, Minneapolis and Chicago, and even the meetings that are held in Bismarck, didn't seem to be held in the Secretary's office, they seem to have been held in the office of Mr. Conklin most of the time. Apparently there is some of the records and files scattered over the State, and possibly outside of the State. I think it is only fair to assume from the evidence that has been introduced so far that the various members of the Commission have part of these records, the Architects have part of them, possibly the contractors have part of them, and the Secretary has part of them. It seems to me that the Capitol Building Commission is as much as part of the State of North Dakota as one of its Departments, as the Secretary of State is, and the State Treasurer, and we ought to take some action, I think to make provision for providing a permanent resting place for these files and records.

I, therefore, move you, Mr. Chairman, that the Attorney for this Committee be instructed to prepare the necessary demands to be made on the various members of the Commission, and architects and contractors, in fact anybody that had any connection whatever, with the building of this Capitol Building, that they immediately return to the Secretary's office at Bismarck all the files and records relating to the business of the Capitol Building Commission, and that they be permanently left in the Secretary's office. I make that as a motion.

Representative Flannigan: I second the motion.

Senator Matthaei: Any remarks? Have you, gentlemen, heard the motion? All in favor of that motion manifest by saying "aye." Opposed—The Motion is carried.

The Public Hearing adjourned at 10:15 o'clock A. M., February 3rd, 1933.

Representative Peterson: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You have heard the motion. All in favor manifest by saying "aye." Motion carried.

The Committee adjourned to convene at 8:00 o'clock tomorrow morning.

Dated February 3rd, 1933.

Secretary Flannigan: I would like to move at this time that the daily rate of pay for Miss Wolters from the date of employment will be at the rate of \$5.00 per day.

Senator Bangert: I second the motion.

Chairman Matthaei: You have heard the motion. All in favor of that motion manifest by saying "aye."

Motion carried.

The Secretary, Mr. Flannigan, brought up the matter of the pay roll. This was discussed to some extent, including the amounts expended and to whom paid.

The matter of witness fees was also discussed and the following motion made:

Senator Bangert: I move now that this Committee do not pay witness fees or expenses to any witnesses who are on the State pay roll. We will pay those witnesses coming outside of the City and allow them their expenses. I move that they who are on the State pay roll do not receive any fees for the reason that they are supposed to furnish us with that information.

Senator Brunsdale: I second that motion.

Chairman Matthaei: You have heard the motion. All in favor manifest by saying "aye." Motion carried.

(Twelfth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 4, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present. The Attorney, E. R. Sinkler, the reporter, the Attorney General, A. J. Gronna, and the stenographer are also present.

The Secretary will read the Minutes of the previous day.

Minutes of the Eleventh Day read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Mr. Sinkler: With respect to the Resolution that was passed yesterday, I have complied with that Resolution and have the letters prepared and ready to mail out. I will file a copy of this letter with the Secretary.

Secretary Flannigan: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Senator Brunsdale: I second that motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaei announced that all members of the Committee were present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until Monday morning at 8:00 o'clock A. M.

Senator Brunsdale: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the Public Hearing at 10:20 o'clock A. M., February 4th, 1933.

(Thirteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 6, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present. The Attorney, E. R. Sinkler, the Attorney General, A. J. Gronna, the reporter and the stenographer are also present.

The Secretary will read the Minutes of the previous Meeting.

Minutes of the Twelfth meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

The matter of employees and witnesses was discussed to some extent.

Secretary Flannigan: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Senator Brunsdale: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaei announced that all members of the Committee were present, including the Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna and that the hearing would now proceed.

Senator Brunsdale: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Flannigan: I second that motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the Public Hearing at 10:00 o'clock A. M., February 6th, 1933.

Dated February 6th, 1933.

(Fourteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 7, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present with the exception of Representative Peterson. The Attorney, E. R. Sinkler, the Attorney General, A. J. Gronna, the reporter and the stenographer are also present.

The Secretary will read the Minutes of the previous Meeting.

Minutes of the Thirteenth Meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Mr. Deeter, the architect and technical advisor, was called in and the matter of concrete testing was discussed.

Senator Brunsdale: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Holthusen: I second the motion:

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaei announced that all members of the Committee were present, except Representative Peterson. Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, are also present, and the hearing would now proceed.

Senator Brunsdale: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Senator Bangert: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the Public Hearing at 10:20 o'clock A. M., February 7th, 1933.

Dated February 7th, 1933.

(Fifteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 8th, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present with the exception of Representative Peterson. The Attorney, E. R. Sinkler, the Attorney General, A. J. Gronna, the reporter and the stenographer are present.

The Secretary will read the Minutes of the previous Meeting.

Minutes of the Fourteenth Meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Representative Peterson appeared at this time.

Chairman Matthaei: Is there anything else to come before the Committee at this time?

Senator Brunsdale: I make a motion that we pay Mr. Deeter off as his services are no longer needed.

Secretary Flannigan: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Representative Lillehaugen: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Holthusen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:20 o'clock A. M. where Chairman Matthaei announced that all members of the Committee were present, including the Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the public hearing at 10:00 o'clock A. M., February 8th, 1933.
Dated February 8th, 1933.

(Sixteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 9th 1933 at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present. The Attorney, E. R. Sinkler, the reporter and the stenographer are also present.

The Secretary will read the Minutes of the previous Meeting.

Minutes of the Fifteenth Meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Attorney General, A. J. Gronna, appeared at this time.

Chairman Matthaei: Is there anything else to come before the Committee at this time?

Senator Bangert: I move that we go into executive session.

Secretary Flannigan: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Senator Bangert: Mr. Chairman, we being in executive session and it appearing that there has been some discussion with reference to whether or not the Members of the Capitol Building Commission should be permitted to take the stand,

I MOVE YOU, that the Attorney be instructed to advise the Members of the Capitol Building Commission that if they have overlooked any questions they wish to ask witnesses who have already been on the stand, that they submit such questions in writing for the consideration of this Committee, and that if they desire to offer any rebuttal on any points under consideration, and upon which evidence has been offered, or if they desire to offer any evidence not in rebuttal, but which will give this Committee information with reference to the matter under investigation, the Attorney advise them to submit to this Committee in writing a statement in the nature of an Offer of Proof, so that it may be considered by the Committee.

Representative Peterson: I second the motion.

Senator Matthaei: You heard the motion, is there any discussion?

Senator Brunsdale: Under that motion for example, no member of the commission would be permitted of his own accord, to take the stand to answer any questions we might want to ask them.

Senator Bangert: On that I would say the rule provides that the attorney may call any witnesses he desires, with the consent of the Chairman. My recollection is the rule provides that any member of the committee may call witnesses with the consent of the Chairman.

Chairman Matthaei: That wouldn't preclude members of this committee from calling any members of the commission if he has the Chairman's consent. The reason that I think we ought to go a little careful here is that we advertised to the world at the time this Resolution was introduced our position that we were going to be fair; that it was merely a fact finding committee and that we were going to deal fairly with all parties and if the evidence indicated that the Commission was to be blamed, we will put what blame the evidence showed on them, and if we found that things were not as rumored and generally believed, that they would get a recommendation or be "white washed" so to speak, and I think we gave the impression generally that this was not going to be a star chamber proceeding. Of course if we don't want to give people against whom serious charges have been

lodged here a fair opportunity to show here from what evidence has placed them in the wrong light I am telling you this Committee is going to get into mighty awful bad disrepute throughout the State.

Senator Bangert: In response to that, I wish to say that offers in the nature of proof in court are as old as court trials and courts have never been placed in bad repute because certain offers were either received or rejected. This committee cannot pass in advance upon what evidence they are going to receive and what they are not going to receive until they have an offer showing what that evidence is to be. I am with you to give every man a full hearing and a fair trial, but I can readily see if we don't know in advance whether or not evidence is pertinent, whether it has any bearing on the matter under consideration, whether it is either in the nature of rebuttal or opening up new fields, we are liable to get into difficulty among ourselves as to whether any evidence ought to be received or rejected. I am going to say I am going to be as liberal as anyone in receiving any evidence if it touches upon the question under consideration.

Representative Flannigan: Mr. Chairman, as I understand Mr. Bangert's motion, it does not preclude putting the Capitol Commissioners on the stand if we desire to do so. It does decide how we shall take the rebuttal testimony if there is any offered and any testimony which could be considered not in rebuttal but pertinent to the question and which we overlooked and bring to the surface through examination by their voluntary offering such information to the committee. I think we should go on now with this motion—either for or against it—and adjourn to the court room and proceed with the hearing and then we will have an executive session after this public hearing today at which time the attorney can notify their attorney to get in readiness any questions he may care to put for our consideration and settle the question as to whether or not we want the Capitol Commissioners themselves to be placed as witnesses under our examination at a later date. I don't know for sure whether or not there is any new information that we can get from these Capitol Commissioners. If not, there would be no more reason for calling them as witnesses than it would be for calling in some of the other people who are more or less connected with building the Capitol for the State Government. We are here as a fact finding Committee to determine the how, and when and wherefore of this contract. We have done it thru their representatives to the best of our ability. If they have any other evidence to offer, they may do so and the Committee will take it into consideration. I think right now we should go ahead with our public hearing so we can be done with this work before the end of the week.

Senator Brunsdale: This motion of yours, Senator Bangert, covers rebuttal testimony and any new evidence they want to present.

Senator Bangert: Yes, sir.

Senator Brunsdale: The only thing that enters my mind is that they would submit something to begin with or if they did submit for example part of what they want to offer, and then wanted to ask something else, we would have to have a meeting and determine on that. They may want to hear something while that is going on and we would have to adjourn from the public hearing.

Senator Bangert: They could submit the question to the Chairman, only they would submit it verbally instead of in writing.

Representative Flannigan: That is why I would be opposed to that form of procedure is exactly that one reason. We open that up and they started from the beginning and immediately rebutt every solitary bit of testimony that has been admitted. In sustaining their evidence they would offer new evidence of all sorts which we would have to cross examine on in order to bring out the facts. These men had a right on the stand to tell the truth and they purported to tell the truth, the reason for doing their actions so far as the actions itself are concerned, is immaterial, as I see it. The actions which have been done are to be decided upon by us as to whether or not they were properly and legally or what other way you wish to say it—morally performed, in fulfilling this trust imposed upon them as Capitol Building Commissioners, irregardless of what passed in their minds as to why they done it. The question before us is not before the jury which would be in the case if you brought the testimony in on rebuttal. It is before us as a fact finding committee. Did they perform their work efficiently and economically or not or in a moral sense to the state at large, if they did, they have a clear bill of health, if they didn't then they have a certain amount of criticism to be placed upon them.

Senator Bangert: I will go a step farther than that and say if the records show they hadn't complied with the law, any amount of explanation on their part, won't make any difference as far as this Committee is concerned. If they desire to go farther and explain that matter they will have to go to the body for whom we are responsible—that is the Legislature.

Representative Flannigan: Here is just an example of just what you may expect: "May Keep Bangs,/Conklin off Stand, Rift Develops in Probe Body on Treatment of Two Builders. Investigators Far From Satisfied With Trend Quiz Has Taken." Then in going in here "The fact became known Monday as it was learned all has not gone smoothly in the committee insofar as the five league investigators are concerned." Who in the hell told them anything like that? Where have we had anything besides what we had across this table here? I want to say—Mr. H. D. Paulson if he was in the room I would take the little runt by the back of the neck and put his head out of the window and tell him a few things he won't forget. That stuff makes me sick.

"A rift has been discovered in the five league investigators." Personally, if it has it is only between four because I haven't had any connection with it. Now we pull these people out of the sticks and put them on the stand and here they would have three pages in the Fargo Forum telling you where you are all wet.

Representative Peterson: It seems to me that this Board will have to draw its own conclusions from the documents in evidence anyway and then it isn't really a question of fact at all, it is from the documents—they are a public matter, aren't they?

Chairman Matthaei: Whatever has been introduced.

Attorney Sinkler: Every record has been introduced.

Senator Brunsdale: That is true enough but it is hard for a Committee of seven to have access to study the records. According to the rule No. 3, I see any member of the Committee can have any person subpoenaed, but I don't presume that means they can put any person on the stand, but we can try out this method.

Senator Bangert: It is just exactly like you were associate counsel with Mr. Sinkler. You say to him "I have a witness that knows something." He is to examine him. He said "Bring your witness along, let's talk to him and see what he knows." Let them tell us what they have to offer in evidence.

Senator Matthaei: You heard the motion, all in favor of that motion, manifest by raising their right hand. (Six Members raised right hand.) Opposed? Carried.

Chairman Matthaei: I might say Mr. Davis handed me a list of six questions of which he wanted to be asked in regard to testimony of day before yesterday by Mr. Deeter relative to the 29% saving and whether or not the State benefited in it and whether or not they have complied with plans and specifications and how did you estimate the amount of the cement which would be required and whether there would be any likelihood of a saving of cement and as to the complying with the requirements and the specifications of storing the test cylinders.

Senator Bangert: I have no objections.

Attorney Sinkler: We can call him right on the stand and ask him those questions.

Senator Brunsdale: I move that we dissolve the executive session and adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Senator Bangert: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:45 o'clock A. M. where Chairman Matthaai announced that all members of the Committee are present, including the Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Senator Brunsdale: I second the motion.

Chairman Matthaai: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the public hearing at 10:00 o'clock A. M., February 9th, 1933.

Dated February 9th, 1933.

(Seventeenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 10th, 1933, at 8:00 o'clock A. M.

Chairman Matthaai: The Committee will come to order.

Let the record show that all members of the Committee are present, including the Attorney, E. R. Sinkler, the reporter and the stenographer.

The Secretary will read the Minutes of the previous day.

Minutes of the Sixteenth Meeting read by the Secretary.

Attorney General, A. J. Gronna, appeared at this time.

Chairman Matthaai: You have heard the reading of the Minutes, are there any objections, corrections or alterations?

Senator Brunsdale: I make a motion that the Minutes stand approved as read.

Senator Bangert: I second the motion.

Chairman Matthaai: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

There was some discussion of the serving of subpoenas on various parties.

Senator Brunsdale: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Peterson: I second the motion.

Chairman Matthaai: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:30 o'clock A. M. where Chairman Matthaei announced that all members of the Committee are present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the public hearing at 10:00 o'clock A. M., February 10th, 1933.
Dated February 10th, 1933.

(Eighteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 11th, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the Attorney, E. R. Sinkler, the reporter and the stenographer.

The Secretary will read the Minutes of the previous day.

Minutes of the Seventeenth Meeting read by the Secretary.

Attorney General, A. J. Gronna, appeared at this time.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not the Minutes will stand approved as read.

There was considerable discussion at this time relative to calling different witnesses to the stand, which transcript is attached to these Minutes and made a part of same.

Senator Brunsdale: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Holthusen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:40 o'clock A. M. where Chairman Matthaei announced that all members of the Committee are present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until Tuesday morning at 8:00 o'clock A. M.

Senator Brunsdale: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee dissolved from the public hearing at 10:00 o'clock A. M., February 11th, 1933.

Dated February 11th, 1933.

Representative Peterson: I move that we go into discussion when this is going to terminate—what we are going to do about our findings. For myself, I can't see any need for proceeding with this matter much further. I think we have discovered what we are going to discover and I think we should come to a decision at this time.

Mr. Sinkler: I have this morning a report from the Governor's Contingent Fund with respect to the amount of money spent by him in the laying of the cornerstone amounting to \$1191.00. Then I got some reports from the Auditor with respect to the expenses that have been charged up to the State of North Dakota by Lundoff-Bicknell Company for travelling, and feed and sustenance and things like that.

Chairman Matthaei: Any other members got anything they want to bring out

Senator Brunsdale: I want to bring out what I had in mind yesterday. We haven't covered some ground. I still want to renew my request—that a couple of men be subpoenaed; not under the Resolution but I think we don't have any other purpose than to get all of the facts.

Senator Bangert: Do you know, Senator Brunsdale, what they are going to testify to or testify on?

Senator Brunsdale: No, they haven't told me.

Senator Bangert: Of course, if they don't present any statement of what they want to testify about

Senator Brunsdale: I am interested, of course, in some more provisions of the contract. We heard this side and the other side and I think we should get some other information on that.

Chairman Matthaei: Personally, I would like to call Mr. Bangs to explain that contract.

Senator Brunsdale: You mean we couldn't understand it? I think I have an understanding of it but there are a couple of features of it I would like to have explained more definitely. I think for the good of the whole Committee that that contract should be gone into.

Senator Bangert: Do you think you understand it?

Senator Brunsdale: Yes, I think I do.

Senator Bangert: Then Mr. Peterson's proposition will be postponed for quite awhile, I imagine.

Senator Brunsdale: I don't want to drag it out. If we had a couple of hearings on that, I think we could tell.

Representative Peterson: Here is the way that I look at it. I think the written record there is enough extravagance and recklessness and waste of money to justify us in taking steps to remove that Capitol Commission and in that event, we can go on with the auditing of the records. There is enough from the record to justify it in my estimation.

Chairman Matthaehi: My position is that they are entitled to take the stand if they want to. I still maintain if they don't we will be subject to just lots and lots of criticism.

Representative Flannigan: We are subject to that now.

Chairman Matthaehi: It seems to me if Mr. Brunsdale or anyone else wants to put Mr. Bangs or anyone else on the stand we should do that the same as we called any other witness.

Senator Brunsdale: Nevertheless you could ask someone to explain this contract.

Senator Bangert: I would like to ask now in view of the fact Senator Brunsdale suggests that we call Mr. Bangs to explain the contract, I would like to ask him if he talked to Mr. Bangs to know if Mr. Bangs understands this contract any better than anybody else.

Chairman Matthaehi: I don't think that any member of this Committee has to be cross-examined here to be allowed to avail himself of his right to call a witness.

Senator Brunsdale: Under Rule 3, I have a right to request that anybody be subpoenaed as witness. It is under that Rule I am making this request.

Senator Bangert: The same Rule provides that the attorney is the man who should do the examining. The attorney is to conduct the examination. The attorney should know what the witness is going to testify about so he can conduct an intelligent examination.

Senator Brunsdale: Under the Rules anybody can ask a question.

Chairman Matthaehi: That certainly has been the practice.

Representative Lillehaugen: I think we should limit their time, so it wouldn't be taking days.

Chairman Matthaehi: We have had the DeRemers 18 or 20 days on these subpoenas.

Senator Brunsdale: We have wasted a lot of time. I think we could take a few more days.

Senator Bangert: The last two days we had an example of what it means to start asking witnesses questions without knowing what they are going to testify about.

Senator Brunsdale: We got some information out of them at that.

Representative Flannigan: If you want to go down the line and grab off the rough stuff, we can make it bad for them.

Senator Brunsdale: I want to find out all there is to find out.

Senator Bangert: I feel this way, Senator Brunsdale, if I have a witness that is going to testify to anything, I wouldn't hesitate to tell this Committee what he is going to testify about.

Senator Brunsdale: I wouldn't either, but they had charge of these affairs and certainly should know something about them.

Senator Bangert: They have every opportunity to present their statement of what they are going to testify about.

Senator Brunsdale: We asked them to submit an Offer of Proof. I don't know how long a time it would take them to make it.

Senator Bangert: In other words you want the Committee to override the Resolution.

Chairman Matthaei: My position is if they would come in voluntarily and testify they must come in under that Resolution, but certainly no member of this Committee had dispensed with his prerogative to call a witness and if Senator Brunsdale, or Lillehaugen, or Peterson, or yourself, or Mr. Holthusen, or Mr. Flannigan, or myself want to put Mr. Bangs on the witness stand, I can see no good reason why he shouldn't have that opportunity.

Senator Bangert: Just provided that the member who is calling the witness would give this Committee some reason for calling the witness and tell us what he knows the witness is going to testify about.

Senator Brunsdale: Under the Rules that is not required.

Senator Bangert: Under every courtesy in the world that should be required.

Chairman Matthaei: No member has been obliged to come under that Rule until today.

Senator Bangert: I don't know of any Member who has called a witness outside of the attorney. Who called a witness outside of the attorney? I don't think anyone outside of the attorney has called a witness.

Senator Brunsdale: I guess there has been suggestions made here on who we should call or can't call.

Senator Bangert: I haven't called any—I haven't suggested any.

Senator Brunsdale: The Members of the Capitol Commission had charge of these things and if anyone should know what they have done, they should.

Senator Bangert: Absolutely.

Senator Brunsdale: I don't see any reason why they shouldn't be put on the stand and asked questions in regard to these transactions and the working of this contract and these different changes in the plans. Certainly they if anybody should be able to give us that information.

Senator Bangert: Correct, and they should submit the proposition to us if they have any explanation they want to make, and they haven't done it.

Senator Brunsdale: I look at it from the other side, that we desire that information and it is for that reason, I have made the request.

Senator Bangert: I tell you frankly as far as I am concerned, I don't care if you fellows want to put them on the stand and give us the right to cross-examine them.

Representative Peterson: I can't see any reason to drag this thing out. As far as I am concerned, I think we should make a report to the Legislature and then if they see fit to take the necessary steps to remove this Capitol Commission and put in another Capitol Commission, then the next logical thing would be an audit of everything and we will have all the accounts and all the contracts and everything in our hands. From the standpoint of taking care of the thing from the State's standpoint, in the economy of handling it, it seems to me that that is the logical thing to do.

Senator Brunsdale: Well, I made my request.

Senator Bangert: You requested calling Mr. Bangs or any other witness if he is willing and I anticipate that he will be placed on the witness stand. We might as well try it out right here. If we are going to proceed in this way.

Representative Flannigan: I will make my position clear. * * * He said it is a public record. The boys will go on the stand and I won't put up with any dilatory tactics. If you use the question and answer system, it will be alright with me. If you don't use that, understand I am not going to listen to any hour and a half speech. Don't think we are going to do that at \$84.00 a day. Just limit them to the question and answer system. It will be the question and answer system * * *.

Senator Bangert: If we ask a question such as "You tell us why you entered into this contract."

Representative Flannigan: That is immaterial. The question and answer system is what it is going to be. That

is what we went by until the last day or two. While we got some information, it cost us a lot of money.

Senator Brunsdale: At the same time you can get a lot of information.

Chairman Matthaei: We will limit it to the question and answer method. I think the Rules provide for that.

(Nineteenth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 14th, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the Attorney, E. R. Sinkler, A. J. Gronna, Attorney General, the reporter and the stenographer.

The Secretary will read the Minutes of the previous day.

Minutes of the Eighteenth Meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Considerable discussion was had at this time regarding contracts and labor.

Senator Brunsdale: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Senator Bangert: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:40 o'clock A. M., where Chairman Matthaei announced that all members of the Committee are present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

Senator Bangert: I move that we adjourn until tomorrow morning at 8:00 o'clock A. M.

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The committee dissolved from the public hearing at 10:00 o'clock A. M., February 14th, 1933.

Dated February 14th, 1933.

(Twentieth Meeting)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 15th, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the Attorney, E. R. Sinkler, the Attorney General, A. J. Gronna, and the stenographer.

The Secretary will read the Minutes of the previous day.

Minutes of the Nineteenth Meeting read by the Secretary.

Chairman Matthaei: You have heard the reading of the Minutes, are there any objections, corrections or alterations? If not, the Minutes will stand approved as read.

Anything else to come before the Committee at this time?

Mr. Sinkler: It will take only a very short time for the testimony that I have for today. The testimony that will be introduced this morning, as far as I am concerned now, is the testimony of the Prince Hotel with reference to the expense account of Norris and I thought probably we ought to call Conklin to the witness stand; and whether we call Bangs or not, I would decide after Conklin was on the stand. If we do call them in that way, it is going to take a lot longer and you people ought to decide that matter.

Considerable discussion was held at this time regarding the calling of witnesses and to what they would testify.

Senator Bangert: I move you now that if any member of this Committee has any witnesses he wishes to call or any facts he wishes to elicit from such witnesses, he be required to disclose to this committee the witness he wishes to call and the points upon which he wishes to interrogate the witness.

Representative Flannigan: I second the motion.

Senator Matthaei: I decline to put the motion for the reason that it is not compatible with the rules of this committee.

Representative Flannigan: I move as an amendment to Mr. Bangert's motion that the rules be suspended.

Senator Brunsdale: In other words, you move an amendment to the rules to that extent?

Senator Matthaei: I can't think that a member of this Committee should be subjected to the restraint in the calling of a witness.

In voting on the Motion, Flannigan, Bangert, Lillehaugen, and Peterson voted in the affirmative and Brunsdale, Matthaei and Holthusen in the negative.

Senator Brunsdale: My only comment is that it hasn't been done heretofore. I don't see why it should be invoked now.

Senator Bangert: Heretofore, the only witnesses which have been called, have been called by the Attorney. There hasn't been any members of the Committee called any witnesses.

Senator Brunsdale: At the same time, any member that has been questioning hasn't been compelled before hand to submit to the Committee what would be asked.

Senator Bangert: The same privileges have been extended to all members of the Committee. If the Attorney wishes to call the witness, then under the procedure which has been adopted, any member would have the right to interrogate the witness. The Attorney is entitled to know and the Committee is entitled to know what he is going to be interrogated about.

Senator Brunsdale: Well, I am not going to submit any statement as to what I am going to ask because that is something I can't very well do and I don't think I want to exercise my right under the Resolution and Rules to call witnesses, if I have to submit everything.

Chairman Matthaei: As Chairman, I would still hold that if you ask for a witness in there, regardless of this Motion, the Rule still holds.

Representative Peterson: I move that we re-convene after the public hearing.

Representative Flannigan: I second the motion.

Chairman Matthaei: You have heard the motion. All in favor manifest by saying "aye." Motion carried.

Senator Bangert: I move that we adjourn to the Court Room for the public hearing where the record will be continued by the reporter.

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Committee adjourned to the Court Room at 8:40 o'clock A. M., where Chairman Matthaei announced that all members of the Committee are present, including Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna, and that the hearing would now proceed.

The following witnesses were called by E. R. Sinkler and testified, to-wit: Carroll Ligon, F. L. Anders and Roy Janz.

Representative Flannigan: I make a motion that the Committee adjourn from the public hearing.

Mr. Thorpe arose and addressed the Committee.

Chairman Matthaei: Mr. Thorpe, have you any written facts to submit to this Committee as to what your Offer of Proof would contain for consideration by this Committee?

Mr. Thorpe began reading.

Senator Bangert: I move that he submit his proposition in writing to this Committee and the Committee in return will pass on it.

Representative Flannigan: I second the motion.

Bangert, Flannigan, Lillehaugen, Peterson voted in the affirmative and Brunsdale and Holthusen voted in the negative.

A motion was made to retire to the Counsel Room to consider the statement presented by Mr. Thorpe.

Representative Peterson: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

The Capitol Investigating Committee re-convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 15th, 1933, at 10:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including the Attorney, E. R. Sinkler, and the Attorney General, A. J. Gronna.

Chairman Matthaei: Here is the communication handed me by Mr. Thorpe, as counsel for Conklin and Bangs. The Chairman read the communication, which is hereto attached and marked Exhibit "A."

Senator Bangert: I move you that the communication be received and made a part of the record and printed with the balance of the record.

Representative Peterson: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye." Motion carried.

Under the Rule adopted this morning, I don't see any * * *

Chairman Matthaei: I think we are bound by the Rules as long as they haven't been modified.

Senator Bangert: You look at the Rules and you will find that they can be changed.

Mr. Sinkler: In regard to an Offer of Proof, I could certainly dictate in a very short time a large amount of evidence that it wouldn't take me very long doing that. It seems to me this communication hasn't been brought here in good faith. It is trying to put the Committee in a bad light to the people of the State of North Dakota—and for no other purpose—it is an insult to the Committee.

Representative Peterson: Do you think the hearing has gone far enough so that you can make an intelligent report?

Mr. Sinkler: The entire matter is a matter of record—records that they themselves have made, save and except

with respect to the hotel documents—those charges may not be true but outside of that all records were made by the Capitol Commission themselves. There is one exception and that is the testimony of DeRemer that Bangs came down there and did certain things. The testimony of Newton is that of an outsider; testimony of the Deputy Auditor with respect to anticipated certificates. I can't think any of those things are untrue.

Representative Peterson: At any rate any decision that this Board arrived at or the House and Senate arrives at would not be based only on testimony but written facts and figures out of their own records that are equally fair to them or us.

Mr. Sinkler: I don't see how they can change them.

Senator Bangert: They have defied us.

Representative Flannigan: I don't see why they won't submit an Offer of Proof and let us decide on that Offer of Proof, Mr. Brunsdale, do you or do you not wish to call any witnesses to the stand?

Senator Brunsdale: I just said I didn't care to do it, under the present Rule adopted.

Chairman Matthaei: If he doesn't want to—I want to. I desire to call both Mr. Bangs and Mr. Conklin.

Senator Brunsdale: You will have to submit to what they will testify?

Chairman Matthaei: No.

Representative Flannigan: Do you figure on complying with the Rules?

Chairman Matthaei: I don't think the Rules cover that.

Senator Bangert: I move that the Rules be suspended and if members of this Committee wish to call any witnesses that he disclose to this Committee the names of witnesses he wishes to call and points upon which he wishes to interrogate the witness.

Representative Flannigan: I second the motion.

Chairman Matthaei: You have heard the motion to suspend the Rules. All members in favor of that motion to suspend the Rules, raise their right hands.

Representative Flannigan: * * * suspend the Rules and the motion of Mr. Bangert that we are now voting upon.

Senator Brunsdale: In other words, you are amending Rule 3 we have adopted heretofore for the purpose of invoking another Rule?

Chairman Matthaei: All in favor of that motion to suspend Rules and requiring any member of the Committee who wishes to call witnesses to first submit the name of the

witness, the matter upon which he intends to interrogate the witnesses by first submitting to the Committee for its approval and for them to pass upon the advisability of calling such witness, all in favor of that, raise their right hand.

Bangert, Peterson, Lillehaugen, Flannigan voted in the affirmative and Brunsdale, Matthaei and Holthusen voted in the negative.

Representative Flannigan: Senator Matthaei, will you now submit to the Committee the names of the witnesses you wish to call and also the matter upon which you wish to interrogate them so that this Committee may pass upon the advisability of calling such witnesses and either approve or disapprove.

Chairman Matthaei: You have made a new rule here. You have shorn individual members of this Committee of their prerogative to calling witnesses and certainly it occurs to me that it is only reasonably fair to permit one to be given at least until tomorrow morning to comply with that new Rule.

Senator Brunsdale: I think so, too.

Representative Flannigan: Would that be the only valid reason that you would have to delay that matter one day; the one you wish to call and the one you wish to interrogate the witness on?

Chairman Matthaei: I have made my request, and I don't know that it is necessary to bring up any further discussion.

Representative Flannigan: I have spent time here for 18 meetings and I believe at all times as the meetings progressed, I felt competent and qualified in my own mind what I wished to do during the time the meetings were held insofar as the Resolution regarding the authority of this Committee was concerned. I believe our business is practically finished. Our rules gave the opposition, if such it may be called, the same length of time to offer proof in rebuttal, or any new evidence that we have had to determine what we have found, and if such a procedure as you now suggest would be considered, new developments such as we have no control over and might or might not be pertinent to the Committee's business could develop if this request is granted. In this instant each individual would be entitled to go on and get 24 hours in which to collect his thoughts. I don't believe we have any time definitely set up.

Representative Peterson: I would like to make a motion that we publicly terminate these hearings unless something is filed by tomorrow morning to cause us to revoke our motion and re-open the public hearings.

Representative Flannigan: I second the motion.

Chairman Matthaei: I wish to say this, gentlemen, that each member of this Committee is entitled to the prerogative to call such witnesses as he wishes to interrogate; also in conformity with the Rules and the spirit of the Resolution that was adopted by the Legislature creating the Committee; and that these Rules have not been vitiated by way of any motions or Resolutions that this Committee has sought to adopt; and that any motion or action by this Committee at this time foreclosing the prerogative of any member of this Committee or any member of the Capitol Commission against whom these proceedings have been directed, has the right to examine any witness he desires. Other action is contrary to the Resolution creating this Committee and the Rules of it; that such action is also contrary to the principal of fair play, common decency and honesty and I object vigorously to such high-handed star-chamber proceedings that violate every American principal which permits inferences and accusations to be directed against men without allowing either member of this Committee to call a witness to be heard or a member of the Commission to be heard by this Committee. I cannot be a participant in such action. I feel the motion unwarranted so I must decline to put the motion.

Senator Bangert: Then as Vice-chairman of this Committee, I will place the motion.

Flannigan, Lillehaugen, Peterson and Bangert voted in the affirmative. Holthusen and Brunsdale voted in the negative. The Chairman refused to vote on the ground that the motion was not proper at this time.

Senator Bangert: So far as I am personally concerned, I am perfectly willing to have the Legislature and public judge my action in this matter and I should be more than willing to submit the matter to the Legislature as to whether or not the Committee has been fair in its conduct.

Senator Brunsdale: My only comment is that I agree with the statement the Chairman has made and I voted against the motion because I want to register my opposition to this method of procedure.

Senator Bangert: I might say further, Mr. Brunsdale, that you have been registering your opposition pretty distinctly all the way thru.

Representative Flannigan: May I ask Mr. Brunsdale how he voted on the floor of the Senate on the Resolution creating this Committee?

Senator Brunsdale: I voted against the Resolution in the Senate for no other reason that I thought that the amount of money appropriated was too large. In support of that statement, I can say that in the Committee, I thought that the amount of the appropriation was considered too large. I voted for an appropriation of \$3,000.00. That is all I have to say.

Representative Flannigan: I move that this recessed meeting be considered Executive session.

Chairman Matthaei: You can make this an Executive session if you wish but what I have said here as to the refusal to the Committee to call Bangs and Conklin, I will tell the world what my position is.

Representative Flannigan: And if there are any leaks from this Executive Session and it gets into the newspapers, there is going to be another investigating committee and we are going to find out who gave out the information.

Senator Bangert: I second the motion.

The motion was put and carried.

Senator Bangert: I move that this Committee adjourn and meet again in Executive Session, Thursday morning, February 16th, 1933 at 8:00 o'clock A. M.

Representative Holthusen: I second the motion.

Chairman Matthaei: You have heard the motion, all in favor manifest by saying "aye". Motion carried.

The Committee dissolved from Executive Session at 10:35 o'clock A. M. February 15th, 1933.

Dated February 15th, 1933.

(Twenty-first Meeting)

(Executive Session)

CAPITOL INVESTIGATING COMMITTEE

The Capitol Investigating Committee convened at the Counsel Room of the Burleigh County Court House in Bismarck, North Dakota, February 16th, 1933, at 8:00 o'clock A. M.

Chairman Matthaei: The Committee will come to order. Let the record show that all members of the Committee are present, including Attorney E. R. Sinkler, and the stenographer and reporter.

The Secretary will read the Minutes of the previous day.

Minutes of the Twentieth Meeting read by the Secretary.

Chairman Matthaei: Any corrections or alterations?

Secretary Flannigan: I think there are.

Discussion was had as to whether the word "restraint" should be changed to "restriction," on page 2 in Line 18, but the Committee agreed to leave it stand as written.

Secretary Flannigan: There is another place on page 11, which says: "Representative Flannigan: And if there are any leaks from this executive session and it gets into the newspapers, there is going to be another investigating committee and we are going to find out who gave the informa-

tion." What I said was, "I will support a Resolution for another investigation," I didn't say there would be another investigation.

After considerable discussion, that paragraph was changed as follows:

Secretary Flannigan: I move that paragraph in there be amended by changing after the word newspaper, the following: "then I will support to the fullest extent of my ability another investigating committee."

Senator Bangert: Do you make that as a motion?

Secretary Flannigan: Yes.

Senator Bangert: Then, I second the motion.

Chairman Matthaehi: You have heard the motion to amend the Minutes. All in favor signify by saying "aye." Opposed? Motion carried. The Minutes will stand amended. Are there any further alterations or corrections? If not, the Minutes will stand approved as read and amended. What is the next matter to come before this Committee, gentlemen?

Senator Bangert: What about it Mr. Sinkler?

Mr. Sinkler: I am thru as far as I am concerned.

Senator Bangert: Any requests filed with you or with any member of the Committee?

Mr. Sinkler: None filed with me.

Chairman Matthaehi: No requests have been filed with me nor have I filed one but I wish to reiterate that it is my opinion that this Committee should call the two commissioners against whom these proceedings have been directed for the purpose of allowing them to take the witness stand if they so desire and to allow them to either explain, amplify or rebutt any of the testimony which has heretofore been given and particularly in reference to the interpretation of the contract as between the Capitol Building Commission and the Lundoff-Bicknell Company; the matter of the Lundoff-Bicknell Company furnishing to the Board of Capitol Commissioners unit prices; also as to the question of rentals of equipment; the matter of expenses that have been charged to the State—both by Lundoff-Bicknell Company and also by the various architects, and also in relation to the acceptance of the Lundoff-Bicknell bid and the rejection of the Moline bid. That is my request.

Senator Brunsdale I might ask what would be the attitude of this Committee asking questions along that line as have been suggested by the Chairman?

Attorney General, A. J. Gronna, appeared at this time.

Senator Bangert: Well, I think under the record as it stands now, I don't think any committeeman is required to express an attitude. The record stands now which was made yesterday.

Secretary Flannigan: You mean they have complied with the Rule?

Senator Bangert: They have not complied with the Rule and motions adopted yesterday.

Senator Brunsdale: I think that Senator Matthaei has in a way complied with the Rule in the motion which reads as follows: "Senator Bangert: I move you now that if any member of this Committee has any witnesses he wishes to call or any facts he wishes to elicit from such witnesses, he be required to disclose to this Committee the witness he wishes to call and the points upon which he wishes to interrogate the witness."

Senator Bangert: If you will turn to page 9.

Representative Peterson: I would like to make a motion that we publicly terminate these hearings unless something is filed by tomorrow morning to cause us to revoke our motion and re-open the public hearings."

Senator Brunsdale: Page 9?

Senator Bangert: Page 9. That is quite plain.

Secretary Flannigan: You have a list of those things there you want to ask them on? One in regard to * * *

Chairman Matthaei: Interpretation of the terms of the contract and the matter of unit prices.

Representative Peterson: It seems to me they have had ample opportunity to submit any unit prices. Mr. Sinkler has called upon them and nothing was produced. Why should they do it now if they didn't do it before?

Secretary Flannigan: Whether it is right or wrong is not for me to decide. My findings upon that matter would be that they have not submitted unit prices under this contract and the judge or jury, whoever is to try the case, will decide whether they are right or wrong. They didn't have any unit prices in their possession.

Senator Bangert: The architect was called and superintendent and they testified no unit prices were submitted—it wasn't customary, they said.

Discussion was had by the Committee as to calling Mr. Bangs and Mr. Conklin on the stand, and Secretary Flannigan suggested if they were called they be interrogated about bonds and insurance.

Senator Brunsdale: I move that we do call Mr. Bangs and Mr. Conklin and interrogate them along the lines as you and the Chairman have suggested.

Secretary Flannigan: The point I am getting at—the facts we now have are full and satisfactory as far as I am concerned and so far as the attorney says he is concerned and the fact that we might have rebuttal evidence in there

will lead us to further discussion and investigation and will lead the investigation on endlessly. I see no real importance in the point Mr. Matthaei wants to interrogate the witnesses on which is a point in question and which would be naturally a matter of difference of opinion but I think if the Committee cares to discuss it we can perhaps show in the written record the points he wishes to interrogate them on. If they care to submit anything in regard to those points they could have done so in writing. It would have been according to our Rules. We go in there and call those witnesses on the stand to-day. We would perhaps get half way thru with one of them and it will be the end of the week before we get thru with them. (To Brunsdale) You yourself voted for an expenditure of \$3000.00. It is going to fall short of being enough if we continue on. There is no use of spending it because we have got it. We tried to keep these expenses down, and I think we made a complete investigation as far as the Committee is concerned. If the Commissioners desire to offer any evidence they could have done so in an Offer and Proof. It shouldn't be so wrong in this investigation as it is done in Court proceedings. It seems it is a recognized fact for the attorneys to do that in Court Proceedings. If there is anything as Mr. Matthaei says there is, something absolutely untrue, I think it reflects on each member of the Committee, I hadn't thought of it before, "I object vigorously to this high-handed star chamber proceeding that violates every American Principal that permits inferences and accusations to be directed against men without allowing either member of this Committee to call a witness to be heard or a member of the Commission to be heard by this Committee." That part is not material. He says there have been inferences and accusations made. Only in that one instance had that taken place. That is where Mr. DeRemer said that Mr. Bangs came down and wanted him to do something unethical and you might say illegal. That was done under oath. I don't think anything done under oath is an inference or an accusation. I think you are absolutely wrong in stating there has been anything like that. I think it reflects on our integrity as members of this Committee to make a purported statement in the record that there has been inferences made. I think that should be retracted on your part, on the part of Mr. Matthaei, he made that statement yesterday. If those things in your estimation have been inferences and accusations that are untrue, there is a proper way of taking care of them without inferring that these things were allowed to go in this Committee under oath because I believe every word these men said under oath on the stand.

Chairman Matthaei: I reiterate that. I think that our conduct against men against whom these proceedings have been directed is not allowing them to take the witness stand and to either rebutt or explain the matters that have been presented against them is reprehensible and not in accordance with the spirit of what the Legislature intended when they created this investigating Committee.

Discussion was had regarding additional compensation for the Attorney.

Secretary Flannigan: I move at this time that the Rules be amended and that Mr. Sinkler be entitled to a further payment on the basis of \$25.00 per day for time used in excess of the limit of 15 days which we set as the expectant period of this investigation.

Representative Peterson: I second the motion.

Senator Brunsdale: How was that motion in the first place, \$50.00 a day not to exceed 15 days?

Secretary Flannigan: \$750.00.

Mr. Sinkler: May I say one word, Mr. Chairman?

Chairman Matthaai: Mr. Sinkler.

Mr. Sinkler: I came down here very early in this matter and spent about 8 days with Mr. DeRemer before this matter came up and my expenses are quite high and I think this has been dragged out considerably on account of the questions that have been asked—longer than I expected anyhow.

Chairman Matthaai: I was just wondering from the way the motion was made whether or not the moving party considered that I caused an unwarranted amount of delay?

Secretary Flannigan: I didn't say what caused the delay, I said on account of developments in the Committee. This extended further than what we originally estimated and I think that is partly due to—not on the part of any Committeeman, but I would say on the part of all of us. Just natural unforeseen events which came up that we had no control over.

Representative Holthusen: It shouldn't last over two days longer if we do put these two men on the stand.

Secretary Flannigan: That is problematical.

Representative Holthusen: I would limit it to that.

Senator Brunsdale: Did anyone second my motion? My motion was that we call Mr. Bangs and Mr. Conklin and interrogate them along the lines suggested by Mr. Matthaai.

Chairman Matthaai: Mr. Flannigan's motion is ahead of this one now. You will have to re-state your motion, if you want it to be put, after this matter is taken care of. You heard the motion made by Mr. Flannigan that the Committee allow the attorney, Mr. E. R. Sinkler, in addition to the \$750.00, \$25.00 per day for each day spent in this investigation since the fifteenth day. Is that approximately the motion.

Discussion regarding number of days.

Chairman Matthaai: Are there any further remarks? If not, those in favor of Mr. Flannigan's motion, signify by raising their right hand.

Representatives Peterson, Lillehaugen, Holthusen, Flannigan and Senator Bangert voted in the affirmative.

Opposed: Senator Brunsdale.

Senator Brunsdale: I think \$750.00 is a good price.

Chairman Matthaei: On that basis, does that mean for the days engaged in public hearings or is that going to carry on until we get thru with our Findings and Conclusions, and does it or does it not include the Holy Sabbath?

Senator Bangert: Your findings are a whole lot more difficult job than your public hearings.

Secretary Flannigan: We show here in the first meeting that we hired Mr. Sinkler.

Chairman Matthaei: Read the Minutes.

Minutes of the first days meeting read in part by the Secretary, regarding the hiring of Mr. Sinkler as Attorney.

Senator Brunsdale: The 23rd of January?

Secretary Flannigan: The 23rd of January is right. There is 25 days which have elapsed since that time.

Mr. Sinkler: So far as the Findings are concerned, I should think they could be finished in a couple of days. You know Mr. Matthaei, that it is a difficult job yourself.

Chairman Matthaei: Yes, I do, you bet your life. And I was wondering if there was any limit as to the time this \$25.00 a day or wasn't there intended? How do we know when his time is up?

Secretary Flannigan: The way to terminate that is to do away with the public hearing as soon as possible. The Attorney has told us yesterday that he finished with all evidence he cared to receive. It is up to us now.

Chairman Matthaei: How about your man Janz?

Secretary Flannigan: We will release him to-day. We don't need to keep him for the Findings, do we, Mr. Sinkler?

Mr. Sinkler: No, I've all the records. There is going to be a lot of work getting those records.

Chairman Matthaei: Well, here, the Chairman and the Secretary have to sign the order for the claim, I assume. I take it this includes Sundays as well as every other day.

Senator Bangert: It certainly ought to in this case.

Discussion here as to work that was done on Sunday.

Mr. Sinkler: I would like to inquire if you want the Minutes attached to the report that you are going to submit? I think they should be myself—all the Minutes of the Meetings.

Senator Bangert: I am certainly willing to have them attached.

Secretary Flannigan: I move that we attach the Minutes of the Meetings to the Findings and Conclusions of the Committee report and made a part of the record thereof.

Chairman Matthaei: You make that as a motion?

Secretary Flannigan: Yes.

Chairman Matthaei: Is there a second to that?

Representative Lillehaugen: I second the motion.

Chairman Matthaei: You heard the motion that the Minutes be attached to the record as part of the Findings to be submitted—to be attached as part of the record when the Findings are submitted to the Legislature. All in favor manifest by saying "aye." Opposed? Carried unanimously.

Senator Bangert: Now, Mr. Chairman, I move you in view of the fact that we spent an hour * * *

Senator Brunsdale: I renew my motion.

Senator Bangert: What is your motion?

Chairman Matthaei: He has a motion.

Senator Brunsdale: The motion I made was that we call Mr. Bangs and Mr. Conklin and interrogate them along the lines suggested by the Chairman and Mr. Flannigan.

Representative Holthusen: I second the motion.

Senator Bangert: I move as a substitute motion that we do not call these witnesses for the reason that they have not complied with our Rules. No requests have been filed and no good reason shown this morning why we should revoke the action taken yesterday with reference to closing the public hearings.

Chairman Matthaei: Gentlemen, you heard the substitute motion.

Secretary Flannigan: I second the motion.

Chairman Matthaei: All in favor of the substitute motion, signify by raising their right hand.

Senator Bangert, Representatives Flannigan, Peterson, Lillehaugen voted in the affirmative. Those opposed to the substitute motion, raise their right hands. Senators Brunsdale, Matthaei and Representative Holthusen.

Senator Bangert: Now, Mr. Chairman, I move you that the attorney be instructed to proceed forthwith and prepare for this Committee Findings as soon as possible—Findings and Conclusions as soon as possible.

Representative Flannigan: I second the motion.

Chairman Matthaei: You heard the motion. All in favor of that motion, manifest by saying "aye." Opposed? Carried unanimously.

Senator Bangert: Let's adjourn to sometime when the attorney can present his Findings.

Chairman Matthaei: How about adjourning to the call of the Chairman when advised by the Attorney?

Discussion was had regarding the public announcement to be made to the Commissioners and other people interested in the Court Room by Mr. Sinkler.

Senator Bangert: I move that we adjourn to the Court Room and after the public statement has been made, that we adjourn subject to the call of the Chairman.

Secretary Flannigan: I second the motion.

Chairman Matthaei: You have heard the motion. All in favor of that motion, manifest by saying "aye." Motion carried.

Dated February 16, 1933.

PUBLIC HEARINGS

All meetings at which testimony was taken were held in public at the Court Room of the Burleigh County Court House, at all of which meetings all of the members of the Committee attended except as set forth in the minutes. The Committee was at all times represented by E. R. Sinkler of Minot as attorney and Honorable A. J. Gronna, Attorney General of the State of North Dakota.

The work of the Committee consisted of examining a large number of contracts, reports, books, files and records, together with correspondence between members of the Capitol Building Commission and others. A complete record of all the testimony was made and a copy of such testimony is attached and made a part of this report.

NAMES OF WITNESSES EXAMINED

The names of witnesses examined by the Committee are as follows:

Joseph Bell DeRemer
Russell Deiter
Roy Janz
Carol Ligan
R. B. Lewis
H. S. Mattison
Gust Erickson
F. L. Anders
J. H. Newton
William Kurke
Herman A. Brocopp
A. M. Halstad
J. O. Lyngstad
Gilbert Semingson
Ira L. Rush
Charles Weigle
J. M. Davis
P. H. Butler
J. J. Murray
C. M. Norris
J. T. Murray
Mr. Lincoln

During all public hearings, George Thorp of Fargo appeared as Counsel for the Capitol Commissioners and all of the Commissioners were present at the hearings except for the first few days George Bangs was not present and after certain developments, G. A. Fraser resigned from the Capitol Commission and absented himself.

That during the course of the proceedings Mr. George Thorp had the right and privilege to request of the Chairman of the Committee that certain questions be propounded to the witness under examination, such request to be in writing. He did not avail himself of this privilege, but he on many occasions submitted oral questions to the Chairman, which questions were in turn propounded to the witness. He was in no case deprived of this right.

Written request that certain questions be propounded to witness were presented by J. M. Davis, Superintendent for the contractors, and he was given full opportunity to explain all matters he desired to explain.

A fair and conscientious examination and interpretation of the resolution leads this Committee to the belief and it was the intention of the Legislature that an open, public investigation should be had and that a fearless and careful scrutiny of the activities of the Capitol Building Commission should be made, regardless of the consequences to individuals; that this investigation should be conducted on a high plane, but, at the same time, no one should be protected if he had erred, nor should any one be censured unless deserving of censure. The Committee has not acted, nor has it been influenced in its deliberations, by partisanship, nor has it been swerved from the paths of duty by any criticism that may have appeared either in the public press or heard in hotel corridors. The Committee has worked in the spirit of harmony, and there has been no serious conflicts among the members as to the manner of conducting hearing, nor on other matters coming before the Committee. We have diligently sought facts throwing light on the matters we were directed to examine, and while we feel that the burden has been somewhat arduous, yet we are compensated in knowing that we have uncovered a state of facts that demands the attention of the legislative body of this State and the people of this great commonwealth.

Almost two years have elapsed since the enactment of the law which brought into being the body under investigation, and though more than twenty months have passed by since this Capitol Commission was organized, the results are not such as could have reasonably been expected, in great part due to the cumbersome machinery set up. The members are widely separated, one living in Grand Forks, one at Fargo and another having his residence at the State Capitol. By virtue of this condition and because the men who have acted on the Commission have their own affairs to attend to, there has been a slowing up of the work which would not have occurred had the members at all times been available for transaction of the necessary business of the Commission.

Not only are the members of the Commission widely separated, but the architects reside at great distances from each other. Architect, Joseph Bell DeRemer resides at Grand Forks, William Kurke at Fargo and the associate architects, Holabird and Root, who in reality are the architects, in Chicago. Practically all of the work has been done upon the architectural job by the Chicago architects. There is, however, an architect on the work here, one Mr. Lewis, who is the representative of all the architects.

CAPITOL COMMISSION ON WHEELS

There was no single place for the records of the Capitol Commission to be kept. The depository of the records of the Capitol Commission should be in the secretary's office at Bismarck. There should be a place where all of the records of the Commission are kept and a place where all meetings should be held. It appears that records have been kept at various places, and meetings held at Grand Forks, Yellowstone Park, Minneapolis, St. Paul, Chicago, Jamestown, Fargo and other places. The going to and coming from these places of meeting has cost the state large sums of money. Your Committee has made no attempt to verify the correctness of the charges, as there are no receipts attached to the vouchers presented showing that the amounts paid by the state, were in fact paid out by the Commissioners. All activities of the Board should be concentrated in one place so that quick decisions could be made and the work hurried to a final completion. All delays cost the state large sums of money. All overhead of the contractors go on regardless of whether the work proceeds or not. A great many of the records were kept in the office of Mr. Bangs at Grand Forks and it was necessary for the Committee to request the return of such records to the secretary's office at Bismarck.

ARCHITECTS: SELECTION OF

Original Contact With Architects.

In view of the fact that three firms of architects are serving the state, the members of the legislature will be interested in knowing the manner in which they were contacted.

In the files of the secretary (offered in evidence) will be found a letter from Holabird & Root, dated April 2nd, 1931, addressed to George A. Bangs, which in part reads as follows:

"Dear Mr. Bangs:

We wish to place before your committee material relating to the selection of an architect for the design of the State Capitol Building.

We would welcome an opportunity to appear before your commission and to discuss matters relating to this important work.

Mr. Long and Mr. Clas of our organization visited

Bismarck early in February and having assembled considerable data, are somewhat familiar with the problems involved. They have had a wide experience in connection with public and semi-public buildings and it is possible that a general discussion of matters would be of interest in the formative state of procedure. We shall be pleased to give all possible assistance without obligation.

While in Bismarck, Mr. Long and Mr. Clas left with Mr. O. F. Bryant, Secretary to the Governor, some photographs of our work, together with some press reports giving something of the history of Holabird & Root, its personnel and standing among the architects of the country. Mr. Bryant was asked to turn these over to the Capitol Commission when appointed so that possibly you have seen them by this time. * * *

(Note) The law creating the commission was not approved until February 23rd, 1931.)

Under date May 5th, 1931, Holabird & Root wrote Mr. Bangs in part as follows:

"Dear Mr. Bangs:

Your visit to our office, though understood to be entirely informal and unofficial, was nevertheless appreciated by all. We always enjoy the frank discussion belonging to an important building project. * * *

So far as the record of the commission show, no action relating to architects was taken until May 9th, 1931, such action being as follows:

"ARCHITECTS: Letters from Holabird & Root of Chicago, Mr. Hewitt of Minneapolis and Mr. Ellerbee of St. Paul, all of them being architects, were now read by the President. The letters were thoroughly discussed.

"ARCHITECTS: Questionnaire to be sent out to all qualified and registered architects in the state, and that the Secretary obtain a list of 25 to 35 architects without the state and to whom questionnaires and the law be sent for their information. It was also moved in this motion that North Dakota architects be given first consideration when the qualifications of an architect were under consideration."

The Board of Capitol Commissioners selected as its architects Joseph Bell DeRemer and Sam T. DeRemer of Grand Forks, William F. Kurke of Fargo and, as associates, Holabird and Root of Chicago. The contract between the architects and the Board of Capitol Commissioners provided for an "architectural fee of six per cent and a mechanical fee of one and one-half per cent of the cost of the work" provided, however, that the architectural fee shall not be less than one hundred and eight thousand dollars and the mechanical fee shall not be less than twenty-seven thousand dollars." There is a further provision in the contract which provides: "the architects are entitled to reimbursement by the Board for the cost of transportation and living incurred

by them and their assistants while traveling in discharge of duty connected with the work but this is not meant to include living expenses of those representatives employed on the work in Bismarck." This latter clause was later severely criticized by one of the members of the Commission and attempted to be changed by parole to fix a limit of five thousand dollars for such traveling expenses and sustenance. Whether such parole limitation is valid is doubtful. There is a further architects fee as follows:

The plans and specifications were desired by the Board to be so prepared as to be applicable to brick construction but the Chicago architects so made the plans and specifications so as to be applicable only to stone construction and to change those plans, which was done, cost an additional amount of Twenty-eight hundred dollars. This change was made so as to be applicable to brick, though it seems that it was never the intention of the Board to use brick. The entire architects fee therefore is One hundred forty-two thousand eight hundred dollars (\$142,800.00). In our opinion, this work could have been done by North Dakota architects at a cost not to exceed \$90,000.00. Therefore, if North Dakota architects had been used the state would have made a saving of Fifty-two thousand eight hundred dollars (\$52,800.00).

There has been a great deal of friction between the architects. Mr. Kurke has, apparently, consistently supported the views of the Chicago architects and the DeRemers have, in a large number of instances, objected to the policies of Holabird and Root. This division of opinion has also greatly retarded the progress of the work. Furthermore, the North Dakota architects have not devoted much of their time to the superintendence of the construction, but have left such work almost entirely to one Lewis, who is a non-resident of the state. No one residing in North Dakota is continually on the job representing the architects. The Chicago architects have full charge of the mechanical contracts on account of the twenty-seven thousand (\$27,000.00) dollars to be paid them for that work, and hence we do not even have a representative of the North Dakota architects, upon the work involved in the mechanical contracts. Because of division of fees, the North Dakota architects do not assume any control over that part of the work.

PLANS AND SPECIFICATIONS

Section 8 of the law creating the Capitol Commission provides as follows:

"No plans and/or specifications shall be adopted until careful estimate has been made of the cost of supervision, labor, material and other expenditures necessary to complete the same, it being the object of this Act to restrict the aggregate and entire cost of all expenditures to be made under this Act to the sum of two million dollars."

This section of the law has been violated by the Board of Capitol Commissioners, in this: At the time bids were re-

ceived such bids in the aggregate amounted to more than the two million dollars, there having been allocated to the payment of architect fees and other expenses, the sum of Two Hundred Thousand Dollars, before such bids were received, leaving only One Million Eight Hundred Thousand Dollars, (\$1,800,000.00) for the cost of the work. At the time of receiving the bids the Board of Capitol Commissioners knew that the plans and specifications were such that the building could not be completed upon such plans and specifications at a cost within the appropriation. Knowing such to be true, it was the duty of the commission to change such plans and specifications so as to come within the appropriation and within the section of the law above quoted. At the time bids were received it was evident to the Board that changes would have to be made in such plans and specifications in order to bring the cost of the work within the appropriation. With such evidence at hand and possessed of such knowledge it was their plain duty to readvertise for bids based upon the necessary changes so that competitive bids could be received on the construction of the building, based upon specified and certain plans and specifications. This was not done, on the contrary the Board accepted the bid of Lundoff-Bicknell Company, knowing that such bid of one million five hundred seventy-five thousand (\$1,575,000.00) Dollars, could not be the basis of a contract but that changes would have to be made. Notwithstanding such knowledge the Board entered into a written contract for the construction of the Capitol Building in the sum of one million four hundred three thousand seven hundred seventy-five dollars (\$1,403,775.00), and when they entered into that contract they knew that changes of a very material nature had to be made, and such changes were made. A partial list of changes are as follows:

List of Changes in General Work Agreed Upon in Bismarck
August 30, 1932

1. Omit granite base for monument and carry stone steps through.....	Deduct \$ 1,270.00
2. Omit the lower two steps of approach to Plaza	" 428.00
6. Omit Marquise west entrance	" 1,140.00
8. Omit all exterior window screens	" 2,870.00
9. Omit Belgian black marble wainscot in lunch room (6-6) and install 6" high base only, and plaster and paint, change radiator enclosure to "C" type	" 655.00
10. Revise stairs "F" and "6" to straight run stair, similar to stairs "D" and "E". Omit marble soffits	" 2,680.00
11. All vault doors throughout building except doors to vaults Nos. 313 and 319 to be changed from 6 Hr label to typical office building vault door for 4" tile partition	" 3,000.00

12.	Omit marble wainscot in rooms 301 to 1701 incl. and put back 6" marble base-wood trim around all doors, elevator openings, etc. Plaster and paint walls	"	1,500.00
13.	Stop tile partitions against metal lath ceilings all floors above 2nd	"	2,200.00
	Also below second floor where ceilings will allow, corridors, toilets, pipe shafts, etc., walls to extend to concrete.		
14.	Omit all plaster back of marble wainscot	"	250.00
16.	Change finish of stone from sand rubbed to sand sawed, eliminating all tool marks	"	1,200.00
18.	Omit ½" top dressing all proofs, screed and finish with wood trowel	"	390.00
22.	Omit wood ceiling in House of Representatives and lower metal lath and plaster to follow contour lines of the wood	"	3,395.00

(EXHIBIT "D")

List of Changes in Electric Wiring Agreed Upon in Bismack
August 30, 1932

1.	Substitute 25% wire for 30% wire specified....	\$ 150.00
2.	Substitute black pipe in lieu of galvanized.....	1,200.00
3.	Redesign switchboard and panel boards	1,075.00
4.	Simplify clock system	1,500.00
5.	Simplify floor dust system	8,000.00
6.	Simplify cove lighting legislative assembly....	1,000.00
7.	Rearrange circuit wiring and feeders	1,000.00
8.	Reduce number of exit signs	500.00
9.	Omit fire alarm system equipment	1,250.00
10.	Omit foot rail buzzers and annunciators	750.00
		\$16,425.00

(EXHIBIT "E")

List of changes in Elevators agreed upon in Bismarck
August 30, 1932.

1.	For the omission of telephone system in connection with the 4 Passenger Elevators	Deduct \$ 415.00
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2.	For the omission of the CAR STOP INDICATORS from each car of the 4 Passenger Elevators but still retaining the CAR POSITION INDICATORS	"	310.00
3.	To furnish and install a single Target type Annunciator Manual Reset with one riser of Inconspicuous Push Buttons in Car No. 1 for Freight Service in lieu of Automatic Up-Down Flash Light Annunciator as specified	"	160.00
4.	For the omission of Waiting Passenger Indicator Panel at the 1st floor in connection with the 4 Passenger Elevators	"	820.00
5.	For the omission of the Automatic Scheduling Device at the 1st floor for the 4 Passenger Elevators	"	1,565.00
6.	If the 4 Passenger Elevators have a capacity of 2500 lbs. and a speed of 700 ft. per minute, in lieu of a capacity of 3000 lbs. and 800 ft. speed as specified in the Main Bid and the platforms reduced 2" postwise X 1" front to back and using standard rail connections	"	2,700.00
7.	If the Electric Dumbwaiter has a capacity of 250 lbs. and a speed of 55' per minute in lieu of a capacity of 300 lbs. and a speed of 100' per minute	"	115.00
			\$ 7,085.00

(EXHIBIT "F")

List of changes in plumbing, drainage and gas fitting upon in Bismarck, August 30, 1932.

See Exhibit A.

1.	Install six temporary toilets during construction of the building, instead of 12 as provided in the specifications	\$	120.00
2.	Omit final connections for kitchen equipment, but bring all waste, water and vent pipes through the floors within the vicinity of the equipment		130.00
3.	Change long sweep fittings to short pattern * * *		128.00
4.	Change fittings on vent piping from drainage type to standard		165.00

5. Provide screwed valves in lieu of 2 1-2 inch flanged valves and larger	148.00
6. Provide all vales with rising stems	120.00
7. Change drinking water covering to hair felt	160.00
8. Reduce fire pump motor and control from 100 H. P. rating to 75 H. P. rating	350.00
	<u>\$ 1,320.00</u>

(EXHIBIT "G")

List of changes in Heating and Ventilating agreed upon at Bismarck, on August 30, 1932.

1. Omit one steam driven vacuum pump	
2. Omit one steam driven house pump	
3. Omit one boiler feed pump	
4. Change high pressure boiler plant to low pressure boiler plant	\$ 8,000.00
5. Omit stack lining with exception of the lower fifty feet	1,250.00
	<u>\$10,245.00</u>

(EXHIBIT "H")

As indicated these changes were agreed to on the 30th day of August, 1932, or about three weeks after the contract was signed. The amount of deductions are arbitrary and apparently insufficient. The architects could not determine from the data on hand whether these deductions were equitable or not. The only way in which the Capitol Commission could determine the equitable amount to be deducted would be to call in from various parts of the country persons dealing in the materials mentioned, and then they would have to depend on the uncertain opinion of many different individuals. Even this was not done.

In the contract, Article 26 thereof is found the following:

"The following allowances are substituted in lieu of those called for in the specifications for general work beginning on page 22.

Allowance	From	To
1. Finish Hardware	\$ 30,000.00	\$ 26,000.00
2. Lighting fixtures	75,000.00	50,000.00
3. Special Decoration	5,000.00	4,500.00
4. Models	37,350.00	20,000.00
5. Carving	12,000.00	8,150.00
6. Carving	800.00	500.00
7. Temporary Heat	9,000.00	No Change
	<u>\$169,150.00</u>	<u>\$109,150.00</u>

This is another change in the plans and specifications made after the bids were received and made for the purpose of reducing the amount of the contract in order to come within the appropriation. We have no figures from which it can be determined just what the changes made consist of. In other words the changes made are simply in a lump sum and no specifications as to what makes up the plans and specifications after the changes are made, are available. For instance one cannot determine what lighting fixtures are dispensed with in order to make a reduction of \$25,000.00, and with respect to other items the same thing is applicable. In this instance again we are presented with a large number of changes made after bids had been received and before contract was awarded. We think this change in itself would demand that new bids be received.

CONTRACT SHOULD HAVE BEEN AWARDED TO E. A. MOLINE; COMPARISON OF BIDS—MOLINE'S BID LOWEST

A comparison of the bids submitted by Lundoff-Bicknell Company and the bid submitted by E. A. Moline indicates, that, all other things being equal, the bid of E. A. Moline was the lowest bid and he should have been awarded the contract. He has been a resident of North Dakota for many years. His bid, however, was rejected. When the bids were asked for from various contractors such bidders were asked to submit schedule of wages to be paid and upon which they were basing bids. This was in effect a unit price on labor. It was so considered. At the time the bids were opened Mr. Moline stated to the Board of Capitol Commissioners that if he was permitted to use same wage scale as was submitted by Lundoff-Bicknell Company, his bid would be reduced twenty-four thousand five hundred dollars (\$24,500.00). He should have been permitted to do this. We herewith submit a comparison of bids for your information.

E. A. Moline's general bid:	\$ 1,659,434.00
Add 1 per cent on assigned contracts based on the sum of \$371,110.00	3,711.10
Total	\$ 1,663,145.10
Deduct from the above amount alternates Nos.: 2, 5, 10, 13, 14, 16, 19, 21, 22, 23, 24, 25, 29, 30 and 31:	125,800.00
	<u>\$ 1,537,345.10</u>
Lundoff-Bicknell's original bid:	\$ 1,575,000.00
North Dakota preference 3 per cent on the above bid:	47,250.00
Assignment of contracts on a basis of 2 per cent on \$371,110.00:	7,422.00
Add the estimated difference in wage scale figured by Mr. Moline over and above Lundoff-Bicknell scale of wages	24,500.00
	<u>\$1,654,172.20</u>

Deduct for alternates Nos.: 2, 5, 10, 13, 14, 16, 19, 21, 22, 23, 24, 25, 29, 30 and 31, the sum of:	111,225.00
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Making the net bid of Lundoff-Bicknell:\$ 1,542,947.20

By the above tabulation it is evident that Mr. E. A. Moline's bid is five thousand six hundred two and 10/100 (\$5,602.10) dollars lower than the Lundoff-Bicknell bid, of Chicago.

It seems significant that on the 25th day of July, 1932, four days after the bids were opened, a letter was written to Colonel Hackett of Holabird and Root, in which budgets A, B & C were discussed, which budgets had never been mentioned prior to the opening of bids, and in which letter Mr. Bangs urged the necessity of getting the contracts signed at an early date in order that the contractor should have an inviolate contract. This letter was marked "Confidential". And it is further very significant that Colonel Hackett who is the dominating influence in the Holabird and Root setup has a brother on the Capitol job working for Lundoff-Bicknell Company, the contractors, at two hundred dollars (\$200.00) per month. If the Board of Capitol Commissioners had desired to follow the letter and spirit of the law, giving it life, it should have awarded the contract to E. A. Moline, a North Dakota citizen.

GENERAL CONTRACT

The bids based on the unchanged plans and specifications were opened on the 21st day of July, 1932, at Bismarck, North Dakota. The firm of Lundoff-Bicknell Company was declared the successful bidder, and the contract was later consummated. The acceptance of the bid concludes the contract. At the time the bids were opened nothing was declared by either the owners, or the architects to the prospective bidders, that changes were to be made in the plans and specifications, NOR WAS ANYTHING SAID REGARDING THE PAYMENT BY THE OWNERS OF RENTAL ON NECESSARY MACHINERY TO BE USED IN THE WORK OF CONSTRUCTION, nor was anything said about the division of the contract into budgets "A" "B" and "C". The division of the contract was either an afterthought or else the successful bidder had previous information of the intention of so making the division. On July 25th, 1932, Mr. Bangs, one of the Board of Capitol

Commissioners wrote a letter to Colonel Hackett, the representative of the Chicago architects, in which we have the first record mention of the three budgets, which letter in part is as follows:

"Budgets 'B' and 'C' should separately provide that each should be separately become binding and fixed upon both the Commission, and the contractor by the exercise of an option by the commission, which option so exercised must be consented to and agreed upon in writing by the contractor, so that it will thereby become and be

equally fixed and certain with Budget 'A'. The point being that upon the adoption of the continued budgets 'B' and 'C' each becomes an inviolate portion of the contract, and protected by constitutional provisions so that in the event of HOSTILE LEGISLATION AFTER JANUARY 1ST, 1933, THE CONTRACTOR WILL BE PROTECTED BY AN INVIOLEATE CONTRACT."

About August 1st, 1932, the entire Board of Capitol Commissioners together with the two North Dakota architects went to Chicago for the purpose of preparing and signing the general contract.

The contract was signed on the 8th day of August, 1932 and at that time the Capitol Commissioners knew that a large number of changes would have to be made in the plans and specifications in order to come within the appropriation. Before the contract was signed one of the architects objected and requested that the plans and specifications be changed and new bids be asked for. The contract as written does not conform to the plans and specifications and the bid based on the plans. The contract provides for the payment of rental for equipment used by the contractor. The contract has been divided into three divisions or budgets. They are Budgets "A", "B" and "C".

At the time of advertising for bids and at the time the contract was about to be signed, certain proposals were submitted and the successful bidder was required to furnish unit prices. The proposal provides:

"Contractors will be required to submit a schedule of unit prices before the contract is signed."

This provision was to be complied with in all mechanical contracts, but in the general contract for ONE MILLION FOUR HUNDRED THREE THOUSAND SEVEN HUNDRED SEVENTY-FIVE DOLLARS (\$1,403,775.00) IT WAS NOT REQUIRED, though one of the architects demanded that it be produced. The furnishing of unit prices was a necessary and very important matter to be complied with, to enable the owners to arrive at equitable deductions for any changes in the plans and specifications.

If there is any disposition on the part of the contractors or any one connected with them to gain a financial advantage to the detriment of the state, the opportunity is offered in the failure of the Capitol Commissioners to demand the furnishing of unit prices before the contract was signed. The Committee believes that it was negligence on the part of the Board of Capitol Commissioners not to require the contractor to furnish such unit prices before the contract was signed. There is no way for the Capitol Commissioners, nor the architects, to determine whether deductions made on account of changes are equitable and just. The Board of Capitol Commissioners in this regard are at the mercy of the contractors. We have no way of determining whether the failure to furnish unit prices was intentional or not.

At the time bids were asked for, and until after such bids were opened on the 21st day of July, 1932, no suggestion was ever made that the contractor would be paid for the rental of the appliances and machinery used in the construction, and bidders should have been acquainted with that intention in order that they might arrange and make their bids in contemplation of such fact.

At the time bids were asked for and up until after such bids were opened, no suggestion was offered that the contract was to be divided into three budgets, nor was there at the time the contract was signed any data from which it could be determined what was to be included in each of the respective budgets, save and except a specified amount of money to be spent on each budget.

Other bidders were informed that unit prices would be required; labor schedules were demanded of the various bidders, and it was indicated that such schedule would be part of the foundation for bids, but the Capitol Board, after such bids had been received evidently determined that such was not the intention. Such action was misleading.

Had such determination been communicated to bidders it would have materially aided OTHER bidders in making their bids more competitive.

From the evidence adduced we conclude that the Board of Capitol Commissioners in making provision for Budgets "A", "B", and "C", have in fact entered into three separate contracts, each of which depends on funds available for completion. At the time the budgets were set forth in the contract there was nothing upon which the Commission could determine just what was contained in each of the budgets, and Mr. Kurke was of the opinion that he could guess within ten per cent of what was included. About three months after the contract was signed, the contractors did furnish what is claimed to be a budget setting forth what is to be included in each budget, "A", "B" and "C". It seems to this Committee that before the contract was signed, it would have been business-like to know just what was included in each budget.

MECHANICAL CONTRACTS

Mechanical contracts have been let for elevators, electric wiring, plumbing, heating and ventilating. The plumbing contract was let to J. W. Darragh. We find his bid was illegal. He did not furnish the necessary bond. In lieu of a bond the Board of Capitol Commissioners accepted what purports to be a certified check on an Iowa bank. This bank is now closed. The Board of Capitol Commissioners, in awarding the contract to J. W. Darragh and allowing him to proceed with the work he is now engaged in performing, exceeded their authority, and acted contrary to the provisions of section 6, which provides that:

"Each bid shall be accompanied by a bidders bond and a certified check in an amount equal to three per cent

of such bid, conditioned for the execution and faithful performance of a contract in accordance with said bid if the same shall be accepted by the Board."

The lowest legal bid was submitted by Mr. Canning of Williston and he should have been awarded the contract.

SUPERINTENDENT OF CAPITOL BUILDING

The Capitol Building Commission has violated the terms of Section 8 of Chapter 205, Session Laws of 1931, which provides as follows:

"Section 8. Superintendent of Capitol Building.) The Board may appoint a specially qualified person to act as Superintendent of the construction of said Capitol Building. It shall be his duty to see that all contracts made with the Board are faithfully performed, that all material furnished and work done shall be as required by law or the contract therefor, that all duties imposed on the architect are faithfully performed by him and his subordinates and that no provisions of this law are violated, to report to the Board any violation of this law or of any contract or of duty any architects, contractor, or employee of said Board, and to do such other duties as may be required of him by the Board. Said Superintendent shall receive as his compensation such sum as the Board shall deem reasonable, and he shall be removable at the pleasure of the Board. He shall give a surety bond in the sum of Ten Thousand Dollars by a surety company organized in or authorized to transact business in the State, to be approved by the Board and filed with the Secretary of the Board and shall take the same oath as members adapted to his position."

No independent Superintendent of construction has ever been appointed by the Board and there is no citizen of the State of North Dakota superintending such construction. There is no North Dakotan on the job other than the architect who comes from Fargo now and then to look after the construction.

This Committee is of the opinion that the word "may" as used in this statute must be construed as mandatory and it was, and is, the duty of the Capitol Commission to have a Superintendent upon such job "to see to it that all contracts made with the Board are faithfully performed," to see to it that all "material furnished and work done shall be as required by law or the contract therefor," to see to it "That all duties imposed upon the Architect are faithfully performed by him, and his subordinates and that no provisions of this law are violated" and to report to the Board any violation of this law or of any contract or of duty by the Architect, Contractor or employee of said Board."

As stated, there is no one on the job to do those things which the statute places upon the Superintendent of Construction.

Two of the Architects are from North Dakota but reside at great distances from Bismarck, one at Grand Forks and one at Fargo and they visit the construction and view the work at more or less uncertain intervals, but this does not give them the opportunity to perform the duties imposed upon a Superintendent of Construction. All others in authority and now on this job are from outside the State of North Dakota. It was undoubtedly intended that the State should have some one on this job who was entirely disconnected from the Contractor and also from the Architect. This is such a fundamental violation of the law as to constitute gross neglect of duty, and by reason of this neglect it is found by this Committee that the interests of the State and its people are not properly protected.

As an instance of what could be done by the Contractors in cheating the State by reason of the Commissioners not complying with Section 8 of the law, we desire to state that the evidence shows that the concrete placed in the construction of this building, contains twenty-nine per cent (29%) less cement than is contemplated by the plans and specifications. From the testimony of the same witnesses, it was also established that the Contractors did not intend to give the State credit for the saving in cement. The testimony of Joseph Bell DeRemer shows that when the cement was being poured in October he wrote to the Board and to all persons engaged upon the construction protesting against the kind of cement work being done, and called it the "poorest and sloppiest" job of concrete work he had seen in his forty years' experience as an Architect.

ANTICIPATION CERTIFICATES

Under Section 14 of Chapter 205 of the Session Laws of 1931, provisions made for the issuance of anticipation certificates in the sum of one million dollars, and subdivision (c) thereof provides:

"The said certificates shall be issued from time to time as the work of construction of the Capitol progresses, and only in such sums as the Board may deem necessary to provide the necessary funds to pay for material and labor and to carry out the provisions of this act."

About December 30th, 1932, the Board of Capitol Commissioners issued anticipation certificates in the sum of four hundred thousand dollars bearing interest at the rate of five per cent per annum, notwithstanding the fact that at the time there was available in cash \$868,333.31.

At the time of the purchase of these certificates by the Bank of North Dakota, it appears that it was the intention of the Capitol Commissioners to forestall any anticipated legislation by the present legislature which might be adverse to the plans of the Capitol Commission and ex-Governor Shafer. In other words they proposed to prevent the legislature of the State of North Dakota from acting upon such matters as they deemed fit and proper. It also appears

that at the time of the sale of such certificates, the Board was offered a contract by the Bank of North Dakota whereby it should be agreed that such certificates would be taken in such sums and amounts at such times as was absolutely necessary to pay for labor and material upon such Capitol Building.

We feel that the sale of the said certificates to the Bank of North Dakota was not necessary when made, but that such action could well have been taken in the future and thus save the Capitol Commission interest on such certificates, at the rate of \$20,000 per year.

The sale of said certificates, when made, and the purchase thereof by the Bank of North Dakota was not authorized by law and the Capitol Commissioners exceeded their authority in so selling such certificates.

The evidence shows that the Board of Capitol Commissioners and the Industrial Commission had full knowledge that the certificates could not be sold on the market at par. We believe it to be to the best interests of the said Capitol Building Fund that said contract of sale be rescinded, and the moneys restored to the Bank of North Dakota in order to avoid the interest being paid out of the said Capitol Building Fund.

LEGAL ADVISOR

Section 16 of the law provides:

"Legal Advisor. The Attorney General shall be the legal advisor of the Board and the Board is authorized to call upon him at all times for legal counsel and advice, and the Attorney General is authorized to appoint such special Assistant Attorney General as may be necessary to carry out the provisions of this act and such Assistant Attorney General to be paid as provided in Section 3e."

On April 18th, 1931, the Board of Capitol Commissioners reported that they had called upon the Attorney General requesting him to appoint one Aaron T. Jahr as legal advisor to the Board and urged such appointment. Aaron T. Jahr was not qualified to hold such position. He was not a citizen nor admitted to practice in this State and did not become entitled to practice law in North Dakota until November 23rd, 1932. Mr. Jahr, who was at the time employed in the office of Geo. A. Bangs, commenced work at the rate of one hundred fifty (\$150.00) dollars per month, from about the time the Board organized down to the time of the change in the law reducing wages and from then on drew one hundred twenty (\$120.00) dollars per month.

During 1932 he carried the title, legal advisor, and subsequently was called a clerk. The Attorney General of North Dakota refused to appoint Mr. Jahr as Assistant Attorney General and also refused to sanction his acting as legal advisor to the Board, but despite that fact, he was

hired, and has been paid by the State. This action by the Board is contrary to law.

INSURANCE AND BONDS

At the time bids were asked for by the Capitol Commissioners, bidders were requested to specify the percentage at which they could furnish their own bond and offers were made by various successful bidders. The Board rejected these offers even though in many instances it would have resulted in large savings to the State. The Board decided that the bonds should be written in three specified companies. The premium on the Lundoff-Bicknell bond amounted to Twenty-one Thousand Fifty-six (\$21,056.00) Dollars. The commission that was paid on this premium to the agents who wrote the bonds was thirty per cent. There were also the bonds of the mechanical contractors, in addition to the bond of the general contractor.

This Committee is of the opinion that this matter of furnishing bonds should have been submitted for bids after same had been duly advertised. The failure to advertise for bids was unwarranted, it being contemplated that the writing of bonds, as well as the letting of contracts, should be thoroughly competitive.

By reason of the fact that the Board of Capitol Commissioners agreed to furnish the bond for the contractors and failed to accept the deduction offered by Lundoff-Bicknell Company, the state lost \$2,343.39.

PREFERENCE TO NORTH DAKOTA CONTRACTORS AND LABOR

Section 10 of the Law Creating Capitol Commission provides:

“Preference to North Dakota Contractors and Labor:

“Preference shall be given to all bona fide contractors who have been continually in business in the State of North Dakota for a period of at least one year prior to the taking effect of the act, to the extent of three per cent, and whatever practicable preference shall be given to bona fide residents of the State of North Dakota, in all work, labor, employment and positions in and about and connected with said work.”

We find that this section of the law has been grossly violated and only a very few of the persons holding positions on this job are from North Dakota. The Architect on the job is a non-resident, and there is no doubt but that there are many Architects in North Dakota eminently competent to do this work. Mr. Kandzie, who has charge of the Architects' office at the Capitol Building, is a non-resident.

THERE IS NO ONE FROM NORTH DAKOTA CONTINUALLY ON THE JOB LOOKING AFTER THE INTERESTS OF NORTH DAKOTA. The Board of Capitol Commissioners

are grossly careless in permitting this condition to continue. There are several positions in the Contractors' setup that could be filled by North Dakota residents but these positions are nearly all filled by non-residents, except in the case of watchmen. In the report that was submitted to the Governor as of December 1st, 1932, this is called a relief measure. Very little of the money that is being expended is paid to North Dakota citizens, and relief accorded North Dakota citizens is very insignificant. It is the opinion of this Committee that the Board of Capitol Commissioners have almost entirely ignored this preference statute.

STATE FINANCING JOB

Section 6 of the law provides: "Ten per centum of the amount allowed shall be reserved from payments on monthly ESTIMATES OF WORK DONE, until such work has been completed, inspected and accepted."

The Contractors have made requisitions for moneys under this Section and the Commissioners have allowed requisitions for money where such work has not been completed, inspected and accepted. The FULL amount of the contract price for steel has been paid though only a part of such steel has been actually constructed into the building. The contractor was paid for steel that is still lying upon the Northern Pacific right-of-way in Bismarck, and which would not be placed into the construction for several weeks in the future. In the opinion of the Committee this is a violation both of the letter and spirit of the statute. Under this interpretation of the law, if the Contractors should see fit to ship to Bismarck all material to be used in the building, they can at once demand payment for the full value thereof even before any part was installed in the building. We do not think the Board of Capitol Commissioners have any right to make payment for material until it is placed permanently in the building. The method by which money has been drawn by the Contractors, virtually places the State in the position of financing the work. This was not contemplated by the Legislature and hence the action of the Board is illegal.

ILLEGAL ALLOWANCE OF CLAIMS FOR EXPENSES

Section 657 of the Supp. to 1913 Laws for 1925, is as follows:

"Claims against State verified, how. No bill, claim, account or demand against the State except in the case of salaries fixed by law, shall be audited, allowed or paid until a full itemized statement in writing shall have been filed with the officer or officers whose duty it may be to audit the same, and where charges are made for money expended in the performance of official duties all items of one dollar or more so expended and charged for shall be covered by a sub-voucher or receipt, which sub-voucher or receipt shall be signed by the person to whom the money was paid and such sub-voucher or receipt shall show at what place, on what date and for what the money expended was paid."

This statute has been violated in this, that approximately five thousand dollars (\$5,000.00) has been audited by the Board of Capitol Commissioners, in expense accounts for the personal expenses of the Capitol Commissioners and Secretary, without furnishing any receipts or sub-vouchers. That sums have been paid for traveling expenses and railroad fare by the Commissioners without submitting any receipt therefor, and there is no way of determining whether such sums claimed to have been paid out have in fact been expended. That the method of auditing and allowing claims by the said Board of Capitol Commissioners is such as to open up an avenue for fraud in the presentation and allowance of such claims. In the case of G. A. Fraser, it was shown that the system adopted did in fact offer to him an opportunity to draw upon several funds for the same expenditures. He traveled by a State-owned automobile from Bismarck to New Orleans and charged as though he were in fact riding on the train. He also charged for meals on the train when in truth and in fact he did not proceed upon a train at all. We find the Board of Capitol Commissioners all knew that he charged for a method of travel he did not use, and with knowledge of such fact allowed such claim.

RESIGNATION OF G. A. FRASER

Upon the above showing, G. A. Fraser resigned from the office of Capitol Commissioner, and his resignation was accepted by the Honorable William Langer, Governor. Such resignation was caused by reason of the discovery, thru your Committee of the procurement of moneys in violation of Section 657 of the Supplement for 1925.

CLOSE CONNECTION BETWEEN ARCHITECTS, CONTRACTORS AND COMMISSIONERS

While this Committee makes no charge of unlawful conduct, it desires to direct attention to the close relationship existing between the Architects, the Contractors and the Commissioners.

The testimony shows that Col. Hackett, the business manager and high-powered salesman for Holabird and Root, Associate Architects, is the brother of a Mr. Hackett holding a very responsible position with the firm of Lundoff-Bicknell Co., the Contractors, and that the son of Mr. George A. Bangs, President of the Commission, is likewise employed by the Lundoff-Bicknell Co.

We submit that while the connection is in no way unlawful, in our opinion it is highly improper, and should be terminated forthwith.

We also direct attention to the fact that the records show that Col. Hackett accompanied the Capitol Commissioners on a tour to Yellowstone National Park, which tour, according to the testimony of Secretary Anders, was financed by a subsidiary of the Northern Pacific Railway Company.

NORTH DAKOTA MATERIALS

Section 9 of the law creating this Commission provides:

“MATERIAL FROM NORTH DAKOTA. The Board

shall have and is hereby given power and authority where the kind of material to be used in the construction of the Capitol Building is not specifically fixed by this act, to use such material as it may deem best for said building, the said building shall be built of stone brick from steel, concrete and/or other fire proof material as far as practicable. All materials shall be procured in the State of North Dakota, provided the same are products of said State and can be procured and delivered at the site at a cost not exceeding five per cent more than the lowest amount for which material equally good can be procured elsewhere."

This Section of the law clearly indicates that the Legislature desired North Dakota materials to enter into this construction. We have in North Dakota one of the best bricks that can be manufactured anywhere. This Capitol Building constructed out of North Dakota brick would remain a permanent testimonial to the beautiful and lasting quality of brick manufactured within the confines of our State and would produce a building of which all North Dakotans could justly feel proud. It would have given employment to large numbers of North Dakota workers, and approximately three hundred thousand dollars (\$300,000.00) which will now pass into the hands of citizens of other States would have remained here to be distributed among our own citizenry. It is said in the Report of the Capitol Commissioners to the Governor that this was a relief measure. The measure of relief brought to our people is very insignificant and only an infinitesimal part of the huge sum appropriated will remain here to aid our unemployed. Most of this money will flow into eastern States to aid the unemployment situation of other Commonwealths, and while it is well to know that our sister States will be benefited, yet we believe that charity should commence at home. The additional cost of approximately one hundred and fifty thousand dollars (\$150,000.00), is not compensated by the substitution of stone for brick. We believe that the use of stone instead of brick is the result of a dominating influence within the Holabird and Root architectural setup, and that if possible, without too great a loss to the State, there should be a reconsideration of the conclusion of the Board to use stone, and have the Capitol Building built of North Dakota brick. It is significant that in the face of this statute so emphatically urging the use of North Dakota materials, nothing from North Dakota will pass into this construction excepting the ground on which that building rests and sand and gravel dug out of our hillsides. We sincerely deplore this unfortunate condition.

FAILURE TO PUBLISH FINANCIAL STATEMENT

Sub-division (d) of Section 2 of the law creating the Capitol Commission defines the duties of the Secretary and provides that:

"He shall as of the first day of January of each year, prepare a financial report for the preceding year containing an exhibit of all contracts entered into and an itemized and classified statement of all expenditures, and

a list of all vouchers issued showing to whom and for what purpose they were issued, which reports shall be filed in the office of the Governor and of the State Auditor and published within thirty (30) days after the first day of January of each year in two newspapers to be selected by the Board, and a copy transmitted by the Board to the Legislature at its next regular session."

The Secretary of the Board prepared a statement for the consideration of the Board setting forth the activities of the Capitol Commission, as provided in the law, for the year 1931. But the Board of Capitol Commissioners in violation of the express terms of the statute decided not to publish it. After this investigation was instituted, they published both the 1931 and 1932 activities or financial statement, but instead of publishing same in two newspapers as provided by law,

they again disregarded the law and caused it to be published in four newspapers, to-wit:

Bismarck Tribune,
Fargo Forum,
Grand Forks Herald, and
Minot Daily News.

The additional expense of publishing this report in two more newspapers than required by law, was incurred without authority. In failing to publish the report for 1931, they acted contrary to the law and in publishing the report in four newspapers instead of two they again acted contrary to the law. The report for 1931 was prepared by the Secretary and transmitted to Mr. Bangs at Grand Forks on the 18th day of January, 1932.

CHARGES MADE BY LUNDOFF-BICKNELL COMPANY UNDER CONTRACT

The contract between the State and the Contractors provides as follows:

"Article Three. In general the cost of the work under this contract shall include all cost of labor and materials of every kind in connection with the completion of the work and it is hereby especially agreed that such cost shall among others include the following items:

(a) All labor directly on the Contractor's payroll.

(b) Salaries of superintendents, engineers, timekeepers, material men, foremen, watchmen, and all other Contractors, employees, in whatever capacity employed at the field office in connection with said work including pro-rated salaries of those of the Contractor's force, and representatives whose full time is not devoted to this contract but whose part time services are necessary for the economical and expeditious carrying out of the work hereunder, including reasonable traveling expenses incurred in connection with the work."

Under this provision it is apparent that all charges made by the Contractors is paid by the State of North Dakota as

a part of the cost of the building. The greater amount of the overhead the less value does the State get in the building.

The Contractors have drawn large sums under each of the items mentioned in the clause quoted from the contract. Exorbitant and excessive charges have been made by various individuals in the employ of the Contractors. These charges are presented to the Architects for approval. Many of these charges have been approved by the Architects, Holabird & Root and Mr. Kurke. Mr. DeRemer has refused to approve such charges. After being approved by the Architects they are audited by the Board and paid upon requisitions made by the Superintendent and at the time the requisition is made no vouchers of any kind are presented but such vouchers or statements of expenses, are presented some twenty or thirty days after payment is made. The statements are not accompanied with sub-vouchers or receipts, and there is no way of ascertaining whether such charges are correct or not. These extravagant and excessive charges should not be allowed as a part of the cost of the building and should not be paid to the Contractors without the filing of sub-vouchers or receipts. The method used opens wide the field for fraud.

An example of what expenditures have been paid by the Capitol Commission upon the requisition of J. M. Davis, Superintendent of Lundoff-Bicknell Company, and approved by all the Architects except DeRemer, and audited and ordered paid by the Board of Capitol Commissioners, we desire to submit the following:

10-14-32—

Expense of moving R. P. Wallia from Cleveland, Ohio, to Bismarck	\$338.36
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8-10-32—

Expense of E. T. Smith—trips to
Bismarck (5 days)

Railroad fare	\$ 24.59	
Plane ticket	20.00	
Hotel Prince (Bismarck)	24.81	
Hotel Radisson (Mpls.)	3.50	
Telegrams	1.44	
Berth to Minneapolis	4.85	
Meals	20.00	
Taxis—Chicago	3.00	
Taxis—Minneapolis	10.00	
Misc. Expense	10.00	\$122.19

9-6-32—

Expense moving J. M. Davis and family from Wilmette, Illinois, to Bismarck	\$110.15
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10-18-32—

Paid to cancel J. M. Davis house		
lease in Wilmette:		
September rent	\$100.00	
7 months at \$25.00 per month	175.00	
Commission	36.75	
	<u>\$311.75</u>	
Credits from owner	\$ 50.00	\$261.75

12-19-32—

Expense of Mr. C. M. Norris—trip to		
Bismarck for meeting with Com-		
missioners, plane fare, hotel,		
misc., telephone, etc.		\$120.00
Expense of Mr. E. T. Smith:		
Plane to Minneapolis	\$ 20.00	
Hotel Radisson (Mpls.)	4.50	
Berth to Jamestown	3.75	
Compartment to Bismarck	3.75	
Hotel Patterson	15.94	
Taxis	4.55	
Taxis in Chicago	2.35	
Ticket Minneapolis to Bismarck	15.29	
Ticket to Chicago	29.85	
Berth to Chicago	8.63	
Meals—four days	25.00	
Misc.	10.00	\$143.61

Some of the items in themselves would indicate excessive charges and the Capitol Commissioners should carefully scrutinize all payments made on account of expenses for all persons connected with the work, and compel the submission of receipts for moneys paid out.

The State pays \$110.15 to move the family of J. M. Davis to Bismarck, and then the State pays \$261.75 to cancel a lease on premises he had leased at Willmette, Illinois. Examine the item for meals of C. M. Norris, the Vice-president of the Lundoff-Bicknell Company. For twelve meals in Bismarck he charges \$25.00. Such are the charges that the State is paying for and such are the charges that go into the cost of the work.

Let us mention another matter. J. M. Davis, Superintendent, was brought here by Lundoff-Bicknell Company from Willmette, Illinois. The State paid \$350.00 to bring his furniture here, \$110.00 to move his family here and cancelled and paid for a lease he held there, the sum of \$261.00, a total sum of \$821.00. This is a charge that should be refunded to the Capitol Building Fund. It is a charge that was allowed

by the Capitol Commissioners and should not have been allowed. Another instance is one in which C. M. Norris and E. T. Smith traveled by rail from Chicago to Cleveland, Ohio, and charged \$14.00 for TWO ROOMS ON TRAIN, this seems to be an instance of milking the State. On another trip made by C. M. Norris and Colonel Hackett, railroad and plane fare is charged for Colonel Hackett and his expenses are supposed to be charged to the architectural fund. Colonel Hackett was employed by the Architects and it might be a proper charge against the Architects but was not a proper charge against the cost of the work.

C. M. Norris' apparent overcharge was at Patterson Hotel, September 19th, 1932, and paid the Patterson Hotel \$8.78, and charged up to the State \$18.25. He is vice-president of Lundoff-Bicknell Company. As to the prices paid and money expended on the cost of the work, the Capitol Building Commission, must to a great extent, depend upon the statement of Mr. Norris. A very close check should be kept on statements of cost made by Lundoff-Bicknell Company.

In this same connection it appears that C. M. Norris and E. T. Smith, who is the purchasing agent of the Contractors, charged up twenty meals in Bismarck at \$1.50 per meal or thirty (\$30.00) dollars.

E. T. Smith has also collected many other charges for expenses which appear exorbitant. He was at the Patterson Hotel and paid on a certain date the sum of \$8.70, he has made claim against the State for that item the sum of \$18.52.

Mr. E. T. Smith is the man who is traveling around the country buying materials that go into this Capitol Building and he is the man who reports what is being paid for various kinds of material by Lundoff-Bicknell Company, who in turn report it to the Capitol Building Commission.

Again on October 5th, 1932, the Vice-president of the Lundoff-Bicknell Company was at the Hotel Prince and on that day paid \$14.41 for hotel and telephone charges. Instead of presenting the bill for the correct amount and obtaining pay therefor, he presented a bill for \$22.87.

Again on August 31st, 1932, he was at the Prince Hotel and paid the sum of \$8.46 and made claim for \$18.50.

The testimony indicates that all the purchases of materials for the Capitol Building is being made by Lundoff-Bicknell Company except in the case of mechanical contracts. These purchases will amount to several hundred thousand dollars. The amount the State pays for such materials must of necessity depend on the claims that are presented by this Company. More than three hundred thousand dollars has already been paid out upon claims presented to the Archi-

pects and approved by all the Architects except Mr. DeRemer, 00, making a total of \$3,158.42. Many of these charges are for materials, labor, expenses, salaries, etc. To a great extent reliance must be placed on the honesty and integrity of the men in charge of the work of preparing these statements. The expense account of various employees of the Contractors show that the State has already paid for railroad fare and transportation the sum of \$1,841.45, for hotel and meals, \$700.62, other expense \$421.35, and unclassified, \$195.-incurred at such widely scattered places as Chicago, Cleveland, Willette, Illinois, St. Paul, Minneapolis, Fargo, Bismarck and other places and to check up the various sums will be almost impossible.

NEWSPAPER PROPAGANDA CLAIMING COMMISSIONERS' COURTING INVESTIGATION

At the time that the resolution was introduced in the Senate demanding an investigation of the Capitol Building Commission, there was published in the newspapers, statements purporting to have been issued by Mr. Bangs and the other Commissioners urging and inviting the investigation. At the very time that these articles were published, Mr. Bangs was seeking to have the investigation suppressed. Joseph Bell DeRemer, one of the resident Architects, had on different occasions filed written protests with the Board of Capitol Commissioners and sent to each of the Commissioners personally, objections to various matters relative to the work and activities of the Commission. He had filed written objections to the selection of certain alternates, objected to using stone instead of brick, objected to various changes in the plans and specifications, objected to the letting of the contract when the plans and specifications that had been adopted were such that they would have to be changed in order to come within the appropriation, and had objected to the signing of the contract until new advertisements for bids had been made, in order that competitive bidding could be had on the plans and specifications as made; he had objected to the manner in which the concrete work was being done; stated in writing that the concrete work that was being done was the worst he had seen in forty years of experience as an architect, objected to allowance of requisitions for payment of money to the Contractors, and did not approve any of the requisitions for the payment of money from three to eleven, inclusive. All of the above objections were known to Mr. Bangs and the other members of the Commission, on the 14th day of January, 1933. On that day while Mr. DeRemer was sick at his home in Grand Forks, Mr. Bangs visited him and carried with him two letters, one addressed to Geo. A. Bangs and one addressed to D. H. Hamilton, Chairman of State Affairs Committee, and urged him to sign such letters. He refused to sign them and Mr. Bangs became very abusive. He called Sam T. DeRemer the next day and again urged the signing of the letters, which was again refused and Mr. Bangs again abused Mr. Sam T. DeRemer. These letters are as follows:

THURSDAY, FEBRUARY 23, 1933

1235

EXHIBIT 175.

DeREMER, KURKE, HOLABIRD & ROOT
Associate Architects
Bismarck, No. Dak.

Grand Forks, N. Dak.,
January 14, 1932.

Senator D. H. Hamilton,
Bismarck, N. Dak.,
Chairman Senate State Affairs Committee.

My dear Senator:

In re: Hearing Before Senate State Affairs
Committee, Jan. 16, 1933.

In re: Investigation Resolution.

I am opposed to this Resolution and consider it unnecessary; I am sorry that I cannot attend on Monday at Bismarck but my health is such that I am confined to my bed under the Doctor's orders and cannot move; it is uncertain when I will be about.

On Dec. 23rd, 1932, I adopted and approved and I now adopt and repeat as my own the following language found in the letter by Mr. Bangs to the Associated Architects relative to the Capitol Commission Job:

"Each of us is deeply interested in the Capitol Construction work; the North Dakota Capitol is the outstanding job of the year and it is one of the important building projects of this generation. We have been perhaps extraordinarily successful in our work to this point and every indication is that this success will be carried on to completion."

I wish further particularly to say that to my knowledge the Commission has awarded no contracts in connection with said building in violation of the spirit and/or intent of Chapter 205, Session Laws, 1931.

I think that the Commission has made every effort in its power to protect North Dakota contractors and material men. To my knowledge, no contracts have been let to parties outside of the State without due regard to the spirit and intent of the law.

I think that the division of said contract into three sections was for the purpose of safe-guarding the interest of the State and that such was the result thereof.

The resident Architects enjoy their full responsibility for the design, plans, specifications and construction of the work and receive a fair and just compensation therefor; I approve all that has been done in the foregoing matters; I have investigated and been in touch with the work from its beginning; I think the design is the work of a genius and while there have been, perhaps from time to time, differences of

opinion between the Architects on minor matters, yet these differences have never been permitted to nor have they affected in any way the utility, efficiency, durability or beauty of the building; such differences arise in all business transactions of importance and are and should be thrashed out and reconciled; such has been the case here and the result, in my opinion, has been to the advantage of the work.

I do not think that the size of the building is in excess of the needs of the State, taking natural growth and expansion into consideration and I am confident that the ultimate cost of the building will be entirely within the appropriation.

I regret that it will be impossible for me to testify before the Committee in person; if so, my testimony would be as hereinbefore expressed and this letter may be filed with you as Chairman of the Committee.

Yours respectfully,

EXHIBIT 176

DeREMÉR, KURKE, HOLABIRD & ROOT
Associate Architects
Bismarck, North Dakota

Grand Forks, N. Dak.,
January 14th, 1932.

Geo. A. Bangs, Esq., Pres.,
North Dakota Capitol Commission,
Grand Forks, N. Dak.

My dear Mr. Bangs:

In re: Hearing Before Senate State Affairs
Committee, Jan. 16, 1933.

In re: Investigation Resolution.

I regret this Resolution and consider it entirely unnecessary; I am sorry that I cannot attend on Monday at Bismarck but the condition of my health is such that I am confined to my bed under the Doctor's orders and cannot move; it is uncertain when I will be able to be about.

I wish again to repeat my Dec. 23rd, 1932, adoption of the following language found in your letter of the same date relative to the Capitol Commission job:

"Each of us is deeply interested in the Capitol Construction work; the North Dakota Capitol is the outstanding job of the year and it is one of the important building projects of this generation. We have been perhaps extraordinarily successful in our work to this point and every indication is that this success will be carried on to completion."

I wish further particularly to say that to my knowledge the Commission has awarded no contracts in connection with said building in violation of the spirit and/or intent of Chapter 205, Session Laws, 1931.

I think that the Commission has made every effort in its power to protect North Dakota contractors and material men and to my knowledge no contracts have been let to parties

outside of the State without due regard to the spirit and intent of the law.

I think that the division of said contract into three sections was for the purpose of safe-guarding the interest of the State and that such was the result thereof.

The resident Architects enjoy their full responsibility for the design, plans, specifications and construction of the work and receive a fair and just compensation therefor; I approve all that has been done in the foregoing matters; I have investigated and been in touch with the work from the beginning; I think the design is the work of a genius and while there have been, perhaps, from time to time, differences between the Architects on minor matters yet these differences have never been permitted to nor have they affected in any way the utility, efficiency, durability or beauty of the building; such differences arise in all business transactions of importance and are and should be thrashed out and reconciled; such has been the case here and the result, in my opinion, has been to the advantage of the work.

I do not think that the size of the building is in excess of the needs of the State taking natural growth and expansion into consideration and I am confident that the ultimate cost of the building will be entirely within the appropriation.

I regret that it will be impossible for me to testify before the Committee in person; if so, my testimony would be as hereinbefore expressed and you are at liberty to place this letter on file with the Chairman of the Committee.

Yours respectfully,

In our opinion these letters indicate an effort on the part of Mr. Bangs to suppress the investigation. They also indicate that Mr. Bangs attempted to get Mr. DeRemer to sign statements which were inconsistent with the position Mr. DeRemer had assumed during the several months previous in relation to the Capitol Building Construction.

It further appears to us that such letters were sought in an effort to suppress the contemplated investigation. The evidence discloses that Mr. Bangs used very improper means in order to obtain from Mr. DeRemer his signature to these letters, and his conduct in attempting to obtain such signature is a matter that deserves censure. None of the matters proven in this hearing relating to the attempted procurement of such letters are denied.

LAYING OF CORNER STONE

On October 8th, 1932, the Board of Capitol Commissioners conducted ceremonies in and about the pretended laying of the Corner Stone for the new Capitol Building. This Corner Stone was placed many feet from the place where the Corner Stone of the building was to have its final resting place. A new Corner Stone will have to be procured at some future time as the stone that was intended to be used is now so chipped and broken as to be unfit for the purpose for which it was intended. This ceremony cost the State in the aggregate of \$1,757.68, not including the direct expense of

the Commission. Out of the Governor's Contingent Fund there was expended the sum of \$1,191.15.

There was paid for express on this block of stone the sum of \$132.69, the stone itself costing only \$28.05.

While the moneys expended out of the Governor's Contingent Fund did not come out of the cost of the work on the Capitol Building, yet it was the money of the State. The amount paid by Lundoff-Bicknell Company is charged up to the cost of the work in the Capitol Building Fund. The total amount paid by them, according to their own statement, being \$566.53.

The following is an itemized statement of the amounts paid out of the Governor's Contingent Fund:

Patterson Hotel, Bismarck—Rooms 200, 202, 204, 206 and meals for McFarland, also laundry and tailor	\$ 22.70
Meyer Broadcasting Company, Bismarck—Line rental, original and additional loop and broadcasting at Corner Stone Laying	192.00
Anthony F. Faber, preparing program for Corner Stone laying	50.00
Logan's Grocery Store—Groceries for reception at Governor's Mansion.....	29.50
Hotel Prince—For rooms, valet service and meals for guests, W. E. Monroe and wife, Col. Styles and wife, L. W. Ruskwort, D. M. McLeod and wife, Mr. McKenzie and wife	35.70
Quick Print—Ribbons and Invitations	10.50
Broadcasting Station KDLR—Loud Speaker Service	100.00
Humphrey & Moule (Printers)—Identification tickets	4.00
Mrs. Clarence Guinness—North Dakota Hymn	1.05
Grand Pacific Eat Shop—Luncheons & flowers	65.25
C. Vernon Freeman—Express charges on invitations, etc.	6.90
Mrs. Herman Brocopp—Addressing invitations	9.75
Bismarck Tribune—To advertising Invitation	36.00
Brown & Bigelow—Invitations	290.00
Katherine Wingate—Addressing Invitations	12.25
Meyer Broadcasting Co., Announcements....	21.00
Capital Publishing Company—Programs	200.00
C. Vernon Freeman—Expense to St. Paul and Minneapolis to order Invitations....	60.55
L. C. Broderick & C. E. Jansonius—Reporting Proceedings	44.00
	<hr/>
	\$1191.15

CAPACITY OF BUILDING IN EXCESS OF STATE'S NEEDS

While it would be a wonderful achievement to construct this capitol building according to the picture presented and the plan and specifications adopted, yet we believe that for many generations to come the space offered will not be utilized. It would have been a matter of great economy especially in these times of great depression, to have left unfinished, or rather unconstructed, four or perhaps six of the upper stories of the building. The building is constructed so that in the administrative part, in time to come, stories could be added to meet the exigencies of the time. Many thousands of dollars could have been saved at this time to the taxpayers had the building been planned so as to provide space at this time for present needs and such additional space as would probably be used in from ten to twenty years in the future. Had the construction in its present plans been in fact a relief measure, so that the money used would have flowed in great part to North Dakota citizens there might be some compensation to the State in building the structure to its present size. But very little of the money expended flows into the pockets of North Dakota citizens.

UNSEEMLY TIME FOR COMMENCING CONSTRUCTION

It is unfortunate that the Board were so anxious to commence the construction of the building in order to head off any adverse legislation. This construction should either have been commenced in the early spring of 1932 or if this were impossible then the commencement of the work should have been delayed until the early spring of 1933. If the work could be started in the early spring of the year, the entire building could be inclosed during a period in which full efficiency could be had from the workers. As it is the building was started in the fall of 1932. Winter was near at hand. Through the cold winter months cement has been poured. As to the quality of that cement work there is some question. But it is certain that for a great deal of time the men have been unable to work by reason of the inclement weather. This means that the State of North Dakota is paying the salary of several men on the job which amounts each month to more than twelve hundred dollars. These salaries go on whether the work goes on or not. North Dakota must pay regardless of whether any work is being accomplished or not. There is also a great deal of additional expense connected with doing this work during the cold weather. While the concrete was being poured for the floors it was necessary to have sixty salamanders to keep the concrete warm until it had set, and it was also necessary to have placed about the floors, large amounts of canvas which cost the state large sums of money and the additional labor in keeping the canvas in place and additional men in watching the salamanders. We are of the opinion that the winter work on this building will cost for salaries and labor and expenses, at least fifty per cent more than if the work had been commenced in the spring.

COST OF INVESTIGATION

It has been the purpose of this Committee to keep the cost of the investigation at a minimum figure, considering the necessity of an efficient and exhaustive examination into the affairs and activities of the Commission. A comparison of other investigations may not be amiss. In 1921 in the Bank of North Dakota investigation, the bill of a special investigator was \$1,232.76, and we do not have such special investigator on the payroll, the bill of accountants in that investigation was \$2,200.00 and in instant case \$170.00. The bill of the marshal in that investigation was \$518.52 and in this \$100.80. The bill of the attorneys in that investigation was \$3,000.00 and in this it is \$1150.00. The total cost of the 1921 investigation was \$14,894.38 and the total amount of this investigation is \$3103.71. We herewith submit itemized account of the expenditures of the Committee.

E. R. Sinkler, Attorney, Jan. 23rd to Jan. 29th, inclusive	\$350.00
A. R. Jongewaard, Reporter, Jan. 25th to Jan. 29th, inclusive	50.00
Roy Janz, Accountant, Jan. 25th to Jan. 29th, inclusive	50.00
Harriet M. Botz, stenographer, Jan. 26th to Jan. 29th, inclusive	20.00
Russell Deeter, Architect, Jan. 24th to Jan. 29th, inclusive	30.00
O. T. Haakenson, Bailiff, Jan. 24th to Jan. 29th, inclusive	24.00
Herbert Matteson, Witness fees, board and room, Jan. 24th to Jan. 30th, inclusive	49.00
Ira Rush, Architect, Witness fees, board and room, fare, Jan. 24th to Jan. 29th, inclusive	50.85
Gust Erickson, Witness fees, board and room, Jan. 24th to Jan. 31st, inclusive	56.00
Betty Molbert, Stenographer, Jan. 31st	5.00
A. M. Halstead, Witness fees, fare, board and room, Jan. 30th to Feb. 2nd, inclusive	36.61
E. A. Moline, Witness fees, fare, board and room, Jan. 25th to Feb. 1st	66.31
Ed Nelson, Witness fees, board and room, fare, Jan. 25th to Feb. 1st, inclusive	43.61
Betty Boyle, Stenographer, Jan. 31st and ½ day Feb. 1st	7.50
Ira Rush, Architect, Jan. 30th to Feb. 3rd, inclusive	50.00
Harriet M. Botz, Stenographer, Jan. 30th to Feb. 5th, inclusive	35.00
O. T. Haakenson, Bailiff, Jan. 30th to Feb. 5th, inclusive	28.00

E. R. Sinkler, Attorney, Jan. 30th to Feb. 5th, inclusive	350.00
Clifford Jansonius, Reporter, Jan. 28th to Feb. 5th, inclusive	90.00
Roy Janz, Accountant, Jan. 30th to Feb. 5th, inclusive	70.00
Erma Wolters, Stenographer, Feb. 2nd to Feb. 5th, inclusive	5.00
Russell Deeter, Architect, Jan. 30th to Feb. 7th, inclusive	90.00
Erma Wolters, Stenographer, Feb. 6th to Feb. 12th, inclusive	35.00
E. R. Sinkler, Attorney, Feb. 6th	50.00
Roy Janz, Accountant, Feb. 6th to Feb. 12th, inclusive	70.00
Clifford Jansonius, Reporter, Feb. 6th to Feb. 12th, inclusive	70.00
O. T. Haakenson, Bailiff, Feb. 6th to Feb. 12th, inclusive	28.00
Harriet M. Botz, Stenographer, Feb. 6th to Feb. 12th, inclusive	35.00
Roy Janz, Accountant, Feb. 13th to Feb. 15th, inclusive	30.00
O. T. Haakenson, Bailiff, Feb. 13th to Feb. 16th, inclusive	20.80
Joseph Bell DeRemer, Witness fees, Board and room, telephone, Jan. 30th to Feb. 14th, inclusive	134.95
Samuel T. DeRemer, Architect, witness fees, board and room, fare, Jan. 28th to Feb. 14th, inclusive	184.67
Dan Kuehn, Janitor, Jan. 24th to Feb. 16th, inclusive	48.00
William F. Kurke, Architect, Board and room, witness fees, fare, Jan. 27th to Feb. 16th, inclusive	171.93
Burleigh County, supplies	6.62
E. R. Sinkler, Attorney, Telephone calls	32.75
Capitol Publishing Company, supplies	78.21
Western Union Telegraph Company, wire to St. Paul .....	.90
Clifford Jansonius, Reporter, Feb. 13th to Feb. 17th, inclusive	50.00
Erma Wolters, Stenographer, Feb. 13th to Feb. 22nd, inclusive	50.00
Harriet M. Botz, Stenographer, Feb. 13th to Feb. 22nd, inclusive	50.00
E. R. Sinkler, Attorney, Feb. 7th, to Feb. 22nd, inclusive	400.00

PAYMENT BEFORE BOND FURNISHED

Sub-division (f) of Section 2, Chapter 205 Session Laws of 1931 provides:

“No party required by said Board to give bond shall receive any money from the public treasury, or warrant or certificate therefor, until such bond shall have been recorded as herein provided.”

This section was ignored by the Board of Capitol Commissioners. Large sums of money were paid to the architects before the bond required was furnished. These payments continued until the State Auditor refused to make any further payments until a bond was furnished.

The bond furnished is in the sum of fifty thousand dollars.

BANGS, FRASER AND CONKLIN AS VOLUNTARY WITNESSES

All of the testimony except one or two matters has been established by the written record made by the Capitol Commissioners, and those employed by them, together with the architects and contractors and their employees. Practically all of the testimony is found in the written record of the Board of Capitol Commissioners, and has been taken from the office of the Secretary together with certain letters found in the files of the Commissioners. Any amount of verbal testimony can in no manner change the written record. There is testimony offered by the State Auditor as to records and the Clerk of the Supreme Court as to the admission of Aaron Jahr, but this testimony is also based on written records. The testimony of George Shafer is in great part oral testimony but there is no contention that there is any dispute as to his testimony by the Capitol Commissioners.

Very early in the proceedings it was announced that under the rules guiding the Committee, Mr. Thorp representing the Commissioners could present any questions he desired to ask, in writing, and they would be propounded to the witness. This was not availed of by Mr. Thorp. He did, however, in many different instances, suggest to W. E. Matthaei, the chairman, certain questions to be asked and in each and every instance Senator Matthaei did propound the question requested and in some instances Senator Matthaei did ask further questions to elucidate the matters suggested by the questions presented by Mr. Thorp. At all times during the taking of testimony, the way was open to Mr. Thorp to have any matters on which evidence was being adduced, cleared of any uncertainty, purged of any wrong imputations, and explained in complete detail. The way may have entailed some labor on the part of the Counsel for the Commissioners but the added labor on his part is compensated by the saving of a great amount of time on the part of the Committee. The rules adopted were necessary in order to bring about as speedy an arrival at the truth regarding the Commission's activities as possible. If the demands of the Capitol Commissioners as contained in three different requests made by Mr. Thorp from time to

time, had been complied with, the investigation could not have been completed during the session. A majority of the Committee thought it advisable to avoid greater expense and long delay in arriving at the end of this investigation and thus invoked the rules that in the case the Capitol Commissioners desired to explain any part of the record made, they should submit what is known as an offer of proof, such offer of proof setting forth what the witnesses would testify to. This practice has long been in vogue in courts, and it is common practice to demand of Counsel in the trial of a case an "offer of the proof" he expects to adduce from the witness. It is to be remembered that in this Committee there is no judicial hand at the helm to guide the introduction of evidence, and to see to it that incompetent and immaterial evidence is not presented. Asking for an offer of proof is a fair way of placing a limitation on what may or may not be offered. Any competent and material evidence disclosed by the offer of proof would be received. Anything extraneous to the issues, immaterial to the ascertainment of the true condition, and which did not in any manner change the written record could be excluded. Without the salutary rule adopted we would have been compelled to listen to long speeches, filled with platitudes, and pregnant with explanations of violations of the statutes, but adding nothing to the record. The rule adopted gave to each of the Commissioners a full, fair, opportunity to explain any matter he desired to explain. Not one single avenue was closed to them. Every opportunity to bring out all the facts relating to their activities, was given to them, and they were requested time and time again to avail themselves of such opportunity. After the evidence was all concluded the attorney for the Committee was of the opinion that he did not think anything could be added to the record, by calling any one of the commissioners. The Commissioners did not ask to be called under the rules adopted, but on the contrary, refused to comply with the rule, and hence they have not testified. Their testimony, however, could not in any manner aid this Committee in making its findings.

On February 15th, 1933, George Thorp, attorney for the Commissioners, filed with the Committee a statement in part as follows:

"These parties feel and are convinced that the majority of this Committee are prejudiced against them and do not propose to submit suggested questions or a proposed offer, in the nature of an offer of proof to be censored and restricted by those whom they believe to be prejudiced."

This statement is evidently made in bad faith by the counsel for the Commission and by the Commission itself. Mr. Thorp has not during the proceedings asked to have propounded to the witness a single question, which was not asked of the witness. That fact conclusively indicates that his statement is not made in good faith.

He has not made an offer of proof and hence he cannot say what this Committee would do in case one had been offered. He is crossing a bridge before he has reached it.

Mr. Thorp knows well that under our system of Code procedure in our courts of justice, testimony is frequently taken by means of written interrogatories. This does not in any manner hinder the discovery of facts.

As far as this Committee is concerned it is not deemed necessary to supplement the record with the testimony of the Commissioners in order to have a true picture of all of the Capitol Commissioners' activities. The picture has been fully painted by the record. Their testimony could not add to or detract from what has been proven.

ULTIMATE FACTS

1st. SHOULD HAVE EMPLOYED NORTH DAKOTA ARCHITECTS. North Dakota architects should have been employed exclusively, for by so doing there would have been a saving of at least \$52,800.00.

2nd. BIDS SHOULD HAVE BEEN REJECTED. All bids should have been rejected at the time of opening and the Board learned that there would be many material alterations in the plans and specifications in order to bring the cost of the building within the appropriation.

3rd. BOARD NOT JUSTIFIED IN LETTING CONTRACT. The Board was not justified in letting the contract to Lundoff-Bicknell Company and thereafter permitting many and material changes in the plans and specifications.

4th. CONDITION REQUIRING UNIT PRICES VIOLATED. At the time bids were advertised for, bidders were informed that unit prices would have to be furnished by the successful bidder. This was necessary in order to determine what allowance should be made for changes in the work. The Lundoff-Bicknell Company was not required to furnish such unit prices and this leaves the board without any means of determining whether the amounts proposed to be charged for additional work, or whether the amounts proposed to be credited for deduction are proper. In view of the many changes made, this was very material.

(Note) In one instance the contractor made an allowance of \$250.00 for omitting certain work. While under examination before this Committee the Vice-President of the company who had originally fixed the amount to be allowed, admitted that the work was worth between \$700.00 and \$800.00, while the architect contends that it was worth at least \$2000.00.

All mechanical contractors were required to furnish unit prices.

5th. BIDS ACCEPTED UNLAWFULLY. The bid of J. W. Darragh for plumbing was illegally accepted as it was not accompanied by the statutory bond. A certified check on an Iowa bank was submitted in lieu of the bond. The investigation discloses that the bank is now in the hands of a receiver. Since the investigation started, information has come to the Committee that this bond has now been supplied.

6th. **HIRING OF AARON T. JAHR BEYOND THE POWERS OF THE BOARD.** The employment of Aaron T. Jahr (office man for Mr. George A. Bangs) was beyond the powers of the Board. He was not a citizen, not admitted to practice law in the state and consequently could not act as assistant attorney general. The record discloses that an effort was made to secure his appointment as assistant attorney general, but this request was denied. However notwithstanding such denial, he was employed and received \$150.00 per month for his services until the initiated law reduced it by 20%. So far as this record discloses he never performed any services for the Commission.

7th. **ISSUANCE OF ANTICIPATION CERTIFICATES UNNECESSARY AND CONTRARY TO THE STATUTE.** Notwithstanding the fact that there was almost a million dollars in the fund, the Commissioners arranged to sell, and did sell, to the Bank of North Dakota, \$400,000.00 of Anticipation Certificates. The State of North Dakota is now paying interest on said sum. The statute provides that such certificates should be issued only as the work progressed and the money was needed. The record clearly indicates that the money was not needed when the certificates were sold.

8th. **FAILURE OF BOARD TO PERMIT CONTRACTOR TO FURNISH OWN BOND, LOSS TO THE STATE.** By reason of the Board's refusal to accept the offer of the contractor to furnish his own bond, the state has suffered a loss of \$2343.59 and if the maximum guaranteed price is not reached, it will suffer an additional loss of \$736.98, on a total of \$3080.57. Apparently this loss was taken to enable the Commission to control the placing of the bonds and insurance with three favored companies.

9th. **NORTH DAKOTA LABOR NOT ON THE JOB.** Very little North Dakota labor has been employed on the project, notwithstanding the fact that the statute contemplated that preference should be given to North Dakota people. So far as this record shows, only the watchmen and the son of the president of the Commissioners, are North Dakota residents. The Committee feels that no effort was made to comply with that part of the law.

10th. **PREMATURE PAYMENTS FOR MATERIALS.** The statute provides that the contractor shall be permitted to draw 90% for work done. Notwithstanding this provision, the Board has permitted payments for materials when unloaded at Bismarck, even tho not upon the ground. The Committee finds that this was contrary to the intent of the law and in effect resulted in the state financing the contractors.

11th. **NO NORTH DAKOTA MATERIALS.** It was the intention of the legislature that the building should be constructed out of North Dakota materials, if possible. The record discloses that aside from the sand and gravel dug out of the hillside, no North Dakota material is being used. The whole record indicates that the Chicago architects deliberately planned to avoid using brick, which was the only material which might have been bought in North Dakota.

12th. **WORK ON BUILDING COMMENCED AT INOP-PORTUNE TIME.** The work of construction was commenced in the fall, when it must have been apparent to everyone that much of the construction work would have to be carried on, under adverse weather conditions, necessitating extra expense of about 50%. Sixty salamanders have been in use all winter in an endeavor to protect the concrete from frost. This would not have been necessary had the work been started early in the spring of 1932 or delayed until the spring of 1933. During much of the winter, very little construction work has been carried on, but notwithstanding this fact, the salaries of the superintendent, his assistants, office managers and their assistants and other employees of the contractors have been charged against the state. This will amount to several thousand dollars and could have been materially reduced had the work been undertaken at the proper season of the year.

13th. **MANY JUNKETING TRIPS TAKEN: EXPENSE OF CAPITOL COMMISSIONERS HEAVY.** More than \$5000.00 has been spent by the Capitol Commissioners traveling about, looking at buildings and materials and interviewing architects and contractors. Much of this expense could have been avoided had the Board adopted the usual procedure and required contractors and architects to visit the Board, instead of reversing the procedure.

14th. **CARELESS SYSTEM OF ALLOWING EXPENSES.** The system of allowing expenses adopted by the Board is undoubtedly responsible for the position in which Commissioner Fraser found himself during the investigation. This system enabled the Commissioners, the secretary, the builders and their employees, the architects and their employees and agents to draw money from the Building Fund without filing the necessary sub-vouchers. This is not only contrary to the statutes of the state, but absolutely contrary to good business. Large sums of money have been drawn by absolute strangers, without requiring the filing of sub-vouchers showing the expenditure of the amount claimed. Nothing which this Commission might say can sufficiently condemn such procedure. Commissioner Fraser resigned during the course of the investigation. The disclosures with reference to the accounts of Commissioner Fraser were such that he deemed it advisable to resign. The record fully discloses the reason for his resignation.

15th. **CAPITOL COMMISSION ON WHEELS.** Apparently from the organization of the Commission, it was an institution on wheels. In other words part of the records were kept at Grand Forks, some at the secretary's office in Bismarck, some by the architects and even some by the builders. During the course of investigation, action was taken to require all persons having these records to return them to the secretary. So far as we know or are able to determine, this has been done.

The foregoing fact has resulted in many delays which in the end, may prove to be costly so far as the state is concerned.

16th. ORGANIZATION CUMBERSOME. By reason of the fact that the Commission was largely on wheels, the members located in various cities of the state, the architects scattered from North Dakota to Chicago, and the builders were located in Chicago, it has been impossible to handle the work expeditiously and without unnecessary expense to the state.

17. FAILURE TO PUBLISH FINANCIAL STATEMENT. Under the provisions of the statute, the Commission is required to publish a financial statement annually. This statement is to be prepared by the secretary and reflect the expenditures of the Commission. The secretary prepared such statement for publication as of January 1st, 1932, but the Commission, upon the pretense of saving the expense of publication determined not to publish same. We do not feel that the excuse offered is a valid one for violating the provision of the statute.

The statute provides that the financial statement referred to in the previous paragraph should be published in two newspapers. After the investigation was started the Commission caused the 1931 and 1932 statements to be published in four newspapers, and thus again disregarded the statute and the state paid the unnecessary expense.

18th. EXORBITANT EXPENSE ACCOUNTS. Your Committee finds that at least, J. M. Davis, C. M. Morris and E. T. Smith, officers and employees of the contractors, Lundoff-Bicknell Company, have filed claims against the state for exorbitant and unlawful expense accounts. The following will suffice for an illustration:

Moving J. M. Davis's furniture from Illinois to North Dakota	\$350.00
Moving J. M. Davis's family	110.00
Cancellation of lease held by J. M. Davis on a house in Willmette, Ill.	221.00

19th. PADDED EXPENSE ACCOUNTS. According to the evidence submitted, the employees and agents of Lundoff-Bicknell Company have presented what is known as "padded expense accounts." The following will suffice as an illustration:

C. M. Morris, Sept. 19th, 1932 paid Patterson Hotel \$8.78; amount claimed, \$18.25.

October 5, 1932, paid Prince Hotel, \$14.41; amount claimed, \$22.87.

October 31st, 1932, paid Prince Hotel \$8.46; amount claimed \$18.50.

E. T. Smith, paid Patterson Hotel, \$8.70; amount claimed, \$18.52.

20th. EXORBITANT EXPENSE ACCOUNTS. The following will serve to illustrate:

E. T. Smith, October 20th, 1932, (five days at Bismarck), railroad fare	\$24.59
Plane Ticket	20.00
Hotel Prince	24.81
Hotel Radisson	3.50
Telegrams	1.44
Berth to Minneapolis	4.85
Meals	20.00
Taxis, Chicago	3.00
Taxis, Minneapolis	10.00
Miscellaneous Expense	10.00
Total	\$122.19
E. T. Smith, Dec. 19, 1932, Plane to Min- neapolis	\$20.00
Hotel Radisson	4.50
Berth to Jamestown	3.75
Compartment to Bismarck	3.75
Hotel Patterson	15.94
Taxis	4.55
Taxis, Chicago	2.35
Ticket, Minneapolis to Bismarck	15.29
Ticket to Chicago	29.85
Berth to Chicago	8.63
Meals, four days	25.00
Miscellaneous	10.00
Total	\$143.61

The foregoing merely illustrates and we refer you to the findings for other instances of what appear to be extravagant expenditures for expenses. To date the contractors have made claim for expense accounts in the sum of \$3158.42.

21st. **IMPORTANCE OF THE FOREGOING ILLUSTRATIONS.** The foregoing illustrations are important to the taxpayers of North Dakota when you consider the fact that Mr. Norris, Mr. Smith and others employed by the contractors will be the people upon whom the taxpayers must depend to a very large extent for the correctness of materials bought and charges paid in connection with the construction of the capitol building.

22nd. **CORNERSTONE LAYING PREMATURE.** On October 8, 1932, the Commission informed the taxpayers and citizens of North Dakota that they were laying the cornerstone of the new capitol building. Investigation discloses that the such cornerstone laying was a mere pretense because the construction had not advanced to the point of permitting the laying of the stone in its proper place. This ceremony was carried on at an expense of \$1747.68 of which \$566.53 was paid out of the Building Fund and the balance out of the Governor's Contingent Fund. The stone itself cost \$28.05, while the express in conveying it to Bismarck from the place where it was quarried, amounted to \$132.69. We refer you to the findings for the detailed expenses which are somewhat illuminating.

23rd. **PREMATURE PAYMENT TO ARCHITECTS.** The statute provides that the architects shall furnish bond in the sum of \$50,000.00 and it also provides that no payment shall be made where bonds are required, until such bonds are furnished (see sub-division "f," section 2, and also section 7). The record discloses that large sums of money were paid to the architects before this bond was furnished and such bond was forthcoming only after the State Auditor refused to permit any further payments.

24th. **COURTING INVESTIGATION.** When the resolution authorizing the investigation was introduced, Commissioner Bangs, for himself and the other members of the Commission stated publicly that he welcomed the investigation, hoped that it could be completed and was prepared to furnish all information held by himself, associates and employees. While this information was given to the press, he endeavored to secure the signature of Joseph Bell DeRemer to letters which would have discouraged such investigation and which would have the effect of nullifying certain actions taken by said DeRemer in connection with the capitol building.

(Note) See the findings for these letters.

25th. **CLOSE RELATIONSHIP BETWEEN ARCHITECTS, BUILDERS AND COMMISSION.** There seems to be a very close relationship between the architects, the contractors and the Commission. While this relationship is perhaps not unlawful, the Commission feels that it is improper. (See Findings for details.)

26th. **FAILURE TO APPOINT SUPERINTENDENT.** Section 8 of the Capitol Commission Act provides that the Board appoint a specially qualified person to act as superintendent of the construction of the capitol building. His duties are set out as follows: "To see that all contracts made with the Board are faithfully performed, that all material furnished and work done shall be as required by law, or the contract therefore, that all duties imposed upon the architects are faithfully performed by him and his subordinates and no provisions of this act are violated, to report to the Board any violations of this law, or of any contract or of duty of any architect, contractor or employee of said Board, and to do such other duties as may be required of him by the Board." In the opinion of your Committee this was a direct mandate of the people and one of the important duties to be performed by the Commission. Such duty has been entirely ignored and the direct provision of the statute, disregarded. By reason of that fact, the taxpayers of North Dakota are largely at the mercy of the contractors and no one directly interested in protecting the interests of the citizens of North Dakota, is in charge.

27th. **DISBURSEMENTS CONTRARY TO STATUS.** Section 11 of the act provides that all disbursements on account of the construction of the building shall be made pursuant to certificates issued by the Board. All architects estimates, claims, bills and demands for labor performed, work done or

material furnished shall be presented to the Board in the form of an original and a duplicate, and shall be passed upon by said Board only, and after careful examination of every item named. Notwithstanding this provision, the record shows that every payment has been made upon the requisition of the contractors, approved by two of the architects, without furnishing the necessary information from which could be made "a careful examination of every item named." The record further shows that it was agreed between the Board and the contractors that the contractor would not be required to furnish evidence in support of the various items included in the requisition until the following month. In other words, the supporting evidence of the various items included in the requisition was not furnished until at least thirty days after the claim was presented and payment allowed.

28th. COMMISSIONERS AFFORDED EVERY OPPORTUNITY TO FURNISH INFORMATION, AND TO DISPROVE ANY EVIDENCE WHICH THEY CLAIMED UNTRUE OR MISLEADING. We refer you to the rules which were adopted when the Committee was originally organized. Also to the resolution requiring the Commissioners to present offers of proof. At all times during the investigation the way has been open to the Commissioners or their attorney, to assist the Committee in arriving at the truth. No unnecessary restrictions were placed in their way, but it was necessary that the conduct of the hearing be orderly and according to the rules adopted. These rules are not unusual but are those customarily adopted in investigations of this kind. They were necessary for the reason that the Committee had no court or judge which could limit or restrict the evidence to be received and which would be pertinent to the matter under investigation. That the Commissioners understood the rules is evidenced by the fact that their attorney was present during all the examination of witnesses and on many occasions suggested questions to be propounded to the witnesses. Such questions were propounded without exception. The fact that they understood the rules and the reasons for such rules, is further evidenced by the fact that on one, or more, occasion Mr. Davis, the Superintendent of the contractors, submitted for the consideration of the Committee, six questions which he wished to have propounded to himself and relating matters upon which the Committee had previously received evidence. These questions were propounded and fully answered.

The Committee feels that the charge of unnecessary restrictions upon the part of the Commissioners was unwarranted and was made for the sole purpose of beclouding the issue and was not made in good faith.

29th. WHAT DOES THE STATE PAY.

- (a) 3½% on contract price, \$49,132.12 to contractors.
- (b) 2% on mechanical contracts, \$7,000.00 to contractors.
- (c) Salaries of superintendents, engineers, timekeepers, material men, foremen, watchmen, and all other contractors,

employees in whatever capacity employed at the field office in connection with said work and including pro-rated salaries of the contractors force and representatives whose full time is not devoted to the contract.

(d) Cost of all materials including the preparation, inspection, deliveries, unloading, erection, loading and removal of all materials and supplies of whatever nature, whether for permanent or temporary use, and also rental paid for storage of such material.

(e) The premium for all insurance of whatever nature.

(f) All permits required by cities, state or federal authorities, royalties fees, legal expenses, tests, and inspection certificates.

(g) Field office furniture and fixtures, cost of operating same, cement sheds, canopy, sidewalks, fences, temporary roadways and like structures.

(h) All payments made to sub-contractors.

(i) Cost of hand tools not owned by the workmen, canvas, tarpaulins, lumber, scaffolding and other similar materials, also such proportion of hand tools, canvas, etc., used but not consumed as agreed upon and certified by the architects.

(j) Rental charges of necessary machinery and equipment, whether owned by the contractors or rented from others together with freight and delivery charges, provided the total charge as rental for machinery or equipment shall in no event exceed the actual value of same when brought on the job.

(k) Loss and expense not compensated by insurance or otherwise sustained by the contractors in connection with the work, such loss to include settlements made with written consent and approval of architects.

(l) All freight, express, demurrage (except when due to fault of contractors) trucking, telegraph, telephone and like charges, electric currents and other expenses, including traveling expenses of the contractors' representatives incurred in connection with the work and not otherwise specifically mentioned.

(m) All other expenses or charges incurred by the contractor in the prosecution of the work other than those specifically excluded.

(n) One-half of the cost of fire, lightning, cyclone and tornado insurance.

(o) Architects' fees and in addition thereto expenses for traveling and sustenance of the architects and their employees, the original amount having been left open but the commissioners claim to have limited the same to \$5,000.00 by subsequent resolution adopted by the Commission.

(p) Commissioners' expenses and salary and expenses of secretary, legal advisor and other employees of the Commission, also all other expenses incurred by the commission.

30th. ACTION TAKEN TO OBSTRUCT POSSIBLE ACTION BY LEGISLATURE. The Committee finds that the action of the Commission in selling the Anticipation Certificates, and in starting work at an inopportune time was done for the purpose of interfering with any possible action which the legislature might take.

RECOMMENDATIONS

1st. We recommend that the work of the Capitol Commissioners be taken over by the Board of Administration without delay and that all powers granted to the Commissioners under Chapter 205 of the Session Laws of 1931, be granted to the Board of Administration. The latter Board is on the state payroll and the members reside in the city of Bismarck and can be reached with but little delay.

2nd. If the legislature sees fit to place this work in the hands of the Board of Administration, we recommend an immediate audit of the activities of the Commission to date, and a checking of all payments heretofore made. We also recommend that the Board of Administration take such action as it sees fit and proper with reference to the expenditures to which we have directed attention.

3rd. We recommend a contract with the Bank of North Dakota under which it will agree to purchase Anticipation Certificates if and when the funds are needed and that thereupon the Anticipation Certificates heretofore issued be cancelled.

4th. We recommend the immediate appointment of some disinterested and competent superintendent of construction, under the provisions of section 8 of the law creating the commission and whose duty shall consist in seeing to it "that all contracts made with the Board are faithfully performed, that all material furnished and work done shall be as required by law or the contract therefor, that all duties imposed upon the architects are faithfully performed by him and his subordinates and that no provision of Chapter 205, Session Laws of 1931 are violated and to report to the Board any violation of said chapter or any contract, or of duty of any architect, contractor or employee of the Board."

5th. We further recommend that hereafter no payments be made to any person, firm or corporation in connection with the work except upon the certificate of an auditor in the employ of the Board, and no payment be made for money expended unless the requisition be accompanied by such voucher or receipt showing the payment of money claimed, nor should any payment be made to the contractors for material until such materials are actually installed into the building.

6th. The Committee further recommends that immediate steps should be taken to force the filing of proper unit prices

in order to enable the Board in authority to determine when proper allowance has been made either for changes made in the past or which will be made in the future. This is very important and the unit prices so filed should be carefully examined by some competent person who is in no way connected with the architects or the contractor.

7th. We cannot too strongly recommend that if possible, the capitol building should be constructed out of North Dakota brick, provided, of course, that it can be done without too much of a loss to the state. If the sub-contract for stone has not progressed too far and can be cancelled without material loss we recommend a careful study of this situation.

Respectfully Submitted

Chairman

W. J. FLANNIGAN,
Secretary

CHARLES G. BANGERT

M. T. LILLEHAUGEN

H. T. PETERSON

Mr. Swett moved that the House do now recess until 9:00 o'clock, a. m., tomorrow, which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

The House convened at 9:00 o'clock A. M., pursuant to recess taken, Speaker Craig presiding.

THIRD READING OF HOUSE BILLS

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Was read the third time.

Mr. Godwin asked unanimous consent to amend House Bill No. 300. Which request was refused.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 66; nays, 25; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Opdahl
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peters
Anfinson	Henrickson	Peterson, Bottineau
Bailey	Jodock	Peterson, Mountrail
Bettenhausen	Johnson	Place
Born	Kapfer	Rathbun
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Scholl
Crockett	Lemke	Shurr
Endres	Lofthus	Solberg
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Nelson, Ward	Swett
Fitzgerald	Niewoehner	Swendseid
Flannigan	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Olson, Adams	Young
Godwin	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Isaak	Rindy
Dittmer	Jardine	Sprenger
Flaten	Jensen	Strutz
Gessner	McKellar	Symington
Hanson, Barnes	McManus	Thompson
Hill	Muus	Twichell
Hillman	Nelson, Morton	Wright
Holte	Oglesby	Madam Speaker
Holthusen	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Savre
Brunsdale	Jones	Schauss
Correll	Lavik	Smith
Cunningham	Lillehaugen	Steedsman
Dahl	Lynch	Traynor
Fitch	Owings	Wolf
Fuglestad	Rue	
Homnes	Sandlie	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the

License Fees and Sale Tax 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, 41; nays, 53; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Peterson, Mountrail
Anderson, Logan	Jodock	Place
Anderson, Sargent	Larson, Nelson	Rindy
Anfinson	Lemke	Sannes
Arneson	Mostad	Savre
Bailey	Muus	Solberg
Erickson, McLean	Nelson, Dickey	Stoa
Falconer	Nelson, Ward	Strutz
Fitzgerald	Noben	Sundby, McLean
Flannigan	Odegard	Svingen
Gilbertson	Olson, Bowman	Treffry
Hanson, Benson	Owings	Twete
Hill	Patterson	Wright
Isaak	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hanson, Stark	Oglesby
Born	Henrickson	Olson, Adams
Broschat	Hillman	Opdahl
Carlson	Holte	Peters
Crockett	Holthusen	Piper
Dittmer	Jardine	Rathbun
Endres	Johnson	Scholl
Erickson, McKenzie	Kapfer	Sprenger
Espeland	Larson, Ransom	Steedsman
Ettestad	Lillehaugen	Sticka
Fedje	Lofthus	Sundby, Renville
Flaten	Lund	Swett
Fuglestad	McInnes	Swendseid
Gessner	McKellar	Symington
Gilchrist	McManus	Thompson
Godwin	Morgan	Twichell
Hagen	Nelson, Morton	Madam Speaker
Hanson, Barnes	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Shurr
Brunsdale	Jones	Smith
Correll	Lavik	Traynor
Cunningham	Lynch	Wolf
Dahl	Rue	Young
Fitch	Sandlie	
Homnes	Schauss	

So the Bill was declared lost.

Mr. Peters moved that the vote by which House Bill No. 346 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

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, 8; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Born	Jensen	Sannes
Broschat	Jodock	Savre
Carlson	Johnson	Scholl
Crockett	Johnston	Shurr
Dahl	Kapfer	Smith
Dittmer	Larson, Nelson	Solberg
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lemke	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Espelund	Lofthus	Strutz
Ettestad	Lund	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	McManus	Svingen
Fitzgerald	Morgan	Swett
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	
Hill	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Mostad	Stoa
Hanson, Benson	Nelson, Ward	Wright
Henrickson	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jones	Rue
Brunsdale	Lavik	Sandlie
Correll	Lynch	Schauss
Cunningham	McInnes	Traynor
Fitch	Peters	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the House reconsider the vote by which House Bill No. 256 was indefinitely postponed.

Which motion was lost.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for

Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appro-

priation for the purposes hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 22. 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.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

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, 32; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Anderson, Logan	Hill	Owings
Anderson, Sargent	Holthusen	Patterson
Anfinson	Homnes	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Arneson	Isaak	Peterson, Mountrail
Bailey	Jensen	Place
Born	Jodock	Rathbun
Broschat	Kapfer	Rindy
Carlson	Larson, Nelson	Sannes
Dahl	Larson, Ransom	Schauss
Endres	Lemke	Scholl
Erickson, McLean	Lillehaugen	Shurr
Ettestad	Lofthus	Solberg
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitzgerald	Morgan	Sundby, McLean
Flannigan	Mostad	Sundby, Renville
Flaten	Muus	Svingen
Gessner	Nelson, Dickey	Swendseid
Gilchrist	Nelson, Ward	Swett
Godwin	Niewoehner	Symington
Hanson, Barnes	Noben	Treffry
Hanson, Benson	Odegard	Young
Hanson, Stark	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Smith
Crockett	Johnson	Sprenger
Dittmer	Lund	Steedsman
Erickson, McKenzie	McKellar	Strutz
Espeland	McManus	Thompson
Fitch	Nelson, Morton	Twete
Fuglestad	Oglesby	Twichell
Gilbertson	Olson, Adams	Madam Speaker
Hagen	Peters	Wolf
Hillman	Piper	Wright
Holte	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Rue
Brunsdale	Jones	Sandlie
Correll	Lavik	Traynor
Cunningham		

So the bill passed and the title was agreed to.

Mr. Henrickson moved that the vote by which House Bill No. 297 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Twichell: Madam Speaker, I am going to vote "no" on this bill for the reason that it raises your grain storage rates in elevators. It does it in this way: Under the law passed two years ago the maximum storage rate was 10 cents per bushel or 1 cent per bushel straight. On this you are cut off and the contract is cancelled the 31st day of June.

That fixes it so that after your crop has stayed in there 10 months, your contract for storage is cancelled and you pay a straight 1 cent a month, from then on, making the grain storage cost the farmer 12 cents per year, instead of 10 as at present. I vote "no" for this reason.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of North Dakota, for the year 1913, Relating to Deposit of Public 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, 67; nays, 32; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bailey	Jodock	Piper
Broschat	Kapfer	Place
Carlson	Larson, Nelson	Rindy
Crockett	Larson, Ransom	Sannes
Dahl	Lemke	Savre
Endres	Lillehaugen	Schauss
Erickson, McKenzie	Lofthus	Shurr
Erickson, McLean	Lund	Solberg
Espeland	McInnes	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Nelson, Ward	Swendseid
Fuglestad	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Smith
Born	Jensen	Sprenger
Dittmer	Johnson	Steedsman
Fitch	Lynch	Sticka
Flaten	McKellar	Swett
Gessner	Muus	Symington
Hanson, Stark	Nelson, Dickey	Thompson
Hillman	Nelson, Morton	Twichell
Holte	Patterson	Wright
Holthusen	Peters	Young
Homnes	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Ettestad	Sandlie
Biewer	Johnston	Scholl
Brunsdale	Jones	Stoa
Correll	Lavik	Traynor
Cunningham	Rue	

So the bill was declared lost.

Mr. Godwin moved that the vote by which House Bill No. 213 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett: Madam Speaker, I vote "no" for the purpose of reconsideration.

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

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, 80; nays, 22; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Peterson, Mountrail
Anderson, Sargent	Holthusen	Place
Arneson	Isaak	Rathbun
Bailey	Jodock	Rindy
Born	Kapfer	Sannes
Broschat	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Crockett	Lemke	Scholl
Dahl	Lillehaugen	Shurr
Endres	Lofthus	Solberg
Erickson, McKenzie	Lund	Sprenger
Erickson, McLean	McInnes	Steedsman
Espelund	McKellar	Sticka
Falconer	Morgan	Stoa
Fedje	Mostad	Strutz
Fitzgerald	Muus	Sundby, McLean
Flannigan	Nelson, Dickey	Sundby, Renville
Flaten	Nelson, Ward	Svingen
Fuglestad	Niewoehner	Swendseid
Gessner	Noben	Swett
Gilchrist	Odegard	Symington
Godwin	Oglesby	Thompson
Hagen	Olson, Adams	Treffry
Hanson, Barnes	Olson, Bowman	Wolf

Messrs.	Messrs.	Messrs.
Hanson, Benson	Opdahl	Young
Hanson, Stark	Patterson	Madam Speaker
Hill	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Nelson, Morton
Anfinson	Homnes	Owings
Bettenhausen	Jardine	Piper
Dittmer	Jensen	Smith
Ettestad	Johnson	Twete
Fitch	Lynch	Twichell
Gilbertson	McManus	Wright
Henrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Rue
Brunsdale	Jones	Sandlie
Correll	Lavik	Traynor
Cunningham	Peters	

So the bill passed and the title was agreed to.

Mr. Wolf moved that the vote by which House Bill No. 195 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 116. A Bill for an Act to Amend and Re-enact Sections 5607 and 5608, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Conveyance of Homesteads.

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, 21; nays, 71; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Benson	Savre
Broschat	Hill	Shurr
Crockett	Jodock	Solberg
Erickson, McLean	Lemke	Sprenger
Falconer	Nelson, Ward	Stoa
Fedje	Noben	Sundby, McLean
Fitzgerald	Olson, Bowman	Svingen
Flannigan	Owings	Swett
Fuglestad	Peterson, Bottineau	Twete
Godwin	Peterson, Mountrail	
Hanson, Barnes	Place	

Those voting in the negative were:

Messrs.	Messrs.	
Aljets	Holthusen	Opdahl
Anderson, Logan	Homnes	Patterson
Anfinson	Isaak	Peters
Arneson	Jardine	Piper
Bailey	Jensen	Rathbun
Bettenhausen	Johnson	Rindy
Born	Kapfer	Sannes
Carlson	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lillehaugen	Smith
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Espeland	Lynch	Strutz
Ettestad	McKellar	Sundby, Renville
Fitch	McManus	Swendseid
Flaten	Morgan	Symington
Gessner	Mostad	Thompson
Gilbertson	Muus	Treffry
Gilchrist	Nelson, Dickey	Twichell
Hagen	Nelson, Morton	Wolf
Hanson, Stark	Niewoehner	Wright
Henrickson	Odegard	Young
Hillman	Oglesby	Madam Speaker
Holte	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Rue
Brunsdale	Jones	Sandlie
Correll	Lavik	Traynor
Cunningham	McInnes	

So the bill was declared lost.

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

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, 32; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anfinson	Larson, Nelson	Place
Bailey	Larson, Ransom	Rathbun
Broschat	Lemke	Rindy
Carlson	Lillehaugen	Sannes

Messrs.	Messrs.	Messrs.
Crockett	Lofthus	Savre
Dahl	Lund	Scholl
Endres	McInnes	Shurr
Erickson,McKenzie	McManus	Solberg
Erickson, McLean	Morgan	Sprenger
Espeland	Nelson, Ward	Stoa
Ettestad	Niewoehner	Strutz
Falconer	Noben	Sundby, McLean
Fedje	Odegard	Sundby, Renville
Fitzgerald	Oglesby	Svingen
Fuglestad	Olson, Adams	Swett
Gilchrist	Olson, Bowman	Swendseid
Godwin	Opdahl	Thompson
Hanson, Barnes	Owings	Treffry
Hanson, Benson	Patterson	Twete
Hill	Peterson,Bottineau	Wolf
Jodock	Peterson,Mountrail	Madam Speaker
Kapfer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Nelson, Morton
Arneson	Holthusen	Peters
Bettenhausen	Homnes	Piper
Born	Isaak	Smith
Fitch	Jardine	Steedsman
Gessner	Jensen	Sticka
Gilbertson	Johnson	Symington
Hagen	Lynch	Twichell
Hanson, Stark	McKellar	Wright
Henrickson	Muus	Young
Hillman	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dittmer	Mostad
Anderson, Sargent	Flannigan	Rue
Biewer	Flaten	Sandlie
Brunsdale	Johnston	Schauss
Correll	Jones	Traynor
Cunningham	Lavik	

So the bill passed and the title was agreed to.

Mr. Solberg moved that the vote by which House Bill No. 182 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Swett: Madam Speaker, this is one of the few measures aimed to help the farmer by legislative action which I think has good sound construction and which calls upon the courts to take judicial notice of the situation in which the people find themselves. By no stretch of the imagination

may it be considered a moratorium, it is merely an act of economic justice.

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation 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, 12; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Savre
Carlson	Johnson	Schauss
Correll	Kapfer	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	McManus	Svingen
Fitch	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Fuglestad	Nelson, Morton	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Henrickson	Piper
Erickson, McKenzie	Larson, Nelson	Smith
Ettestad	Lofthus	Steedsman
Gessner	Olson, Adams	Sundby, Renville

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Sandlie
Cunningham	Lavik	Sannes
Johnston	Rue	Traynor

So the bill passed and the title was agreed to.

Mr. Carlson moved that the vote by which House Bill No. 222 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATIONS OF VOTE

Mr. Arneson: Madam Speaker, I think this is class legislation as this bill has been amended and does not tax all of the chain enterprises in the state. Therefore I vote "no".

Mr. Carlson: Madam Speaker, I vote "aye" on this bill because I am sure the corporation chain store is not so interested in the building up and community welfare as is the man who has lived the most of his life, in that community, owns his own home, owns his own store building, has invested his money in North Dakota real estate. I favor the home store because the home owner's family is reared in the community where they have become lifelong friends and neighbors of the residents of that community. These young folks marry and settle down in that community and become boosters and builders for your home town, your home county, and last but not least, for North Dakota. The chain stores are able and willing to pay. I vote "aye".

Mr. Oglesby: Madam Speaker, I vote "no" on this bill for the reason that I do not believe in a sales tax. Therefore I can't see how we are going to tax those stores without paying for it ourselves. It is simply added on to the price and those who trade there will pay for the extra assessment. And they are putting on that assessment on one class in the state and letting the Standard Oil and others go free. Therefore, I vote "no".

Mr. Olson of Adams: Madam Speaker, I am voting "no" on this bill because I believe that it is class legislation.

Mr. Smith: Madam Speaker, I believe that this chain store tax is class legislation. I also believe that the chain stores have a place in the business of the State of North Dakota, otherwise they would have been out of business a long time ago. I wonder how long it will be before the people of the State of North Dakota realize that when they tax an enterprise which has a place in the business of our state that it eventually is turned back and they have to take it out of their own pockets. I think they are making a mistake, and therefore I vote "no".

Mr. Gilbertson: Madam Speaker, I vote "aye" on this bill for the reason that they have gotten together with the representatives of the chain stores in North Dakota and

they are satisfied with the tax that we are putting on the chain store.

Mr. Lofthus: Madam Speaker, I voted "no" on this bill because it left out all other chain stores—the Standard Oil Company and the elevators. I vote "no".

Mr. Swendseid: Madam Speaker, I was opposed to House Bill No. 222 as it was originally drawn. With the amendments as placed by the standing committee, reducing the tax to a nominal sum, and limiting its application, I am for the bill. I vote "aye".

Mr. Twichell: "Madam Speaker: I am voting 'aye' on this bill. I was opposed to it in its original form. I don't think the tax imposed now is any more than a business offset as against the purchasing power of the local man and that of the chain store. They have the edge on buying. It may cost the people a little more money. There is one provision I would like to have seen stricken out—the one providing a tax on any wholesale house that has branches in the state. On principle that is wrong. But the tax is so small that it doesn't make any difference. I therefore vote 'aye' for these reasons."

Mr. Piper: "Madam Speaker: One of the reasons I opposed this bill is that it includes every business man in the State of North Dakota who is in the food and clothing business and is operating more than one store. I vote 'no'."

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

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	Hanson, Barnes	Peterson, Bottineau
Anderson, Logan	Henrickson	Peterson, Mountrail
Anderson, Sargent	Hill	Piper
Anfinson	Isaak	Place
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Kapfer	Sannes
Broschat	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Crockett	Lemke	Scholl
Dahl	Lillehaugen	Shurr
Endres	Lofthus	Solberg
Erickson, McKenzie	Lund	Sprenger
Erickson, McLean	McInnes	Stoa
Espeland	Morgan	Strutz

Messrs.	Messrs.	Messrs.
Ettestad	Mostad	Sundby, McLean
Falconer	Nelson, Dickey	Sundby, Renville
Fedje	Nelson, Ward	Svingen
Fitzgerald	Niewoehner	Swett
Flannigan	Odegard	Thompson
Fuglestad	Oglesby	Treffry
Gessner	Olson, Adams	Twete
Gilbertson	Olson, Bowman	Wolf
Gilchrist	Opdahl	Wright
Godwin	Owings	Madam Speaker
Hagen	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Rue
Born	Jardine	Smith
Correll	Johnson	Steedsman
Fitch	Lynch	Sticka
Flaten	McKellar	Swendseid
Hanson, Stark	McManus	Symington
Hillman	Muus	Twichell
Holte	Nelson, Morton	Young
Holthusen	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Noben
Cunningham	Jones	Sandlie
Dittmer	Lavik	Traynor
Hanson, Benson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Fedje moved that the vote by which House Bill No. 265 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Patterson: "Madam Speaker: I am voting 'aye' on this bill for the simple reason that it seems to be working out quite well in Minot where we are using it to meet the unemployment situation."

Mr. Thompson: "Madam Speaker: I was against this bill, but since I have heard all this talk here I believe that this bill will work, and I am very much interested from the farmers' viewpoint. I think I can feed my cow bran one day and sawdust the next and she will get fat on it. I vote 'aye'."

Mr. Sundby of McLean: "Madam Speaker: I vote 'aye' on House Bill No. 265 for the reason that the U. S. Government is making the money for the big financiers so we must try and devise some other medium of exchange. Therefore, I am going to vote 'aye' on this scrip bill."

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Was read the third time.

Mr. Ettetstad asked unanimous consent to amend House Bill No. 298 as follows:

In line 4 of the title of the bill strike out the figures "238" and insert in lieu thereof the figures "283."

Which request was granted.

Mr. Flannigan moved that the rules be suspended and House Bill No. 283 be considered properly re-engrossed and placed upon 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, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnston	Rue
Carlson	Kapfer	Sannes
Correll	Larson, Nelson	Savre
Crockett	Larson, Ransom	Schauss
Dahl	Lemke	Scholl
Dittmer	Lillehaugen	Shurr
Endres	Lofthus	Smith
Erickson, McKenzie	Lund	Solberg
Erickson, McLean	Lynch	Sprenger
Espeland	McInnes	Sticka
Ettetstad	McKellar	Stoa
Falconer	McManus	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid

Messrs.	Messrs.	Messrs.
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Stark	Olson, Bowman	Wright
Henrickson	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.
Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson	Steedsman
Cunningham	Jones	Traynor
Gilchrist	Lavik	
Hanson, Benson	Sandlie	

So the bill passed and the title was agreed to.

Mr. Johnson moved that the vote by which House Bill No. 298 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public 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, 63; nays, 36; absent and not voting, 11, and 3 pass.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Noben
Anderson, Logan	Hill	Oglesby
Anderson, Sargent	Hillman	Opdahl
Anfinson	Holthusen	Peters
Biewer	Homnes	Peterson, Mountrail
Born	Jardine	Place
Crockett	Johnson	Rindy
Dahl	Kapfer	Rue
Endres	Larson, Nelson	Schauss
Erickson, McLean	Larson, Ransom	Scholl
Ettestad	Lofthus	Steedsman
Falconer	Lynch	Sticka
Fitch	McInnes	Strutz

Messrs.	Messrs.	Messrs.
Fitzgerald	McKellar	Sundby, McLean
Flannigan	McManus	Symington
Flaten	Morgan	Thompson
Gilbertson	Muus	Treffry
Godwin	Nelson, Dickey	Twichell
Hagen	Nelson, Morton	Wolf
Hanson, Barnes	Nelson, Ward	Wright
Hanson, Stark	Niewoehner	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Sannes
Bailey	Jodock	Savre
Carlson	Lemke	Shurr
Correll	Lillehaugen	Smith
Dittmer	Lund	Solberg
Erickson, McKenzie	Odegard	Sprenger
Espeland	Olson, Adams	Stoa
Fedje	Olson, Bowman	Sundby, Renville
Fuglestad	Owings	Svingen
Gessner	Patterson	Swett
Holte	Peterson, Bottineau	Twete
Isaak	Piper	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Rathbun
Cunningham	Jones	Sandlie
Gilchrist	Lavik	Traynor
Hanson, Benson	Mostad	

Passed:

Messrs.	Messrs.
Bettenhausen	Swendseid
Broschat	

So the bill passed and the title was agreed to.

Mr. Swett moved that the vote by which House Bill No. 350 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Fedje: "Madam Speaker: I vote 'no' on this bill. This is just another bill aimed at the small newspaper. I believe in the philosophy of 'live and let live,' and they are of just as much value to the people where they are located as the big papers are, and for that reason I vote 'no'."

House Bill No. 269. A Bill for an Act Relating to the Payment of Taxes and Providing an Inducement to Pay Delinquent Real Estate and Personal Property Taxes, Including Hail Insurance and Special Assessment Taxes; and

Accepting Certain Farm Commodities in Payment for Such Taxes at Approximately Seventy-five Per Cent of the Cost of Production.

Was read the third time.

Mr. Peterson of Mountrail asked unanimous consent to amend House Bill No. 269, which request was refused.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 58; absent and not voting, 11, and 1 passed.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Patterson
Anfinson	Hanson, Benson	Peterson, Bottineau
Biewer	Hill	Place
Broschat	Jodock	Savre
Carlson	Kapfer	Scholl
Crockett	Larson, Ransom	Shurr
Dahl	Lemke	Solberg
Endres	McInnes	Sprenger
Erickson, McLean	Nelson, Ward	Strutz
Falconer	Noben	Sundby, McLean
Fedje	Odegard	Sundby, Renville
Fitzgerald	Olson, Bowman	Svingen
Flannigan	Opdahl	Treffry
Fuglestad	Owings	Twete
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Sargent	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Born	Johnson	Sannes
Correll	Larson, Nelson	Schauss
Dittmer	Lillehaugen	Smith
Erickson, McKenzie	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Fitch	McKellar	Swett
Flaten	Morgan	Swendseid
Gessner	Muus	Symington
Gilbertson	Nelson, Dickey	Thompson
Hagen	Nelson, Morton	Wolf
Hanson, Stark	Niewoehner	Wright
Henrickson	Oglesby	Young
Hillman	Olson, Adams	Madam Speaker
Holte		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Rathbun
Cunningham	Lavik	Sandleie
Gilchrist	McManus	Traynor
Johnston	Mostad	

Passed:

Messrs.
Twichell

So the bill was declared lost.

Mr. Twichell moved that the vote by which House Bill No. 269 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATIONS OF VOTE

Mr. Peterson of Mountrail: "Madam Speaker: I vote 'no' on this bill for the following reason: The effect of this bill is to reduce our taxes by depriving our school districts and municipalities of means of support which will have to be made up later in a like amount by the same people. Further, it is an attempt to remove the securities that certificates of indebtedness and warrants have been issued against. Therefore, I vote 'no'."

Mr. Twichell: "I have a direct personal interest in this bill. I have wheat in the elevator and taxes unpaid for this year and last year. Therefore, I will not vote unless the House says I should."

Mr. Flannigan moved that the House give Mr. Twichell the right to vote.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among

the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

And find the same correctly Engrossed.

J. W. ERICKSON,
Acting Chairman.

HOUSE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

And find the same correctly Engrossed.

W. J. GILCHRIST,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorpor-

ated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228, Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Suf-

ficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Also,

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The Speaker called Mr. Swett to the Chair.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 23, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Also,

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Also,

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 23. 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,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-

enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Also,

Senate Bill No. 181. A Bill for an Act to amend and re-enact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Also,

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Also,

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Also,

Senate Concurrent Resolution No. "I," A Resolution to tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problems of the American people.

Also,

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Also,

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 23, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

Mr. Flannigan took the Chair.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 23, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 296. A Bill for an Act to amend and re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Also,

Senate Bill No. 334. A Bill for an Act to amend and re-

enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Also,

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Also,

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Concurrent Resolution No. C.

Also,

Senate Concurrent Resolution No. E.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Speaker resumed the Chair.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 67. 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. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting

Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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. 66. 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. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Was read the first and second times and referred to the Committee on Warehouses and Grain Grading.

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; 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. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Was read the first and second times and referred to the Committee on Education.

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Was read the first and second times and referred to the Committee on Education.

The Chief Clerk announced the Speaker was about to sign Senate Bill No. 1, Senate Bill No. 4 and Senate Bill No. 139.

And the Speaker signed the same in the presence of the House.

Mr. Flannigan moved that all absent members be excused.
Which motion prevailed.

Mr. Swett moved that the House do now adjourn.
Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-SECOND DAY

House of Representatives,
Bismarck North Dakota,
February 23, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Adjutant Smith.

Roll call: All members present except Representatives Brunsdale, Correll, Cunningham, Hanson, Lavik, McManus, Muus and Oglesby.

Mr. Henrickson moved that all absent members be excused.
Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 23, line 14, correct spelling of "legislature."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Young moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication signed by the officers of Farmers Union Local No. 1106 urging extension of period for taking of tax deed, reduction of interest and penalties, passage of three-year moratorium, was read and referred to the Committee on State Affairs.

Resolutions signed by officers of the Hettinger Taxpayers Association urging tax reduction measures and asking the Legislature to petition government to amend renewal term to crop loan borrowers providing that landlords waive interest in 1933 crop in favor of Department of Agriculture to permit extension of seed loans, were received and referred to the Committee on State Affairs.

A communication from Holiday Association listing measures in House and Senate whose passage they favor, was received.

A telegram signed by Pearl Heimbecker of Grand Forks, and 14 others, opposing Basic Science Bill was read and referred to the Committee on Public Health.

A communication signed by Albert Erickson of Donnybrook, and 19 others, urging passage of "Live Stock License Bill" and "Weighing and Grading Bill" was received.

Referred to Committee on Live Stock.

Resolutions adopted by the Montz Local of the Farmers Union urging compulsory hail insurance law, asking passage of House Bill No. 122, and opposing transfer of State Hail Insurance funds to any other department, were read and referred to the Committee on Insurance.

Petitions opposing chain store tax, signed by L. E. O'Connor of Grand Forks, and 25 others, J. V. Hanson of Rolla, and 24 others, Mrs. Nellie A. Artes of Valley City, and 13 others, E. Thorson of Willow City, and 51 others, A. C. Pagenkopf of Dickinson, and 368 others, Amos Freed of Stark County, and 56 others, Frank Marsh of Dickinson, and 72 others, and Claud Bazal of Stark County, and 67 others, were read and referred to the Committee on Ways and Means.

A communication, signed by the pastor of the First Lutheran Church of Minot, and 100 others, opposing passage of Sunday movie bill was received and referred to the Committee on Temperance.

A communication, signed by H. J. Hallgremson of Mountain, and 21 others, opposing increase in cream buyers' license fee was received and referred to the Committee on State Affairs.

FIRST AND SECOND READINGS OF SENATE BILLS

Senate Bill No. 23. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 181. A Bill for an Act to amend and re-enact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers,

agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the Dis-

trict Court of the county in which such services are rendered.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 56. A Bill for an Act to amend and re-enact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Was read the first and second times and referred to the Committee on Corporations Other Than Municipal.

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Was read the first and second times and referred to the Committee on Public Health.

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 178. A Bill for an Act to amend and re-

enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Ways and Means.

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by

cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Was read the first and second times and referred to the Committee on Temperance.

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Was read the first and second times and referred to the Committee on Game and Fish.

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senate Bill No. 296. A Bill for an Act to amend and re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Was read the first and second times and referred to the Committee on Appropriations.

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling

common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Was read the first and second times and referred to the Committee on Railroads.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

C. G. Boise, Bismarck; O. F. Peterson, Mountrail; A. H. Nelson, Palermo; J. D. Gronna, Lakota; Bertha Gronna, E. S. Mouy, Mrs. C. M. Overgaard, Laura Schlichter, Florence Larson, Mrs. Shultz, Mr. and Mrs. Henry Jones, all of Bismarck; Mr. and Mrs. Allan King, Minot; Mr. and Mrs. R. J. Coughlin, Minot; Mrs. A. M. Omdahl, Bismarck; Mr. and Mrs. Henry Jones, Bismarck.

Wm. Frederich, Fredonia; Mr. and Mrs. E. R. Wolf, Wish-ek; Henry A. Phesler, Fargo; Beatrice Thorson, Bismarck; H. D. Jones, Fredonia; Henry Hardy, Stanley; Andrew Roise White Earth; Nick Muth, Dickinson; Henry Weber, Dickinson; Mrs. C. C. Lush, Fargo; C. C. Lush, Fargo; Neil Lee, Dickinson; Wm. Maloy, Mandan; M. M. Aakram, J. W. Samuelson, H. H. Westlie, W. E. Borene, all of Minot.

Mamie Joos, Bismarck; Elizabeth Joos, Bismarck; Mrs. H. A. Rindy, Carrington; Arnold Madland, Pembina; Mrs. R. E. Stutz, Jamestown; Ross Kiefer, Fargo; Dan Polis, Fargo; Mrs. A. R. Bergesen, Fargo; Edgar LaRue, Devils Lake; Elizabeth Stannard, Mrs. G. L. Spear, E. M. Stanton, all of Bismarck; A. L. Morris, Ryder; C. G. Starr, Jamestown; Dr. G. E. Harman, Grand Forks.

Frank Slupe, Beulah; Joe Holicheck, LaMoure; Wm. Rudolph, LaMoure; George Gebhart, Leith; Mrs. Brophy, Bismarck; B. T. Huber, Minot; Al Farr, Mandan; Mrs. Diehl, Arthur Brunelle, Mrs. Lobery, Mrs. N. T. Kraft, all of Bismarck; Frances Harder, Joe Hertz, Wm. Partridge, Ernest Percy, Clement Ferderer, Elva Husfloen, George Ferderer, Elfredor Wahbuttel, W. Mopher Veeder, Caroline Schardt, all of Mandan.

Adeline Granier, Adam Fleck, Creheir Brunell, Pauline Makowski, Rosella Conway, Ludmella Broxnnio, Ramond Friess, Eugene Helmsworth, Freda Greng, Marie Schoenuben, Frank Stumpf, Geo. Fitterer, all of Mandan.

Irene Parkman, Bismarck; Joseph Eckrolt, Esther Dahl, Christian Assel, Mrs. A. T. Costello, Mrs. Fred Schultze, Mrs. Clif Hammel, all of Mandan; Mrs. H. C. McReady, Minot.

Mr. Twichell moved that the House recess until 1:45 tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-SECOND DAY AFTER RECESS AND
FIFTY THIRD DAYHouse of Representatives,
Bismarck, North Dakota,
February 24, 1933.

The House re-convened at 1:45 p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Jodock moved to adjourn.

Which motion prevailed.

FIFTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 24, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All members present except Representatives Bettenhausen, Brunsdale, Hill, Hillman, Lavik, Lynch, Muus and Sandlie.

The Committee on Revision and Correction of the Journal made the following report:

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-first Day and Fifty-second Day and recommend that the same be corrected as follows:

On page 22, at end of line 16, insert the following: "Which motion lost."

On page 144, line 2, strike out the word "but."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Steedsman moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams urging defeat of the Basic Science bill signed by Mr. and Mrs. Lawrence Schumaker of Grand Forks and 10 others, and B. E. Campbell of Grand Forks and eight others, were received and referred to the Committee on Public Health.

A communication signed by Rosella G. Hanson of Litchville and nine others, condemning the House Bill providing for the use of the lash for certain criminals was read and referred to the Committee on Judiciary.

Petition signed by Mr. M. J. Crockett of Langdon and 20 others opposing any form of compulsory state hail insurance was received and referred to the Committee on Insurance.

Communications signed by M. L. Kohanlet of LaMoure and 27 others and W. C. Daly of Knox and 28 others opposing passage of chain store tax were received and referred to the Committee on Ways and Means.

Petitions opposing increase in cream station license fee, signed by G. L. Larson of Eastadge, Barnes County, and 13 others, A. E. Lindeman of Hope and 52 others, John Severson of Cavalier and 22 others, J. D. Dewar of Crystal and 30 others, W. D. Hanson of Luverne and 40 others, L. Amunson of Binford and 24 others, H. W. Vivatson of Svold and 29 others, Geo. Johnson of Galchutt and 15 others, A. T. Anderson of Turtle Lake and 21 others, Geo. Skinner of Grandin and 46 others, W. B. Johnson of Hallson and 18 others, Fred Pleasance of Akra and 23 others, M. J. Haarsager of Litchville and 26 others, were received and referred to the Committee on State Affairs.

HOUSE OF REPRESENTATIVES
Twenty-third Legislative Assembly
STATE OF NORTH DAKOTA
Bismarck

February 23, 1933.

Mrs. Minnie D. Craig, Speaker,
House of Representatives.

Dear Mrs. Craig:

Please convey my sincere thanks and appreciation to the members of the House for the beautiful flowers which I received this morning.

Sincerely yours,

EDWIN TRAYNOR.

FIRST AND SECOND READING OF SENATE BILLS

Senate Concurrent Resolution No. E.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senate Concurrent Resolution No. C.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Was read the first and second times and referred to the Committee on State Affairs.

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. J. An Act to submit an amendment to Section 173 of the Constitution of the State to the voters for approval.

Was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 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, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson,Bottineau
Anderson, Logan	Holte	Peterson,Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Biewer	Jensen	Rue
Born	Jodock	Sannes
Broschat	Johnson	Savre
Carlson	Johnston	Schauss
Correll	Jones	Shurr
Crockett	Kapfer	Smith
Endres	Larson, Nelson	Solberg
Dahl	Larson, Ransom	Sprenger
Dittmer	Lemke	Steedsman
Erickson,McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett

Messrs.	Messrs.	Messrs.
Fitzgerald	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Traynor
Gilbertson	Odegard	Treffry
Gilchrist	Oglesby	Twete
Godwin	Olson, Adams	Twichell
Hagén	Olson, Bowman	Wolf
Hanson, Barnes	Opdahl	Wright
Hanson, Stark	Owings	Young
Henrickson	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hillman	Nelson, Ward
Brunsdale	Lavik	Peters
Cunningham	Lillehaugen	Sandlie
Flannigan	Lynch	Scholl
Hanson, Benson	Muus	

So the bill passed and the title was agreed to.

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

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, 6; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peterson, Bottineau
Anderson, Logan	Holthusen	Peterson, Mountrail
Anderson, Sargent	Homnes	Piper
Anfinson	Isaak	Place
Bailey	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith

Messrs.	Messrs.	Messrs.
Dahl	Lemke	Solberg
Dittmer	Lofthus	Steedsman
Endres	Lund	Sticka
Erickson,McKenzie	McInnes	Stoa
Erickson, McLean	McKellar	Strutz
Espeland	McManus	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Gessner	Sprenger
Ettestad	Johnson	Swett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hillman	Muus
Brunsdale	Lavik	Peters
Flannigan	Lillehaugen	Sandlie
Hanson, Benson	Lynch	Scholl

So the bill passed and the title was agreed to.

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Was read the third time.

Mr. Swendseid asked unanimous consent to amend Senate Bill No. 120 as follows:

In line 4 of Section 1 strike out the figure "1" and insert the figures "4848a".

Which request was granted.

Mr. Swendseid moved that the rules be suspended and that Senate Bill No. 120 be considered properly re-engrossed and placed upon 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, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Homnes	Piper
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sannes
Carlson	Johnston	Savre
Correll	Jones	Schauss
Crockett	Kapfer	Shurr
Cunningham	Larson, Nelson	Smith
Dahl	Larson, Ransom	Solberg
Dittmer	Lemke	Sprenger
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	McKellar	Strutz
Ettestad	McManus	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Niewoehner	Symington
Gessner	Noben	Thompson
Gilbertson	Odegard	Traynor
Gilchrist	Oglesby	Treffry
Godwin	Olson, Adams	Twete
Hagen	Olson, Bowman	Twichell
Hanson, Barnes	Opdahl	Wolf
Hanson, Stark	Owings	Wright
Henrickson	Patterson	Young
Hill	Peters	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Muus
Bettenhausen	Hillman	Nelson, Ward
Brunsdale	Lavik	Sandlie
Fitch	Lillehaugen	Scholl
Flannigan	Lynch	

So the bill passed and the title was agreed to.

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

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, 19; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Mountrail
Anderson, Logan	Isaak	Piper
Anderson, Sargent	Jensen	Place
Anfinson	Jodock	Rathbun
Arneson	Johnston	Rindy
Bailey	Jones	Sannes
Biewer	Kapfer	Savre
Born	Larson, Nelson	Schauss
Broschat	Larson, Ransom	Scholl
Crockett	Lemke	Shurr
Dahl	Lofthus	Solberg
Endres	Lund	Sprenger
Erickson, McKenzie	McInnes	Sticka
Erickson, McLean	Morgan	Stoa
Espeland	Mostad	Strutz
Ettestad	Nelson, Dickey	Sundby, McLean
Falconer	Nelson, Morton	Sundby, Renville
Fedje	Nelson, Ward	Svingen
Fitzgerald	Niewoehner	Swett
Flannigan	Noben	Swendseid
Fuglestad	Odegard	Symington
Gessner	Oglesby	Thompson
Gilchrist	Olson, Adams	Treffry
Godwin	Olson, Bowman	Twete
Hanson, Barnes	Opdahl	Wolf
Hanson, Benson	Owings	Wright
Hanson, Stark	Patterson	Madam Speaker
Henrickson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carlson	Homnes	Smith
Correll	Jardine	Steedsman
Cunningham	Johnson	Traynor
Dittmer	McKellar	Twichell
Flaten	McManus	Young
Holte	Peters	
Holthusen	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hagen	Lynch
Brunsdale	Hillman	Muus
Fitch	Lavik	Sandlie
Gilbertson	Lillehaugen	

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which Senate Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Thompson: Madam Speaker, As much as I would like to keep the contractors at work, the people at home said to

me before I came down here: "If you have any influence at all, stop this road work for a while until the county gets in better shape." While I know we have got a lot of money expended in equipment, so have I got a good many thousands of dollars in my farm and farming equipment standing idle, and I have to think of some of the farmers as well as the contractors. Therefore I vote "aye".

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws 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, 99; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peterson,Bottineau
Anderson, Logan	Homnes	Peterson,Mountrail
Anderson, Sargent	Isaak	Piper
Anfinson	Jardine	Place
Arneson	Jensen	Rathbun
Bailey	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sannes
Broschat	Jones	Savre
Carlson	Kapfer	Schauss
Crockett	Larson, Nelson	Scholl
Dahl	Larson, Ransom	Shurr
Dittmer	Lemke	Smith
Endres	Lofthus	Solberg
Erickson,McKenzie	Lund	Sprenger
Erickson, McLean	McInnes	Steedsman
Espeland	McKellar	Sticka
Ettestad	McManus	Stoa
Falconer	Morgan	Strutz
Fedje	Mostad	Sundby, McLean
Fitzgerald	Nelson, Dickey	Sundby, Renville
Flaten	Nelson, Morton	Svingen
Fuglestad	Nelson, Ward	Swett
Gessner	Niewoehner	Swendseid
Gilchrist	Noben	Symington
Godwin	Odegard	Thompson
Hagen	Oglesby	Traynor
Hanson, Barnes	Olson, Adams	Treffry
Hanson, Benson	Olson, Bowman	Twete
Hanson, Stark	Opdahl	Wolf
Henrickson	Owings	Wright
Hill	Patterson	Young
Holte	Peters	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Correll	Cunningham

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Gilbertson	Lynch
Brunsdale	Hillman	Muus
Fitch	Lavik	Sandlie
Flannigan	Lillehaugen	Twichell

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

A majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 229. 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 amended as follows:

In Section 1, line 4 of the re-engrossed bill, strike out the word "four" and insert in lieu thereof the word "ten". In line 17 strike out "60%" of all legal" and insert in lieu thereof "the highest number of."

J. W. BAILEY,
C. O. ARNESON,
MILTON RUE,
R. R. LOFTHUS,
OLE ETTESTAD,
R. E. SWENDSEID,
O. C. OLSON.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report of the majority be adopted.

A minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 229. 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,
H. F. SWETT,
W. J. GODWIN,
J. D. HOLTHUSEN,
LEWIS HAGEN,
W. J. FLANNIGAN.

Mr. Swett moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

Mr. Swett moved that the vote by which Senate Bill No. 229 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Roll Call demanded and granted.

ROLL CALL

The question being on the clincher motion of Mr. Swett on Senate Bill No. 229, 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.
Anderson, Logan	Johnson	Piper
Anfinson	Johnston	Rathbun
Biewer	Jones	Rindy
Broschat	Kapfer	Rue
Correll	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Smith
Dittmer	Lund	Steedsman
Endres	McInnes	Stoa
Erickson, McLean	McManus	Strutz
Flannigan	Morgan	Svingen
Gilchrist	Mostad	Swett
Godwin	Nelson, Dickey	Symington
Hagen	Nelson, Morton	Traynor
Holte	Niewoehner	Twete
Holthusen	Owings	Twichell
Homnes	Patterson	Wright
Jardine	Peters	Madam Speaker
Jodock	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Place
Anderson, Sargent	Henrickson	Sannes
Arneson	Hill	Schauss
Bailey	Isaak	Scholl
Carlson	Jensen	Shurr
Crockett	Lemke	Solberg
Dahl	Lofthus	Sprenger
Erickson, McKenzie	McKellar	Sticka
Espeland	Nelson, Ward	Sundby, McLean
Ettestad	Noben	Sundby, Renville
Fedje	Odegard	Swendseid

Messrs.	Messrs.	Messrs.
Fitzgerald	Oglesby	Thompson
Flaten	Olson, Adams	Treffry
Fuglestad	Olson, Bowman	Wolf
Hanson, Barnes	Opdahl	Young
Hanson, Benson	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Gessner	Lynch
Born	Gilbertson	Muus
Brunsdale	Hillman	Sandlie
Falconer	Lavik	
Fitch	Lillehaugen	

So the bill was declared indefinitely postponed.

A minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same do pass.

C. O. ANDERSON,
MILTON RUE,
R. R. LOFTHUS,
R. E. SWENDSEID,
LEWIS HAGEN.

A majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
J. W. BAILEY,
W. J. GODWIN,
H. F. SWETT,
OLE ETTESTAD,
J. D. HOLTHUSEN,
W. J. FLANNIGAN,
O. C. OLSON.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swett moved that the vote by which Senate Bill No. 158 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 13. 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 be amended as follows:

In line 5 of the title of the engrossed bill, correct "2656B1 to 2656B9" to read "2656b1 to 2656b9".

In line 3, of the engrossed bill, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$25,000.00".

In line 7, of the engrossed bill, correct "2656B1 to 2656B9" to read "2656b1 to 2656b9".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 15. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 38. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 41. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 44. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 40. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:
Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 177. A Bill for an Act to amend and reenact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "service" in line 6 of the printed bill and insert in lieu thereof the following: "one and one-half per cent (1½%) of all moneys paid out of the school district treasury, for receiving, safely keeping, and paying over the same according to law; provided, that in no case shall such school treasurer receive for such services more than Thirty Dollars (\$30.00) in any one year; provided further that such treasurer shall not be allowed any percentage or amount on the balance turned over by him to his successor in office."

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam 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 indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Have had the same under consideration and recommend that the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill, strike out the figures "\$22,320.00" and insert in lieu thereof the figures "\$17,325.00".

Strike out all of line 10 of the engrossed bill.

In line 11 of the engrossed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$375.00".

In line 13 of the engrossed bill, strike out the figures "\$12,500.00" and insert in lieu thereof the figures "\$8,000.00".

In line 14 of the engrossed bill, strike out the figures "\$620.00" and insert in lieu thereof the figures "\$500.00".

In line 16 of the engrossed bill, strike out the figures "\$22,320.00" and insert in lieu thereof the figures "\$17,325.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, line 5 of the body of the bill, strike out the word "section" and insert in lieu thereof the word "subdivision".

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN,
M. P. BIEWER,
H. F. NIEWOEHNER,
R. A. OWINGS,
PETERSON (of Bottineau).

A minority of the Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUS A. SCHAUSS,
MARY A. RATHBUN,
C. L. BROCHAT,
ALFRED MOSTAD.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Correll moved that the vote by which Senate Bill No. 147 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Have had the same under consideration and recommend that the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 24, 1933.

Madam Speaker: I have the honor to inform you the Senate has concurred in the House amendment to:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 24, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Concurrent Resolution No. "T", which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Hanson of Barnes moved that the absent members be excused.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mrs. J. M. Holcomb, Jamestown; Jacob Bettner, Lehr; A. B. Towarance, Eldridge; J. T. Parkins, Mandan; Theo. Musgjerd; Herman Haagenstad, Cando; C. L. Ashley, West Fargo; Harry Rubin, Bismarck; John Storman, Rolla; Mable Johnson, Jamestown; Jean Swett, Steele; Thelma Nagle, Jamestown; Joseph Menz, Ft. Yates; D. S. Hatch, Ft. Yates; Wm. Doyen, C. H. Renners, W. E. Hoopes, Carrington; W. A. O'Donnell, Napoleon; E. G. Glasow, Davenport; V. E. Westerman, Bismarck; Lloyd Laske, Leonard; O. T. Haakenson, Towner; Harry Thompson, Bismarck; J. W. Southerland, Fargo.

Mr. Swett moved that the House recess until one o'clock.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 25, 1933.

The House reconvened at 1:00 p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Hill moved that the rules be suspended for the purpose of going into General Orders.

Which motion prevailed.

GENERAL ORDERS

Mr. Shurr 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. Shurr to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

Senate Bill No. 13. 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.

And recommend the adoption of the standing committee's amendments as follows:

In line 5 of the title of the engrossed bill, correct "2656B1 to 2656B9" to read "2656b1 to 2656b9".

In line 3, of the engrossed bill, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$25,000.00".

In line 7, of the engrossed bill, correct "2656B1 to 2656B9" to read "2656b1 to 2656b9".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything after the word "service" in line 6 of the printed bill and insert in lieu thereof the following: "one and one-half per cent ($1\frac{1}{2}\%$) of all moneys paid out of the school district treasury, for receiving, safely keeping, and paying over the same according to law; provided, that in no case shall such school treasurer receive for such services more than Thirty Dollars (\$30.00) in any one year; provided further that such treasurer shall not be allowed any percentage or amount on the balance turned over by him to his successor in office."

And recommend the further amendment to the committee amendment:

In line 3, page 14 of the Journal of February 24, strike out the words and figures: "one and one-half per cent ($1\frac{1}{2}\%$)" and insert in lieu thereof "one per cent (1%)." In line 7 after the last syllable of the word "services" insert "less than ten dollars (\$10.00) nor."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$22,320.00" and insert in lieu thereof the figures "\$17,325.00".

Strike out all of line 10 of the engrossed bill.

In line 11 of the engrossed bill, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$375.00".

In line 13 of the engrossed bill, strike out the figures "\$12,500.00" and insert in lieu thereof the figures "\$8,000.00".

In line 14 of the engrossed bill, strike out the figures "\$620.00" and insert in lieu thereof the figures "\$500.00".

In line 16 of the engrossed bill, strike out the figures "\$22,320.00" and insert in lieu thereof the figures "\$17,325.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

In the engrossed bill, line 5 of the body of the bill, strike out the word "section" and insert in lieu thereof the word "subdivision".

And when so amended recommend that the same do pass.

FRED SHURR,
Chairman.

Mr. Falconer moved that the report of the Committee of the Whole be adopted.

Which motion prevailed and the report was adopted.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

FIFTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 25, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All members present except Representatives Bettenhausen, Brunsdale, Lavik, Lynch, Oglesby and Olson of Adams.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-second and Fifty-third Day and recommend that the same be corrected as follows:

On page 13 of the Journal, in the 26th line, after the word "following" add the word "report."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Young moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication signed by Anna Esterby and 43 other residents of Bottineau County, opposing Senate Bill No. 228, was received and referred to the Judiciary Committee.

A communication from the North Dakota Chiropractic Association was received.

Mr. Swett moved that same be printed in the Journal.

Which motion prevailed.

Bismarck, North Dakota,
February 25th, 1933.

TO THE HONORABLE BODY OF THE HOUSE OF REPRESENTATIVES:

The North Dakota Chiropractic Association is not in any way responsible or connected with the red and white sheets left on your desks, but wishes to state that these statements were printed by Dr. McLachlan, a resident of the City of Bismarck and in no way connected with Chiropractors.

(Signed)

NORTH DAKOTA CHIROPRACTIC ASSOCIATION.

REPORTS OF STANDING COMMITTEES

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Have had the same under consideration and recommend that the same do pass.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that Senate Bill No. 53 be indefinitely postponed.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Swett, the roll was called and there were ayes, 65; nays, 42; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Place
Anderson, Logan	Jensen	Rathbun
Anderson, Sargent	Jodock	Rindy
Anfinson	Kapfer	Sannes
Broschat	Larson, Ransom	Schauss
Dahl	Lemke	Shurr
Dittmer	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McManus	Sundby, McLean
Falconer	Mostad	Sundby, Renville
Fedje	Nelson, Ward	Svingen
Fitzgerald	Niewoehner	Swendseid
Flannigan	Noben	Swett
Fuglestad	Odegard	Symington
Gilbertson	Oglesby	Treffry
Gilchrist	Olson, Bowman	Twete
Godwin	Owings	Wolf
Hagen	Patterson	Young
Hanson, Benson	Peterson, Bottineau	Madam Speaker
Henrickson	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hill	Nelson, Morton
Bailey	Hillman	Opdahl
Biewer	Holte	Peters
Born	Holthusen	Piper
Carlson	Homnes	Rue
Correll	Jardine	Sandlie
Crockett	Johnson	Savre
Cunningham	Johnston	Scholl
Endres	Jones	Smith
Fitch	Larson, Nelson	Steedsman
Flaten	McKellar	Thompson
Gessner	Morgan	Traynor
Hanson, Barnes	Muus	Twichell
Hanson, Stark	Nelson, Dickey	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Olson, Adams
Brunsdale	Lynch	Sticka

So the motion was declared carried and Senate Bill No. 53 was declared indefinitely postponed.

Mr. Swett moved that the vote by which Senate Bill No.

53 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Section 5, page 3, in line 18, strike out the words "internally and externally". In Section 5, page 3, line 19, after the word "of", insert the following words, "obstetrics namely General Anesthetics and pituitous," strike out the remainder of the line.

Section 5, page 3, line 20, strike out the words, "herein as required for examination."

And when so amended recommend the same do pass.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 111. A Bill for an Act to repeal Section

10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Have had the same under consideration and recommend that the same do pass.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 123. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to co-ordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Have had the same under consideration and recommend that the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

A minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. J. FLANNIGAN,
W. J. GODWIN,
LEWIS HAGEN,
C. O. ARNESON,
R. R. LOFTHUS.

A majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. E. SANDLIE,
M. T. LILLEHAUGEN,
MILTON RUE,
ANDREW JOHNSTON,
J. D. HOLTHUSEN,
L. L. TWICHELL.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report of the majority be adopted.

Mr. Godwin moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Roll Call was demanded and granted.

ROLL CALL

The question being on the motion of Mr. Godwin, the roll was called and there were ayes, 47; nays 61; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Godwin	Peterson, Mountrail
Anderson, Sargent	Hagen	Place
Arneson	Hill	Rindy
Bailey	Jodock	Sandlie
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Shurr
Dahl	Lemke	Solberg
Endres	Lofthus	Stoa
Erickson, McKenzie	McInnes	Sundby, McLean
Erickson, McLean	Muus	Sundby, Renville
Espeland	Nelson, Ward	Svingen
Fedje	Noben	Swett
Fitzgerald	Olson, Bowman	Symington
Flannigan	Owings	Treffry
Fuglestad	Patterson	Wolf
Gilchrist	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Piper
Anfinson	Isaak	Rathbun
Biewer	Jardine	Rue
Born	Jensen	Savre
Correll	Johnson	Schauss
Crockett	Johnston	Scholl
Cunningham	Jones	Smith
Dittmer	Kapfer	Sprenger
Ettestad	Lillehaugen	Steedsman
Falconer	Lund	Sticka
Fitch	McKellar	Strutz
Flaten	McManus	Swendseid
Gessner	Morgan	Thompson
Gilbertson	Mostad	Traynor
Hanson, Barnes	Nelson, Dickey	Twete
Hanson, Benson	Nelson, Morton	Twichell
Hanson, Stark	Niewoehner	Wright
Henrickson	Odegard	Young
Hillman	Oglesby	Madam Speaker
Holte	Opdahl	
Holthusen	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Olson, Adams
Brunsdale	Lynch	

So the motion was declared lost.

EXPLANATIONS OF VOTES

Mr. Ettestad: Madam Speaker, I know there is a section of the constitution that says that the states shall not appro-

priate money to any individual, association or corporation except for the necessary support of the poor, therefore I feel that we are opening up an avenue whereby everybody can come in after a while and ask for appropriations, not only farm organizations but labor organizations as well. They can come in and ask for appropriations and therefore I vote "no" because I believe it is unconstitutional.

Mr. Lillehaugen: Madam Speaker, We now have various farm organizations. I am a member of one of those. I think this is a duplication and therefore I vote "no".

Mr. Niewoehner: Madam Speaker, I vote no because I am opposed to the creation of any new boards. We promised simplicity in all our activities and not complication and I am opposed to an appropriation for this purpose. I vote "no".

Mr. Swett: Madam Speaker, I am going to vote "aye" realizing that I am voting for a principle rather than for something that is a practical proposition. Even though it is an expense to the people, any achievement that has ever been gained has been gained at the expense of money, toil, thought and sometimes even blood and strife. I vote "aye" with a realization that sometimes a measure like this will be enacted into law, giving the people better representation.

Mr. Swendseid: Madam Speaker, I vote "no" on this bill feeling that we have in our Congress our state senators and representatives, also our national farm organizations. This would set up a new and independent body to cover the same field that is covered by our representatives and national farm organizations with uncertainty as to the outcome. I therefore vote "no".

Mr. Thompson: Madam Speaker, I have listened here to the arguments and I don't believe you could pick out any two men in the House who would agree on the bill. The most of us were elected to cut down commissions and all we have been trying to do here is create more commissions so as to give somebody else a few jobs. I vote "no" on this because I was elected to come down here and cut out as many commissions as I could.

Mr. Crockett: Madam Speaker, I vote "no" on this bill for the reason that we campaigned on that issue, doing away with boards and commissions, and for another reason that I think this is premature. I have had a lot of work to do among the farmers. They can't agree on an organization in their own community which shows and proves that it is a saving thing for them and I can't see where they will agree on a proposition like this. Therefore I vote "no".

The question being on the motion of Mr. Aljets that the report of the majority be adopted, the motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which Senate Bill No. 154 was indefinitely postponed be reconsidered and the motion to reconsider laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the body of the bill strike out the word "That" and capitalize the word "The". In the same line strike out the semi-colon following the word "corporation" and insert in lieu thereof a comma. In line 3 after the word "and" insert the word "duly" and change the spelling of the word "license" to "licensed".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The House returned to the Seventh Order of Business.

Mr. Ettestad moved that Senate Bill No. 131 be re-referred to the State Affairs Committee.

Which motion prevailed.

Mr. Ettestad appointed the following sub-committee on Tax and Tax Laws to confer with a like sub-committee from the Senate Committee on Tax and Tax Laws, to discuss the sales tax: Reps. Twete, Jardine, Mostad and Peterson of Mountrail.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the

owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swett moved that the vote by which Senate Bill No. 219 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the resolution be adopted, which motion prevailed and the resolution was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$10,000.00".

In line 7 of the engrossed bill, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,000.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 47. A Bill for an Act making an appropriation for the 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 of the engrossed bill, strike out the figures "\$9,262.00" and insert in lieu thereof the figures "\$8,504.00".

In line 8 of the engrossed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,840.00".

In line 9 of the engrossed bill, strike out the figures "\$2,112.00" and insert in lieu thereof the figures "\$1,664.00".

In line 12 of the engrossed bill, strike out the figures "\$150.00" and insert in lieu thereof the figures "\$50.00".

In line 13 of the engrossed bill, strike out the figures "\$159.00" and insert in lieu thereof the figures "\$100.00".

In line 16 of the engrossed bill, strike out the figures "\$9,262.00" and insert in lieu thereof the figures "\$8,504.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 23. 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 be amended as follows:

In line 3 of the engrossed bill, strike out the figures "\$8,105.00" and insert in lieu thereof the figures "\$7,305.00".

In line 5 of the engrossed bill, strike out the figures "3084A1" and insert in lieu thereof the figures "3084a1".

In line 6 of the engrossed bill, strike out the figures "3084A89" and insert in lieu thereof the figures "3084a89".

In line 9 of the engrossed bill, strike out the figures "\$3,600.00" and insert in lieu thereof the figures "\$3,200.00".

In line 10 of the engrossed bill, strike out the figures "\$1,640.00" and insert in lieu thereof the figures "\$1,440.00".

In line 16 of the engrossed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,800.00".

In line 17 of the engrossed bill, strike out the figures "\$8,105" and insert in lieu thereof the figures "\$7,305.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 20. 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 do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 48. 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.

JAMES McMANUS,
Chairman.

Mr. McManus 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Have had the same under consideration and recommend that the same be amended as follows:

In Line 1 of the title add "s" to the word "section." Following the figures "10046" insert "and 10047". Following the enacting clause add "Section 1. AMENDMENT.) That Section 10046 be amended and re-enacted to read as follows:

On page 1, line 1, following the word "Section" strike out the figure "1" and insert in lieu thereof the figures "10046".

In Section 2, page 1, line 1, strike out the number "2" following the word "Section" and insert in lieu thereof the figures "10046a". Also on the same page strike out the figure "3" following the word "Section" and insert in lieu thereof the numbers "10046b".

At the top of page 2 following the word "Section" strike out the figure "4" and insert in lieu thereof the figures

"10047c". Following Section 4 of the printed bill, add "Section 2. AMENDMENT.) That Section 10047 be amended and re-enacted to read as follows:"

In line 1, page 2, following the word "Section" and following above amendment strike out the figure "5" and add in lieu thereof the figures "10047".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Have had the same under consideration and recommend that the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the

Session Laws of 1929 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.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Have had the same under consideration and recommend that the same do pass.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that further consideration of Senate Bill No. 276 be indefinitely postponed.

Which motion prevailed.

Mr. Swett moved that the vote by which Senate Bill No. 276 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 297. A Bill for an Act to amend and reenact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Have had the same under consideration and recommend that the same do pass.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Flannigan moved that the House, the Senate concurring, approve the printing of 5,000 copies of the report of the Capitol Building Commission Investigating Committee, as a supplement to the Journal.

Mr. Twichell moved to amend the motion of Mr. Flannigan to include in the same pamphlet the report of the Chairman of the Investigating Committee and also the report of the minority.

Which motion prevailed.

ROLL CALL

The question being on the amended motion of Mr. Flannigan, the roll was called and there were ayes, 55 ;nays, 45; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peterson, Mountrail
Anderson, Logan	Jardine	Place
Anderson, Sargent	Jodock	Rathbun
Anfinson	Johnson	Rue
Broschat	Johnston	Scholl
Cunningham	Jones	Shurr
Dahl	Kapfer	Solberg
Erickson, McLean	Lemke	Stoa
Espeland	Lillehaugen	Sundby, McLean
Falconer	Lofthus	Svingen
Fedje	McKellar	Swett
Fitch	Mostad	Swendseid
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twichell
Gilchrist	Nelson, Ward	Wolf
Godwin	Noben	Young
Hagen	Olson, Bowman	
Hanson, Barnes	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Rindy
Bailey	Isaak	Sandlie
Biewer	Jensen	Sannes
Born	Larson, Nelson	Schauss
Correll	Larson, Ransom	Smith
Endres	Lund	Sprenger
Ettestad	McInnes	Steedsman
Flaten	McManus	Sticka
Gessner	Morgan	Strutz
Hanson, Benson	Niewoehner	Sundry, Renville
Hanson, Stark	Odegard	Symington
Henrickson	Oglesby	Traynor
Hill	Owings	Twete
Hillman	Peters	Wright
Holte	Piper	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Erickson,McKenzie	Opdahl
Brunsdale	Fuglestad	Peterson,Bottineau
Carlson	Lavik	Savre
Crockett	Lynch	
Dittmer	Olson, Adams	

So the motion was declared carried.

Mr. Jardine moved that the vote by which Mr. Flannigan's motion was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 25, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

SATURDAY, FEBRUARY 25, 1933

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House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 25, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Also,

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 25, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed Senators Murphy, Magnuson and Fredrickson as a conference committee to confer with a like committee of the House on Senate Bill No. 102, which the House has amended.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 25, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Concurrent Resolution No. "K", which the President of the Senate has signed and your signature is respectfully requested.

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Swett moved that the House recess until 4:10, which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

The Chief Clerk announced that the Speaker was about to sign

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

Senate Bill No. 15. 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, 93; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Biewer	Homnes	Rathbun
Born	Isaak	Rindy
Broschat	Jensen	Rue
Carlson	Jodock	Sandlie
Correll	Johnson	Sannes
Crockett	Johnston	Savre
Cunningham	Jones	Schauss
Dahl	Kapfer	Shurr
Dittmer	Larson, Nelson	Solberg
Endres	Larson, Ransom	Smith
Erickson, McLean	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Espelund	Lofthus	Stoa
Falconer	Lund	Strutz
Fedje	McInnes	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swendseid

Messrs.	Messrs.	Messrs.
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilchrist	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.
Place
Sprenger

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Opdahl
Brunsdale	Lynch	Scholl
Ettestad	McKellar	Sundry, McLean
Gilbertson	McManus	Swett
Godwin	Nelson, Morton	Thompson
Jardine	Olson, Adams	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 38. 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, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson, Mountrail
Anderson, Logan	Hill	Piper
Anderson, Sargent	Hillman	Place
Anfinson	Holte	Rathbun
Arneson	Holthusen	Rindy
Bailey	Homnes	Rue
Biewer	Isaak	Sannes
Born	Jensen	Sandlie
Broschat	Jodock	Savre
Carlson	Johnston	Schauss
Correll	Jones	Scholl
Crockett	Kapfer	Shurr
Cunningham	Larson, Nelson	Smith
Dahl	Larson, Ransom	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	Morgan	Sundby, Renville
Falconer	Mostad	Svingen
Fedje	Muus	Swendseid
Fitch	Nelson, Dickey	Swett
Fitzgerald	Nelson, Ward	Symington
Flannigan	Niewoehner	Traynor
Flaten	Noben	Treffry
Fuglestad	Odegard	Twete
Gessner	Oglesby	Twichell
Gilchrist	Olson, Bowman	Wolf
Hagen	Owings	Wright
Hanson, Barnes	Patterson	Young
Hanson, Benson	Peters	Madam Speaker
Hanson, Stark	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Johnson	Nelson, Morton
Brunsdale	Lavik	Olson, Adams
Gilbertson	Lynch	Opdahl
Godwin	McKellar	Sundby, McLean
Jardine	McManus	Thompson

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the Speaker appoint a committee to confer with a like committee from the Senate as to Senate Bill No. 102.

Which motion prevailed.

The Speaker appointed as such committee Representatives Owings, Holte and Stoa.

Senate Bill No. 41. 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, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Piper

Messrs.	Messrs.	Messrs.
Arneson	Holte	Place
Bailey	Holthusen	Rathbun
Biewer	Homnes	Rindy
Born	Isaak	Rue
Broschat	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Johnson	Schauss
Cunningham	Jones	Scholl
Crockett	Kapfer	Shurr
Dahl	Larson, Nelson	Solberg
Dittmer	Larson, Ransom	Smith
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	McInnes	Strutz
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Traynor
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Owings	Young
Hanson, Benson	Patterson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Opdahl
Brunsdale	Lynch	Savre
Godwin	McKellar	Sundby, McLean
Jardine	McManus	Thompson
Johnston	Olson, Adams	

So the bill passed and the title was agreed to.

Senate Bill No. 44. 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, 91; nays, 10; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Rathbun
Bailey	Holthusen	Rindy
Biewer	Homnes	Rue
Born	Isaak	Sandleie
Broschat	Jodock	Sannes
Carlson	Johnson	Schauss
Correll	Johnston	Scholl
Crockett	Jones	Shurr
Cunningham	Kapfer	Smith
Dahl	Larson, Nelson	Solberg
Dittmer	Larson, Ransom	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Svingen
Ettestad	McInnes	Swett
Falconer	Morgan	Swendseid
Fedje	Mostad	Symington
Fitch	Muus	Traynor
Fitzgerald	Nelson, Dickey	Treffry
Flannigan	Nelson, Ward	Twete
Flaten	Niewoehner	Twichell
Fuglestad	Noben	Wolf
Gilbertson	Odegard	Wright
Gilchrist	Oglesby	Young
Hagen	Opdahl	Madam Speaker
Hanson, Barnes	Owings	
Hanson, Stark	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Olson, Bowman	Sundby, McLean
Gessner	Piper	Sundby, Renville
Hanson, Benson	Savre	
Jensen	Strutz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Nelson, Morton
Brunsdale	Lynch	Olson, Adams
Godwin	McKellar	Place
Jardine	McManus	Thompson

So the bill passed and the title was agreed to.

Senate Bill No. 40. 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, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Place
Anderson, Logan	Holthusen	Rathbun
Anderson, Sargent	Homnes	Rindy
Anfinson	Isaak	Rue
Bailey	Jensen	Sandlie
Biewer	Jodock	Sannes
Born	Johnson	Schauss
Broschat	Johnston	Scholl
Carlson	Jones	Shurr
Correll	Kapfer	Smith
Cunningham	Larson, Nelson	Solberg
Dahl	Larson, Ransom	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lund	Sticka
Erickson,McKenzie	McInnes	Stoa
Espeland	Morgan	Strutz
Ettestad	Mostad	Sundby, McLean
Falconer	Muus	Svingen
Fitch	Nelson, Dickey	Swett
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Symington
Fuglestad	Noben	Thompson
Gessner	Odegard	Traynor
Gilbertson	Oglesby	Treffry
Gilchrist	Opdahl	Twete
Hagen	Owings	Twichell
Hanson, Barnes	Patterson	Wright
Hanson, Benson	Peters	Young
Hanson, Stark	Peterson,Bottineau	Madam Speaker
Hill	Peterson,Mountrail	
Hillman	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Fedje	Savre
Crockett	Lemke	Sundby, Renville
Erickson, McLean	Olson, Bowman	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	McManus
Brunsdale	Lavik	Nelson, Morton
Flaten	Lofthus	Olson, Adams
Godwin	Lynch	
Henrickson	McKellar	

So the bill passed and the title was agreed to.

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals

infected with bovine tuberculosis and to pay expenses in connection therewith.

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, 90; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peters
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Holthusen	Place
Bailey	Homnes	Rathbun
Born	Isaak	Rindy
Brunsdale	Jensen	Rue
Broschat	Johnson	Sandlie
Carlson	Johnston	Sannes
Correll	Jones	Schauss
Cunningham	Kapfer	Scholl
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Solberg
Endres	Lillehaugen	Smith
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	Morgan	Strutz
Ettestad	Mostad	Stoa
Falconer	Muus	Svingen
Fitch	Nelson, Dickey	Swett
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Thompson
Flaten	Noben	Traynor
Fuglestad	Odegard	Treffry
Gessner	Oglesby	Twete
Gilbertson	Olson, Bowman	Twichell
Gilchrist	Opdahl	Wolf
Hagen	Owings	Wright
Hanson, Barnes	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	
Biewer	Lemke	Sundby, Renville
Crockett	Lund	Symington
Fedje	Savre	Young
Hill	Sprenger	
Jodock	Sundby, McLean	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Nelson, Morton
Godwin	Lynch	Olson, Adams
Henrickson	McKellar	
Jardine	McManus	

So the bill passed and the title was agreed to.

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations 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, 100; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Place
Anderson, Logan	Holte	Rathbun
Anderson, Sargent	Holthusen	Rindy
Anfinson	Homnes	Rue
Arneson	Isaak	Sandlie
Bailey	Jensen	Sannes
Biewer	Jodock	Savre
Born	Johnson	Schauss
Broschat	Johnston	Scholl
Carlson	Jones	Shurr
Correll	Kapfer	Smith
Crockett	Larson, Nelson	Solberg
Cunningham	Larson, Ransom	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lund	Stoa
Erickson, McKenzie	McInnes	Strutz
Erickson, McLean	Morgan	Sundby, McLean
Espeland	Mostad	Sundby, Renville
Ettestad	Muus	Svingen
Falconer	Nelson, Dickey	Swett
Fedje	Nelson, Ward	Swendseid
Fitch	Niewoehner	Symington
Fitzgerald	Noben	Thompson
Flannigan	Odegard	Traynor
Flaten	Oglesby	Treffry
Fuglestad	Olson, Bowman	Twete
Gessner	Opdahl	Twichell
Gilbertson	Owings	Wolf
Gilchrist	Patterson	Wright
Hagen	Peters	Young
Hanson, Benson	Peterson, Bottineau	Madam Speaker
Hanson, Stark	Peterson, Mountrail	
Hill	Piper	

Those voting in the negative were:

Messrs.

Hanson, Barnes

Absent and not voting:

Messrs.

Bettenhausen

Brunsdale

Godwin

Henrickson

Messrs.

Jardine

Lavik

Lofthus

Lynch

Messrs.

McKellar

McManus

Nelson, Morton

Olson, Adams

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 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations 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, 89; nays, 12; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Rathbun
Anderson, Logan	Jensen	Rindy
Anderson, Sargent	Jodock	Rue
Anfinson	Johnson	Sandlie
Bailey	Johnston	Sannes
Biewer	Jones	Savre
Born	Kapfer	Schauss
Broschat	Larson, Nelson	Scholl
Carlson	Larson, Ransom	Shurr
Correll	Lemke	Smith
Crockett	Lillehaugen	Solberg
Cunningham	Lofthus	Sprengr
Dahl	Lund	Steedsman
Dittmer	McInnes	Sticka
Erickson, McLean	Morgan	Stoa
Ettestad	Mostad	Strutz
Falconer	Muus	Sundby, McLean
Fedje	Nelson, Dickey	Svingen
Flannigan	Nelson, Ward	Swett
Flaten	Niewoehner	Swendseid
Gessner	Noben	Symington
Gilbertson	Odegard	Thompson
Gilchrist	Olson, Bowman	Traynor
Hagen	Opdahl	Treffry
Hanson, Stark	Owings	Twete
Hill	Patterson	Twichell
Hillman	Peters	Wolf
Holte	Peterson, Bottineau	Wright
Holthusen	Piper	Young
Homnes	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Fitzgerald	Henrickson
Endres	Fuglestad	Oglesby
Erickson, McKenzie	Hanson, Barnes	Sundby, Renville
Espeland	Hanson, Benson	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	McManus
Brunsdale	Lavik	Nelson, Morton
Fitch	Lynch	Olson, Adams
Godwin	McKellar	Peterson, Mountrail

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Swendseid moved that the rules be suspended and action on Senate Bill No. 152 be deferred one legislative day.

Which motion lost.

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Was read the third time.

Mr. Swendseid moved a Call of the House.

Which motion lost.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 49; nays, 54; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Owings
Anfinson	Hanson, Benson	Place
Arneson	Hill	Rathbun
Bailey	Hillman	Rindy
Biewer	Isaak	Savre
Born	Jensen	Shurr
Broschat	Jodock	Solberg
Carlson	Kapfer	Sprenger
Crockett	Larson, Nelson	Stoa
Endres	Lemke	Strutz
Erickson, McLean	Lillehaugen	Sundby, McLean
Espeland	Lofthus	Sundby, Renville
Falconer	Nelson, Ward	Swendseid
Fedje	Noben	Treffry
Fitzgerald	Odegard	Madam Speaker
Fuglestad	Oglesby	
Gilchrist	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Rue
Anderson, Logan	Johnson	Sandlie
Correll	Johnston	Sannes
Cunningham	Jones	Schauss
Dahl	Larson, Ransom	Scholl
Dittmer	Lund	Smith
Erickson, McKenzie	McInnes	Steedsman
Ettestad	McKellar	Sticka
Fitch	Morgan	Svingen
Flannigan	Mostad	Swett
Flaten	Muus	Symington
Gessner	Nelson, Dickey	Thompson
Gilbertson	Niewoehner	Traynor
Hagen	Opdahl	Twete

Messrs.	Messrs.	Messrs.
Hanson, Stark	Patterson	Twichell
Holte	Peters	Wolf
Holthusen	Peterson,Bottineau	Wright
Homnes	Piper	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Olson, Adams
Brunsdale	Lynch	Peterson,Mountrail
Godwin	McManus	
Henrickson	Nelson, Morton	

So the bill was declared lost.

Mr. Flannigan moved that the vote by which Senate Bill No. 152 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

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, 20; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Holte	Peterson,Bottineau
Anfinson	Holthusen	Place
Arneson	Homnes	Rathbun
Bailey	Isaak	Rindy
Biewer	Jardine	Sandlie
Born	Jensen	Savre
Broschat	Jodock	Schauss
Carlson	Johnson	Scholl
Correll	Johnston	Shurr
Crockett	Kapfer	Solberg
Dahl	Larson, Nelson	Sprengrer
Dittmer	Larson, Ransom	Sticka
Endres	Lemke	Stoa
Erickson,McKenzie	Lofthus	Strutz
Erickson, McLean	Lund	Sundby, McLean
Espeland	McInnes	Svingen
Falconer	McKellar	Swett
Fedje	Morgan	Thompson
Flannigan	Nelson, Dickey	Treffry
Flaten	Nelson, Ward	Twete
Fuglestad	Noben	Wolf
Gessner	Odegard	Young
Gilchrist	Olson, Bowman	
Hagen	Opdaal	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Mostad	Steedsman
Ettestad	Muus	Sundby, Renville
Hanson, Barnes	Niewoehner	Swendseid
Hanson, Benson	Oglesby	Symington
Henrickson	Peters	Trayner
Hillman	Piper	Madam Speaker
Jones	Sannes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Lavik	Peterson, Mountrail
Brunsdale	Lillehaugen	Rue
Fitch	Lynch	Smith
Fitzgerald	McManus	Twichell
Gilbertson	Nelson, Morton	Wright
Godwin	Olson, Adams	

So the bill passed and the title was agreed to.

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Was read the third time.

Mr. Ettestad asked unanimous consent to amend Senate Bill No. 107 as follows:

"On page 11, line 16 of the engrossed bill, strike out the figures '1918' and insert in lieu thereof the figures '1913'."

Which request was granted.

Mr. Ettestad moved that the rules be suspended and that Senate Bill No. 107 be considered properly re-engrossed and placed upon 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, 79; nays, 10; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Peterson, Bottineau
Anderson, Sargent	Holthusen	Place
Anfinson	Isaak	Rathbun
Arneson	Jensen	Rindy
Biewer	Jodock	Sannes
Broschat	Johnston	Savre
Crockett	Jones	Schauss
Cunningham	Kapfer	Scholl
Endres	Larson, Nelson	Shurr
Erickson, McKenzie	Larson, Ransom	Solberg
Erickson, McLean	Lemke	Sprenger
Espeland	Lillehaugen	Sticka
Ettestad	Lofthus	Stoa

Messrs.	Messrs.	Messrs.
Falconer	Lund	Strutz
Fedje	McInnes	Sundby, McLean
Fitzgerald	Morgan	Sundby, Renville
Flannigan	Mostad	Svingen
Flaten	Muus	Swett
Fuglestad	Nelson, Dickey	Swendseid
Gessner	Nelson, Ward	Symington
Gilchrist	Niewoehner	Thompson
Hagen	Odegard	Treffry
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Olson, Bowman	Wolf
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Peters	Twichell
Born	Piper	Young
Homnes	Steedsman	
Johnson	Traynor	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Nelson, Morton
Bettenhausen	Godwin	Noben
Brunsdale	Holte	Olson, Adams
Carlson	Jardine	Peterson, Mountrail
Correll	Lavik	Rue
Dahl	Lynch	Sandlie
Dittmer	McKellar	Smith
Fitch	McManus	Wright

So the bill passed and the title was agreed to.

Mr. Solberg moved that the vote by which Senate Bill No. 107 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje moved that Senate Bill No. 321 be withdrawn from the Calendar and re-referred to the Committee on Insurance.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to Thelma Anderson, Breien; Mary Anderson, Timmer; Donald Howard Thomas, Mr. and Mrs. Edward Thomas, Driscoll; C. T. Yirchott, Fargo; Mrs. J. I. Williams, Miss Virgil Reese, Selwyn Williams, Roland Broschat, Cathay; Mrs. H. L. Woll, Ashley; Dr. W. J. Hutcheson, Fargo; R. J. Mantijong, Steele; Mary A. Kane, Fargo; Lucas Adamski, South Heart; Mrs. Wm. B. Falconer, Bismarck; A. J. Kudina, Dickinson; Alex McLean, Bismarck; Wm. Stooa, Valley City; Mrs. G. Isaak, Alfred Isaak, Dodge; Clarence Gaarder, E. J. Tainter, Park River; Donald Dike, R. A. Swanson, Fred Goldstone, A. Hegraness, Grafton; Oscar Nessel, Noealf Nessel, Maddock; R. F. Boehm,

Clayton Dunbar, Turtle Lake; Mrs. Alice Colberg, Bismarck; Mr. and Mrs. J. A. Smith, Burnstad; Walford Aspland, Still; A. S. Isaacson, Rugby; Verona K. Murphy, Reynolds; R. S. Ashley, H. L. Selsig, Plaza; Miss H. Williams, Lidgerwood; Maecie LaGeave, Bismarck; William Klemish, Langdon.

Mr. Swett moved that the House do now recess until 1 o'clock p. m. Monday.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-FOURTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

The House reconvened at 1:00 p. m., pursuant to recess taken, Speaker Craig presiding.

Mr. Johnson moved that the rules be suspended and the House proceed to the 15th Order of Business.

Which motion prevailed.

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:

Madam Speaker: The Committee of the Whole have had under consideration

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

Section 5, page 3, in line 18, strike out the words "internally and externally". In Section 5, page 3, line 19, after the word "of", insert the following words, "obstetrics namely General Anesthetics and pituitous," strike out the remainder of the line.

Section 5, page 3, line 20, strike out the words, "herein as required for examination."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any

corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

And recommend that the same be indefinitely postponed.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$10,000.00".

In line 7 of the engrossed bill, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,000.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

And recommend that the amendments of the standing committee be stricken out and the following substituted therefor:

Leave the title of the bill as printed. Following the enacting clause insert "Section 1. AMENDMENT.) That Section 10046 of the Compiled Laws of North Dakota for 1913 be amended and re-enacted to read as follows:"

In line 1, following the word "section" in the printed bill, strike out the figure "one" and add the figures "10046" and the words "unlawful, exception."

In line 2 of the printed bill following the word "animals" strike out the word "and".

In line 3 of the printed bill after the word "sleigh" insert "or while driving a motor vehicle of any kind".

Strike out all of Sec. 2 of the printed bill. Strike out words and figures "Sec. 3" in printed bill, making that proviso a part of Section 10046.

On page 2, strike out figure "4" and insert the figure "2."

Strike out all of Section 5.

At bottom of page 1, following the word "freight" strike out the period and insert a semi-colon and add the following: "provided further, that the provisions of this act shall not apply to the use of railroad bridges also used as toll bridges for persons or vehicles."

And recommend the same for passage as amended by the Committee of the Whole.

Also,

Senate Bill No. 23. 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.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$8,105.00" and insert in lieu thereof the figures "\$7,305.00".

In line 5 of the engrossed bill, strike out the figures "3084A1" and insert in lieu thereof the figures "3084a1".

In line 6 of the engrossed bill, strike out the figures "3084A89" and insert in lieu thereof the figures "3084a89".

In line 9 of the engrossed bill, strike out the figures "\$3,600.00" and insert in lieu thereof the figures "\$3,200.00".

In line 10 of the engrossed bill, strike out the figures "\$1,640.00" and insert in lieu thereof the figures "\$1,440.00".

In line 16 of the engrossed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,800.00".

In line 17 of the engrossed bill, strike out the figures "\$8,105" and insert in lieu thereof the figures "\$7,305.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$9,262.00" and insert in lieu thereof the figures "\$8,504.00".

In line 8 of the engrossed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,840.00".

In line 9 of the engrossed bill, strike out the figures "\$2,112.00" and insert in lieu thereof the figures "\$1,664.00".

In line 12 of the engrossed bill, strike out the figures "\$150.00" and insert in lieu thereof the figures "\$50.00".

In line 13 of the engrossed bill, strike out the figures "\$150.00" and insert in lieu thereof the figures "\$100.00".

In line 16 of the engrossed bill, strike out the figures "\$9,262.00" and insert in lieu thereof the figures "\$8,504.00".

And when so amended recommend that the same do pass.

J. A. JARDINE,
Chairman.

Mr. Peters moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Solberg moved that the House do now adjourn.

Which motion prevailed.

FIFTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All members present except Representatives Correll, Lavik, Sandlie and Scholl.

Mr. Morgan moved that all absent members be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Steedsman moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams opposing Senate Bill 129 (Basic Science Act) signed by Mrs. E. A. Sorben and 17 others of Corinth, R. L. Wright of Williston, C. C. Jaynes of Williston, H. B. Blanchard of Grafton, Rev. Halsey of Ambrose and 15 others, Anna E. Lee, of Grafton and 42 others, Jacob Bintz of Grand Forks and 40 others, Dr. R. L. Stover of Park River and 12 others.

Were received and referred to the Committee on Public Health.

A petition signed by L. C. Smith of Osnabrock and 14 others opposing any form of compulsory state hail insurance was received and referred to the Committee on Insurance.

A petition signed by G. L. Brundis of Esmond and 28 others opposing increase in Cream Station License Fee was received and referred to the Committee on Ways and Means.

A communication signed by the secretary of the N. D. Implement Dealers Ass'n., opposing sales tax, was received.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Madam 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 Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

And find the same correctly Enrolled.

W. J. GILCHRIST,
Chairman.

The minority of the Committee on Insurance made the following report:

Madam Speaker: A minority of your Committee on Insurance to whom was referred:

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,
M. H. HOLTE.

The majority of the Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 22, page 22, after the word "shall" insert the following "cause the State Auditor to".

In line 29, page 24, after the word "shall" insert the following "cause the State Auditor to".

Page 16 following line 30, insert the following "provided that the hail insurance department shall pay into the general fund of the state, the sum of two thousand (\$2,000.00) annually for the purpose of paying for extra clerk hire in the auditors office."

Page 20, strike out all of lines 69, 70, 71, 72, and 73.

And when so amended recommend the same do pass.

R. A. OWINGS,
BEN FEDJE,
J. A. PATTERSON,
MARTIN LARSON,
GILBERT SUNDBY,
H. A. RINDY,
IGNATZ STICKA.

R. A. OWINGS,
Chairman.

Mr. Fedje moved that the report of the majority be adopted.

Mr. Peters moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion was lost.

The question being on the motion of Mr. Fedje, that the report of the majority be adopted, the motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 19. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a

separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Concurrent Resolution C. A Concurrent Resolution introduced by Senators Atkins, Brunsdale, Eastgate, Gronvold, Plath and Watt.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the Resolution be adopted, which motion prevailed and the Resolution was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the Resolution be adopted.

Mr. Twichell moved, as a substitute motion, that Senate Concurrent Resolution No. S be referred to General Orders.

Which motion prevailed.

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN GILBERTSON,
GOTTLIEB ISAAK,
MILTON R. YOUNG,
D. L. ANDERSON,
GEO. P. HOMNES.

A majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

EARL SYMINGTON,
J. F. FITZGERALD,
C. T. OLSON,
EDW. SAVRE,
P. J. FLATEN,
R. E. SWENDSEID.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Gilbertson moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Swendseid that the report of the majority be adopted, the motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the

levy of taxes based on such budget only 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.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

That the original printed bill be recommended for passage.

P. J. FLATEN,
EDW. SAVRE,
MILTON R. YOUNG,
GEO. P. HOMNES,
H. W. McINNES.

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN GILBERTSON,
D. L. ANDERSON,
J. F. FITZGERALD,
E. D. SYMINGTON,

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report of the minority be adopted.

Mr. Traynor moved, as a substitute motion, that the report of the majority be substituted for the report of the minority.

Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. O. SVINGEN,
Chairman.

Mr. Svengen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Section 8, Page 5 of the engrossed bill, at the end of line 5 and beginning of line 6 strike out the words "time of its closing" and insert in lieu thereof the words "date of the notice".

Section 9, Page 6, strike out the period at the end of the section and insert a semi-colon and add the following: "provided however that the examiner may extend the time if the best interests of the depositors require it."

Section 13, Page 7, line 2, strike out the word "shall" and insert in lieu thereof the word "may".

Section 13, line 7, strike out the word "may" and insert in lieu thereof the word "shall".

Strike out the emergency clause. Also in line 2 of the title, after the word herewith, strike out the comma and insert a period and strike out the words "and declaring an emergency."

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Madam Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which Senate Bill No. 231 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted.

Mr. Fitch moved, as a substitute motion, that Senate Bill No. 236 be placed upon the Calendar.

Which motion prevailed.

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred

Senate Bill No. 244. A Bill for an Act to amend and reenact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line two of the engrossed bill strike out the figure "24" and insert in lieu thereof the figure "16" and add the words "women are".

And when so amended recommend the same do pass.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report be adopted, which motion prevailed and the report was adopted.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. T. OLSON,
H. W. McINNES,
J. F. FITZGERALD.

The majority of the committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Have had the same under consideration and recommend that the same do pass.

P. J. FLATEN,
GEO. P. HOMNES,
EDW. SAVRE,
BEN GILBERTSON,
D. L. ANDERSON,
GOTTLIEB ISAAK,
MILTON R. YOUNG,
M. H. LYNCH.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Twichell moved, as a substitute motion, that Senate Bill No. 247 be referred to General Orders.

Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act Providing Funds for the State with which to Pay Interest on Its Real Estate Bonds; Transferring and Loaning Funds from the Permanent Surplus Fund of the State Hail Insurance Department; Providing for the Repayment Thereof and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. There is hereby transferred into and loaned to the Real Estate Bond Interest Payment Fund, established and created by Chapter 182 Laws of 1929, from the permanent Hail Surplus Fund established and created by Chapter 189b6 Supplement to the 1913 Compiled Laws of North Dakota, the sum of Five Hundred Thousand (\$500,000.00) Dollars to be used in the payment of interest now due or to become due on said bonds. The said sum of Five Hundred Thousand (\$500,000.00) Dollars to be transferred and paid back to the Permanent Hail Surplus Fund on or before January 1, 1939, with interest at the rate of two per cent (2%) per annum out of any funds available in the said bond interest payment fund.

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."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities & Municipal Corporations made the following report:

Madam Speaker: Your Committee on Cities & Municipal Corporations to whom was referred

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Have had the same under consideration and recommend that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that further consideration of Senate Bill No. 334 be indefinitely postponed.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Also,

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Also,

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Also,

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Also,

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in

North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Also,

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Also,

Senate Bill No. 229. 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,

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Which the House has amended.

Also,

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 38. 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,

Senate Bill No. 41. 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.

Also,

Senate Bill No. 44. 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,

Senate Bill No. 40. 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.

Also

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of

1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Which the House has passed unchanged.

Also return:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss

in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Representatives Owings, Holte and Stoa.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 27, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Which the Senate has amended.

Also,

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the

Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also,

House Bill No. 5. 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. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 27, 1933.

Madam Speaker: I have the honor to inform you that the Senate has voted to recall Senate Concurrent Resolution No. "T" from the House for further consideration by the Senate.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

And the Speaker signed the same in the presence of the House.

Mr. Peters moved that Senate Concurrent Resolution No. "T" be returned to Senate as requested.

Which motion prevailed.

Mr. Swendseid moved that the House concur in the Senate amendments to House Bill No. 56.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and that House Bill No. 56 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

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, 1; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peterson, Mountrail
Anderson, Logan	Homnes	Piper
Anfinson	Isaak	Place
Arneson	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sannes
Broschat	Kapfer	Schauss
Carlson	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Shurr
Cunningham	Lemke	Solberg
Dahl	Lofthus	Sprenger
Endres	Lund	Steedsman
Erickson, McKenzie	Lynch	Sticka
Espeland	McKellar	Stoa
Falconer	McManus	Strutz
Fedje	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilchrist	Niewoehner	Swendseid
Godwin	Odegard	Traynor
Hagen	Oglesby	Treffry
Hanson, Barnes	Olson, Adams	Twichell
Hanson, Benson	Olson, Bowman	Wolf
Hanson, Stark	Opdahl	Wright
Henrickson	Owings	Young
Hill	Patterson	Madam Speaker
Hillman	Peters	
Holte	Peterson, Bottineau	

Those voting in the negative were:

Messrs.

Morgan

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fitch	McInnes
Bailey	Fuglestad	Noben
Brunsdale	Gilbertson	Sandlie
Correll	Johnston	Savre
Dittmer	Jones	Smith
Erickson, McLean	Lavik	Swett
Ettestad	Lillehaugen	Twete

So the bill passed and the title was agreed to.

Mr. Anderson of Logan moved that the House concur in the Senate amendments to House Bill No. 66.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that 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 Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was call and there were ayes, 79; nays, 20; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Piper
Anderson, Logan	Jodock	Place
Anderson, Sargent	Johnson	Rathbun
Anfinson	Johnston	Rindy
Bettenhausen	Jones	Rue
Broschat	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Dahl	Larson, Ransom	Scholl
Dittmer	Lofthus	Shurr
Endres	Lund	Smith
Erickson, McKenzie	McInnes	Solberg
Erickson, McLean	McKellar	Steedsman
Espeland	Morgan	Sticka
Falconer	Mostad	Sundby, McLean
Fitch	Nelson, Dickey	Sundby, Renville
Fitzgerald	Nelson, Ward	Svingen
Flaten	Niewoehner	Swett
Gilbertson	Odegard	Swendseid
Gilchrist	Olson, Adams	Symington
Godwin	Olson, Bowman	Thompson
Hagen	Opdahl	Treffry
Hanson, Benson	Owings	Twichell
Hanson, Stark	Patterson	Wolf
Henrickson	Peters	Wright
Hillman	Peterson, Bottineau	Young
Holthusen	Peterson, Mountrail	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Barnes	Lynch
Biewer	Hill	McManus

Messrs.	Messrs.	Messrs.
Born	Holte	Nelson, Morton
Cunningham	Homnes	Oglesby
Fedje	Isaak	Sprenger
Fuglestad	Jensen	Stoa
Gessner	Lemke	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Flannigan	Sandlie
Brunsdale	Lavik	Schauss
Carlson	Lillehaugen	Strutz
Correll	Muus	Twete
Ettestad	Noben	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 82.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that House Bill No. 82 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream 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, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Anderson, Logan	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sannes
Crockett	Jones	Savre
Cunningham	Kapfer	Schauss
Dahl	Larson, Nelson	Scholl
Dittmer	Larson, Ransom	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lofthus	Solberg

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lund	Sprenger
Espeland	Lynch	Steedsman
Falconer	McInnes	Sticka
Fedje	McKellar	Stoa
Fitch	McManus	Strutz
Fitzgerald	Morgan	Sundby, McLean
Flannigan	Mostad	Sundby, Renville
Flaten	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Thompson
Gilchrist	Nelson, Ward	Treffry
Godwin	Niewoehner	Twichell
Hagen	Noben	Wolf
Hanson, Barnes	Odegard	Wright
Hanson, Benson	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	
Hill	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Arneson	Traynor
Gessner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lillehaugen	Swett
Correll	Opdahl	Twete
Ettestad	Sandlie	
Lavik	Svingen	

So the bill passed and the title was agreed to.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 117.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 117 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

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, 32; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Place
Anderson, Logan	Hillman	Rathbun
Anfinson	Holte	Rue
Arneson	Homnes	Schauss
Bettenhausen	Jardine	Scholl
Biewer	Johnson	Smith
Born	Johnston	Solberg
Broschat	Kapfer	Sprengr
Brunsdale	Larson, Nelson	Steedsman
Carlson	Larson, Ransom	Sticka
Cunningham	Lund	Stoa
Dahl	Lynch	Sundby, McLean
Dittmer	McInnes	Sundby, Renville
Erickson,McKenzie	McKellar	Svingen
Erickson, McLean	McManus	Swendseid
Falconer	Mostad	Swett
Fitch	Nelson, Morton	Symington
Fitzgerald	Nelson, Ward	Thompson
Flannigan	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twichell
Godwin	Olson, Bowman	Wolf
Hagen	Opdahl	Wright
Hanson, Stark	Patterson	Young
Henrickson	Peterson,Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Isaak	Peters
Crockett	Jensen	Peterson,Mountrail
Endres	Jodock	Piper
Espeland	Jones	Rindy
Fedje	Lemke	Sannes
Flaten	Lofthus	Savre
Fuglestad	Morgan	Shurr
Gessner	Nelson, Dickey	Strutz
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Olson, Adams	Madam Speaker
Holthusen	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lavik	Sandlie
Correll	Lillehaugen	
Ettestad	Muus	

So the bill passed and the title was agreed to.

Mr. Smith moved that the vote by which House Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 214.

Which motion prevailed.

Mr. Swett moved that the rules be suspended, and that House Bill No. 214 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

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:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sannes
Brunsdale	Johnston	Savre
Carlson	Jones	Schauss
Crockett	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lemke	Solberg
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Ettestad	McKellar	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flannigan	Nelson, Morton	Swendseid
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Traynor
Gilbertson	Odegard	Treffry
Gilechrist	Oglesby	Twete
Godwin	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Opdahl	Young
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Homnes	Twichell
Isaak	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lavik	Muus
Correll	Lillehaugen	Sandlie

So the bill passed and the title was agreed to. The emergency clause was declared carried.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the courtesies of the floor be extended to Ex-Governor George F. Shafer.

Which motion prevailed.

Mr. Peters moved that the House do now recess for ten minutes.

Which motion prevailed.

The House re-convened, pursuant to recess taken, Speaker Craig presiding.

The House returned to the Seventh Order of Business.

Mr. Swett: Madam Speaker, we have with us today an honored guest in the person of the first lady of the state, Mrs. William Langer. At this time I move that the courtesies of the floor be extended to Mrs. Langer.

Which motion prevailed.

Mr. Swett moved that the courtesies of the floor be extended to ex-Governor Joseph Devine.

Which motion prevailed.

Mr. Swett moved that the vote by which Senate Bill No. 334 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swett moved that the report of the standing committee as to Senate Bill No. 334 be adopted.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 13. 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, 87; nays, 7; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peterson, Bottineau
Anderson, Logan	Henrickson	Peterson, Mountrail
Anderson, Sargent	Hill	Piper
Anfinson	Hillman	Place
Arneson	Holte	Rindy
Bailey	Holthusen	Rue
Bettenhausen	Homnes	Sannes
Biewer	Isaak	Savre
Born	Jensen	Schauss
Broschat	Johnson	Shurr
Brunsdale	Johnston	Smith
Carlson	Jones	Solberg
Dahl	Larson, Nelson	Sprenger
Dittmer	Larson, Ransom	Steedsman
Endres	Lemke	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	Mostad	Svingen
Falconer	Nelson, Dickey	Swett
Fitzgerald	Nelson, Morton	Swendseid
Flannigan	Niewoehner	Symington
Fuglestad	Odegard	Thompson
Gessner	Oglesby	Twete
Gilbertson	Olson, Adams	Twichell
Gilchrist	Olson, Bowman	Wolf
Hagen	Opdahl	Wright
Hanson, Barnes	Owings	Young
Hanson, Benson	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jodock	Rathbun	Treffry
Lynch	Scholl	
Morgan	Strutz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Nelson, Ward
Crockett	Kapfer	Noben
Cunningham	Lavik	Peters
Fedje	Lillehaugen	Sandlie
Fitch	McKellar	Traynor
Flaten	McManus	
Godwin	Muus	

So the bill passed and the title was agreed to.

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

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, 5; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson, Bottineau
Anderson, Logan	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jensen	Rindy
Bettenhausen	Jodock	Rue
Biewer	Johnson	Sannes
Born	Johnston	Savre
Broschat	Jones	Schauss
Brunsdale	Kapfer	Scholl
Carlson	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Ettestad	Lynch	Sundby, McLean
Fedje	McInnes	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speake
Henrickson	Patterson	
Hill	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Espeland	Owings	Twete
Falconer	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Muus
Cunningham	McKellar	Sandlie

Messrs.	Messrs.	Messrs.
Fitch	McManus	Swett
Godwin	Mostad	

So the bill passed and the title was agreed to.

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries 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, 79; nays, 25; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Opdahl
Anderson, Sargent	Holte	Owings
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Mountrail
Bailey	Isaak	Piper
Biewer	Jensen	Rathbun
Born	Johnson	Rue
Brunsdale	Johnston	Sannes
Carlson	Jones	Schauss
Crockett	Kapfer	Scholl
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Erickson, McKenzie	Lavik	Solberg
Espelund	Lemke	Steedsman
Ettestad	Lofthus	Sticka
Falconer	Lund	Stoa
Fitzgerald	Lynch	Strutz
Flaten	McInnes	Swendseid
Fuglestad	Morgan	Symington
Gessner	Muus	Thompson
Gilchrist	Nelson, Dickey	Traynor
Hagen	Nelson, Morton	Twete
Hanson, Benson	Nelson, Ward	Twichell
Hanson, Barnes	Niewoehner	Young
Hanson, Stark	Noben	Madam Speaker
Henrickson	Odegard	
Hill	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jodock	Sprenger
Bettenhausen	Lillehaugen	Sundby, McLean
Broschat	Oglesby	Sundby, Renville
Cunningham	Olson, Bowman	Svingen
Endres	Patterson	Treffry
Erickson, McLean	Peterson, Bottineau	Wolf
Fedje	Place	Wright
Flannigan	Rindy	
Gilbertson	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Mostad
Fitch	McKellar	Sandlie
Godwin	McManus	Swett

So the bill passed and the title was agreed to.

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations 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, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peterson, Mountrail
Anderson, Logan	Holthusen	Piper
Anderson, Sargent	Hommes	Place
Anfinson	Isaak	Rathbun
Arneson	Jensen	Rindy
Bailey	Jodock	Rue
Bettenhausen	Johnson	Sannes
Biewer	Johnston	Savre
Born	Jones	Schauss
Broschat	Kapfer	Scholl
Brunsdale	Larson, Nelson	Shurr
Carlson	Larson, Ransom	Smith
Crockett	Lavik	Solberg
Cunningham	Lemke	Sprenger
Dahl	Lillehaugen	Steedsman
Dittmer	Lofthus	Sticka
Endres	Lund	Stoa
Erickson, McKenzie	Lynch	Strutz
Erickson, McLean	McInnes	Sundby, McLean
Espeland	Morgan	Sundby, Renville
Ettestad	Muus	Svingen
Falconer	Nelson, Dickey	Swendseid
Fedje	Nelson, Morton	Symington
Fitch	Nelson, Ward	Thompson
Flannigan	Niewoehner	Traynor
Flaten	Noben	Treffry
Fuglestad	Odegard	Twete
Gessner	Olson, Adams	Twichell
Gilbertson	Olson, Bowman	Wolf
Hagen	Opdahl	Wright
Hanson, Barnes	Owings	Young
Hanson, Stark	Patterson	Madam Speaker
Henrickson	Peters	
Hillman	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.
Fitzgerald	Oglesby
Hanson, Benson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Jardine	Sandlie
Gilchrist	McKellar	Swett
Godwin	McManus	
Hill	Mostad	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Was read the third time.

Mr. Strutz moved that further consideration of Senate Bill No. 111 be indefinitely postponed.

Mr. Jodock moved the previous question.

Which motion prevailed.

The question being on the motion of Mr. Strutz, the motion lost.

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.
Aljets	Hillman	Piper
Anfinson	Holte	Place
Bailey	Holthusen	Rathbun
Bettenhausen	Homnes	Rue
Born	Johnson	Sannes
Broschat	Jones	Schauss
Brunsdale	Kapfer	Scholl
Cunningham	Larson, Nelson	Shurr
Dittmer	Lavik	Smith
Erickson, McKenzie	Lund	Solberg
Erickson, McLean	Lynch	Steedsman
Espeland	McInnes	Sticka
Ettestad	Muus	Svingen
Falconer	Nelson, Dickey	Swett
Fedje	Nelson, Ward	Swendseid
Fitch	Noben	Traynor
Fitzgerald	Olson, Adams	Twete
Flannigan	Olson, Bowman	Twichell
Flaten	Opdahl	Wolf

Messrs.	Messrs.	Messrs.
Gessner	Owings	Wright
Gilbertson	Patterson	Young
Gilchrist	Peterson,Bottineau	
Henrickson	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Oglesby
Anderson, Sargent	Isaak	Peters
Arneson	Jensen	Rindy
Biewer	Jodock	Savre
Carlson	Johnston	Sprenger
Crockett	Larson, Ransom	Stoa
Dahl	Lemke	Strutz
Endres	Lillehaugen	Sundby, Renville
Fuglestad	Lofthus	Sundby, McLean
Hagen	Morgan	Symington
Hanson, Barnes	Nelson, Morton	Thompson
Hanson, Benson	Niewoehner	Treffry
Hanson, Stark	Odegard	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McKellar	Sandlie
Godwin	McManus	
Jardine	Mostad	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Mr. Sundby (of McLean): Madam Speaker, I vote "no" for the protection of Reps. Strutz and Ettetstad.

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations 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, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson,Bottineau
Anderson, Logan	Holte	Peterson,Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Biewer	Jodock	Sannes
Born	Johnston	Savre

Messrs.	Messrs.	Messrs.
Broschat	Jones	Schauss
Brunsdale	Kapfer	Scholl
Carlson	Larson, Nelson	Smith
Crockett	Larson, Ransom	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Muus	Swett
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Traynor
Gessner	Odegard	Twete
Gilbertson	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Henrickson	Patterson	
Hill	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Johnson	Sandlie
Fitch	McKellar	Shurr
Gilchrist	McManus	
Godwin	Mostad	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations 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, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Piper

Messrs.	Messrs.	Messrs.
Bailey	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnson	Sannes
Carlson	Johnston	Savre
Crockett	Jones	Schauss
Cunningham	Kapfer	Scholl
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espelund	Lofthus	Sticka
Ettestad	Lund	Stoa
Falconer	Lynch	Strutz
Fedje	McInnes	Sundby, McLean
Fitch	McKellar	Sundby, Renville
Fitzgerald	Morgan	Svingen
Flannigan	Muus	Swett
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	McManus	Sandlie
Correll	Mostad	

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at

Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Concurrent Resolution T. A resolution regarding the duplication of studies in the North Dakota University and Agricultural College.

As requested.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate Amendment to:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of

the County Court, and prescribing additional duties of such Judges.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: R. V. Long, Edgeley; Lloyd E. Anderson, E. P. Christenson, E. Laskowski, Wm. Laskowski, Minot; A. R. Josund, Cathay; Dr. J. N. Payne, Crosby; T. B. Heath, Napoleon; William Shurr, Mrs. S. W. Hagan, Fargo; John Beal, Lars A. Kleppe, Kintyre; J. L. Mertz, O. W. Bettenhausen, Mrs. W. H. Bettenhausen, Wishek; Mrs. Louis Reuden, Mrs. Merton Orr, Mrs. Arthur Tavis, Bismarck; A. A. Kaiser, Dickinson; C. S. Summer, Bowbells; Otto Dittler, Langdon; Mority Wald, Peter Smaltz, Wishek; John Froescher, Beulah; Fred F. Page, Mohall; A. Weber, Wishek; J. A. Peterson, Selfridge; Ed Bertram, R. C. McGee, Valley City; Nell T. Kraft, A. Benson, Bismarck.

Mr. Swett moved that the House recess until 12:30 tomorrow.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-SIXTH DAY AFTER RECESS
AND FIFTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

The House reconvened at 12:30 p. m., pursuant to recess taken, Speaker Craig presiding.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 5. 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. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

And find the same correctly Enrolled.

W. J. GILCHRIST,
Chairman.

The Clerk announced that the Speaker was about to sign:

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 5. 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. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

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, 14; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Stark	Patterson
Anderson, Logan	Hillman	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bailey	Jensen	Place
Bettenhausen	Jodock	Rathbun
Biewer	Kapfer	Rindy
Born	Larson, Nelson	Rue
Broschat	Larson, Ransom	Sannes
Crockett	Lavik	Savre
Endres	Lemke	Scholl
Erickson, McKenzie	Lofthus	Shurr
Erickson, McLean	Lund	Solberg
Espeland	Morgan	Sprenger
Falconer	Mostad	Steedsmen
Fitzgerald	Muus	Sticka
Flannigan	Nelson, Dickey	Stoa
Flaten	Nelson, Ward	Strutz
Fuglestad	Niewoehner	Sundby, McLean
Gessner	Noben	Sundby, Renville
Gilbertson	Odegard	Svingen
Gilchrist	Oglesby	Swendseid
Godwin	Olson, Adams	Treffry
Hagen	Olson, Bowman	Twete
Hanson, Barnes	Opdahl	Wright
Hanson, Benson	Owings	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Nelson, Morton
Correll	Johnson	Piper
Dittmer	Lillehaugen	Symington
Holte	Lynch	Madam Speaker
Homnes	McKellar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Schaus
Carlson	Hill	Smith
Cunningham	Johnston	Swett
Dahl	Jones	Thompson
Ettestad	McInnes	Traynor
Fedje	McManus	Twichell
Fitch	Sandlie	Wolf

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to co-

ordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

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, 90; nays, 2, absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hagen	Olson, Adams
Anderson, Sargent	Hanson, Barnes	Olson, Bowman
Anfinson	Hanson, Benson	Opdahl
Arneson	Hanson, Stark	Owings
Bailey	Hill	Patterson
Bettenhausen	Hillman	Peterson, Mountrail
Biewer	Holte	Piper
Born	Holthusen	Place
Broschat	Isaak	Rathbun
Brunsdale	Jensen	Rindy
Carlson	Jodock	Rue
Correll	Johnson	Sannes
Crockett	Kapfer	Savre
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Sticka
Erickson, McKenzie	Lillehaugen	Stoa
Erickson, McLean	Lofthus	Strutz
Espeland	Lund	Sundby, McLean
Falconer	Lynch	Sundby, Renville
Fedje	McKellar	Svingen
Fitzgerald	Morgan	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Godwin	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Homnes	Jardine

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Scholl
Ettestad	Mostad	Smith
Fitch	Muus	Steedsman
Henrickson	Peters	Swett
Johnston	Peterson, Bottineau	Thompson
Jones	Sandlie	Traynor
McInnes	Schauss	Wolf

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

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, 2; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Hommes	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schoff
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Solberg
Dahl	Lillehaugen	Sprengr
Dittmer	Lofthus	Steedsmen
Endres	Lund	Sticka
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McInnes	Strutz
Espeland	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Muus	Svingen
Fitzgerald	Nelson, Morton	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Niewoehner	Thompson
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilbertson	Oglesby	Twichell
Gilchrist	Olson, Adams	Wolf
Godwin	Olson, Bowman	Wright
Hagen	Opdahl	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson		

Those voting in the negative were:

Messrs.	Messrs.
Hill	Lemke

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	McManus	Smith
Fitch	Mostad	Swett
Henrickson	Nelson, Ward	Traynor
Jones	Schauss	

So the bill passed and the title was agreed to.

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Was read the third time.

Mr. Twichell moved that further consideration of Senate Bill No. 232 be indefinitely postponed.

Which motion prevailed.

Mr. Johnson moved that the vote by which Senate Bill No. 232 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 215. A Bill for an Act to amend and re-enact Section 8544A12, relating to investigation of claims, hearing and allowance of claims, in connection with estates of deceased persons; and Section 8544A13, relating to the registration of claims against estates of deceased persons, and waiving notice.

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, 14; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Place
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sannes
Brunsdale	Johnson	Savre
Carlson	Johnston	Shurr
Correll	Kapfer	Solberg
Crockett	Larson, Nelson	Sprenger
Cunningham	Larson, Ransom	Steedsman
Dahl	Lavik	Sticka
Dittmer	Lillehaugen	Stoa
Endres	Lund	Strutz
Erickson, McKenzie	Lynch	Sundby, Renville

Messrs.	Messrs.	Messrs.
Ettestad	McInnes	Svingen
Falconer	McKellar	Swendseid
Fedje	Morgan	Symington
Fitch	Muus	Thompson
Fitzgerald	Nelson, Dickey	Treffry
Flaten	Nelson, Morton	Twete
Fuglestad	Nelson, Ward	Twichell
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Young
Gilchrist	Odegard	
Godwin	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lemke	Rathbun
Espeland	Lofthus	Sandlie
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Madam Speaker
Hill	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flannigan	Mostad	Sundby, McLean
Henrickson	Schauss	Swett
Jones	Scholl	Traynor
McManus	Smith	

So the bill passed and the title was agreed to.

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

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	Hanson, Stark	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Sandlie
Brunsdale	Johnson	Sannes
Carlson	Johnston	Savra
Correll	Jones	Shurr

Messrs.	Messrs.	Messrs.
Crockett	Kapfer	Smith
Cunningham	Larson, Nelson	Solberg
Dahl	Larson, Ransom	Sprenger
Dittmer	Lavik	Steedsman
Endres	Lemke	Sticka
Erickson,McKenzie	Lillehaugen	Stoa
Erickson, McLean	Lofthus	Strutz
Espeland	Lund	Sundby, McLean
Ettestad	Lynch	Sundby, Renville
Falconer	McInnes	Svingen
Fedje	McKellar	Swett
Fitch	Morgan	Swendseid
Fitzgerald	Muus	Symington
Flannigan	Nelson, Dickey	Thompson
Flaten	Nelson, Morton	Traynor
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Henrickson	Mostad	Schauss
McManus	Rue	Scholl

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for 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, 89; nays, 20; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holthusen	Peterson,Bottineau
Anfinson	Homnes	Peterson,Mountrail
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rindy
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Carlson	Jones	Savre

Messrs.	Messrs.	Messrs.
Crockett	Kapfer	Shurr
Dahl	Larson, Nelson	Smith
Dittmer	Larson, Ransom	Solberg
Endres	Lavik	Sprenger
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lemke	Piper
Correll	Lofthus	Steedsman
Cunningham	McInnes	Symington
Ettestad	McManus	Traynor
Gessner	Nelson, Dickey	Wolf
Hanson, Benson	Olson, Adams	Madam Speaker
Holte	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flaten	Schauss	Scholl
Henrickson		

So the bill passed and the title was agreed to.

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; 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, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Piper
Arneson	Holthusen	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jensen	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Morgan	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Thompson
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Godwin	Oglesby	Young
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Johnson		
Traynor		
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Fitch	Mostad	Swendseid
Henrickson	Schauss	Twichell
Lynch	Scholl	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, 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, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Isaak	Peterson, Mountrail
Anfinson	Jardine	Piper
Arneson	Jensen	Place
Bailey	Jodock	Rathbun
Bettenhausen	Johnson	Rindy
Biewer	Johnston	Rue
Born	Jones	Sandlie
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Shurr
Crockett	Lavik	Smith
Cunningham	Lemke	Solberg
Dahl	Lillehaugen	Sprenger
Dittmer	Lofthus	Sticka
Endres	Lund	Steedsman
Erickson, McKenzie	McInnes	Strutz
Erickson, McLean	McKellar	Sundby, McLean
Espeland	McManus	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Muus	Swett
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Traynor
Fuglestad	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Godwin	Homnes
Gessner	Holte	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Mostad	Stoa
Henrickson	Schauss	
Lynch	Scholl	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 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, 104; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Patterson
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Brunsdale	Johnson	Rue
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Kapfer	Shurr
Cunningham	Larson, Nelson	Smith
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Strutz
Ettestad	Lund	Sundby, McLean
Falconer	Lynch	Sundby, Renville
Fedje	McInnes	Svingen
Fitzgerald	McKellar	Swendseid
Flannigan	McManus	Symington
Flaten	Morgan	Thompson
Fuglestad	Muus	Traynor
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.
Erickson, McKenzie
Sandlie

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Schauss	Stoa
Mostad	Scholl	Swett
Opdahl		

So the bill passed and the title was agreed to.

INVESTIGATION

REPORT OF THE CAPITOL BUILDING INVESTIGATING COMMITTEE OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA 23rd SESSION, DULY AND REGULARLY APPOINTED BY RESOLUTION ADOPTED IN BOTH BRANCHES OF NORTH DAKOTA LEGISLATURE OF THE STATE OF NORTH DAKOTA, WHICH SAID RESOLUTION WAS DULY ADOPTED ON THE 21st DAY OF JANUARY, 1933.

By W. E. MATTHAEI, Chairman

To the Honorable President of the Senate and Honorable Madam Speaker of the House of Representatives of the State of North Dakota.

Honorable Sir & Madam:

Your attention is called to the Journal of the House, 23rd Legislative Assembly, dated February 23rd 1933, pages 35 to 38, containing the resolution which organized the State Capitol Building Investigating Committee, pages 38 to 43, page 47, and page 78 show the rules that were to govern the actions of that Committee, and your attention is also called to the same Journal, pages 43 to 88, which contains a record of the meetings of the Investigating Committee. On pages 88 to page 131, there is a further statement of facts and assumed facts, findings, and recommendation by the majority of the Investigating Committee which they claim are based upon the evidence brought forth in the hearings.

As Chairman of the State Capitol Investigating Committee, I do not agree with the Majority of the Committee in the manner in which the investigation was carried on, nor do I concur in all of the findings or conclusions, nor with the recommendations of the majority of the Committee. For that reason I am submitting, for the consideration of both houses of the State Legislature, my report covering the several points specifically enumerated by the Majority.

I am using the same form and order of subjects, statements, findings and recommendations as are contained in the majority report of the Investigating Committee so that ready reference can be made from and to this report in comparing statements contained in the majority report.

CAPITOL COMMISSION ON WHEELS

Although there was no evidence brought before the investigation committee as to the qualities and characteristics of George A. Banks, President of the Board of State CAPITOL Commissioners, that would be entirely unnecessary. He has practiced law in the State of North Dakota for more than forty years and his personal characteristics are well known. It was not to be expected that when he was selected as a member of the Commission and elected president of it that he would sit idly by without taking a most active part in it, even though his residence was nearly 300 miles from

the center of activities. If he was to be able to analyze the situation in all its details and perform his work, it was obvious that he must carry on a very extensive correspondence and investigation with Architects, Contractors, material men, transportation men, etc.

The record of his work as President of the Committee was kept in his office in the City of Grand Forks, while the Secretary of the Commission kept record of his activities and those of the Commission at the City of Bismarck.

The statement under the caption "Capitol Commission on Wheels" is not entirely true, if one is to take into consideration the character of the work that was to be done, and the further fact that the Act creating the Board of State Capitol Commissioners required that not more than two of whom shall be residents of the same Congressional District. The Board of State Capitol Commissioners had to find out first what they wanted for the reason that they were the active representatives of the owner, viz., the State of North Dakota. It therefore became necessary from the very outset to profit by the experience of other States that were in the process of completing or had recently completed Capitol Buildings. It appeared from Mr. Anders' testimony that the act of creating, designing and constructing Capitol Buildings had undergone a considerable change in recent years.

That the Commissioners might be informed, some of the Capitol Buildings of other States were visited by the Commissioners and by the Secretary in person.

It also became necessary for Mr. Bangs to assume the duties incident to the responsibility assumed, and after a careful consideration of the record I do not see how he could have performed his work in any other way than that in which he did perform it.

The other two commissioners were somewhat differently situated. Mr. Conklin had his business in Bismarck and his home was also located there. Mr. Fraser was Adjutant General of the State and had his office in Bismarck. These gentlemen could at all times avail themselves of the records of the Secretary, and therefore were in a position whereby they could with little inconvenience keep in close touch with the central office of records.

ARCHITECTS: SELECTION OF

Considerable stress is laid in the majority report of the Committee on the selection of Architects and especially the so-called contracts with Holabird & Root in the early months of 1931. The files and letters sent to the Secretary's office from Grand Forks by Mr. Bangs, at the direction of the Investigating Committee, indicate that Holabird & Root were only one of a considerable number of Architects who were actively engaged in an endeavor to obtain this work.

Before the Capitol Commission had been appointed one firm of Architects had presented a fairly complete set of plans and prospective view of a Capitol Building.

It appears from the record that the selection of Architects, both within and without the State was carried out in a scientific manner, and that contacts to determine who should be chosen as the Architects were only begun after their qualifications had been rated in a careful and original manner.

The Board of State Capitol Commissioners certainly made a mistake in the selection of Joseph Bell DeRemer and of Samuel T. DeRemer of Grand Forks. Anyone who listened to the evidence given by these men, would have been thoroughly convinced that the Commission erred in their selection of the DeRemers at that time if they were not convinced before. It seems incomprehensible to any thinking man that Joseph Bell DeRemer, an Architect as he claimed of forty years standing, and one of the men primarily responsible for the proper construction of the work, could have testified that the concrete work in parts of this Building was the "sloppiest" that he had ever seen. This in the face of the fact that only commendation of the highest grade was heard from Mr. Russell Deeter as to the type and class of inspectors under whom the concrete work was being performed. Mr. DeRemer either neglected his duties or was incapable of performing the same, as one of the Architects responsible for the creation, designing, construction and completion of the most important and the largest building that has ever been built in the State of North Dakota or will be built in the State of North Dakota for many, many years.

It must be remembered that there are at most forty-eight State Capitol Buildings in the United States. Up to recent years, these Buildings have been generally a long building with a dome in the center and with a Legislative wing on either end. It appears that these buildings have been designed more with the idea of so-called beauty rather than usefulness and of utility. Those ideas have changed, and in many cases the type of State Houses in late years has changed greatly.

It is stated in the majority report that the fee of North Dakota Contractors had been fixed at 5% and that therefore the fee of 7½% as contracted by the commissioners was exorbitant. Such fee of 5% as contended by the majority is proper for ordinary buildings such as are commonly erected in this state, but architect's fees vary greatly the same as attorney fees and those of other professional men. The fee which is seven and one-half per cent on one million eight hundred thousand dollars (\$1,800,000.00) is not necessarily excessive considering the type of building, the distance of architects from their work and on account of the problems involved in the design.

Considering the subject of friction between the architects, it would appear from the record that Mr. DeRemer never entered into this work in the whole-hearted manner that a professional man should have done. He objected to everything done from the start and it can be fairly said that he has been consistent in that respect.

Criticism has been made of the Commission because it did not select North Dakota architects for this work. As has been above stated, that is the largest building, by four times, that will be constructed in the State of North Dakota for many years. Architects do not reside in North Dakota for the purpose of designing large or important buildings. They come here because of the opportunity for doing work on many comparatively small buildings, for it can be fairly said without detrimental criticism to our fellow-professional citizens that the work of designing large buildings is not in the State of North and South Dakota or in Montana whereby an architect can gain that necessary experience to create, design and supervise the construction of a building such as the State Capitol Building of North Dakota must necessarily be. It is reasonable to assume that it was not believed by the Board of the State Capitol Commissioners that there was an architect in the State of North Dakota who it considered sufficiently capable to place the responsibility of this building in their hands. The evidence indicated that none of our State architects who testified convinced any one, unless the four men who signed the majority report, that the North Dakota Architects could assume such great responsibility as the contract under consideration entailed.

PLANS AND SPECIFICATIONS

The majority report has commented at length on pages 92 to 97 inclusive under the heading of "Plans and Specifications."

On February 12, 1932, the Architects submitted a 35 page report on the subject of the design of the new Capitol Building and therein made a report as of the cost of the building and all details connected with the design and this report was exhibit "24" of the evidence submitted by Secretary Anders to the Investigating Committee. Neither the findings nor the conclusions under the heading of "plans and specifications" are in accordance with the facts or evidence submitted to the Committee.

The Lundoff-Bicknell Company submitted a bid on a uniform bidding blank, every blank space of which had to be filled or the bid would not be accepted. This was true of all the bids submitted by the General Contractors. There was in addition to the flat bid, thirty separate proposals from which the owner could select and make certain changes and this was extremely competitive because every bidder must also submit a bid on the thirty separate proposals. There were also 7 allowances specified as shown on page 22 of the "Specifications for General Work." These allowances were fixed and were the same for all Contractors. The idea of the 30 separate proposals was for the purpose of obtaining further competitive bidding and also for the purpose of being able to make such changes as would bring the contract price within the amount available and as each bidder had to bid upon these proposals it was therefor strictly competitive. In arriving at the conclusion as to who was the lowest bidder the same amount for allowances was deducted from all the contracts so that that had no effect whatever at determining who was the lowest bidder.

On pages 93 to 97 of the report as printed in the House Journal a tabulation is made entitled "List of Changes in General Work Agreed Upon in Bismarck August 30, 1932." There is no evidence whatever that this list of proposed changes was agreed upon at that time or at any time since then and the testimony of the Secretary is to that effect. His testimony also is to the effect that these proposed changes did not come to his attention at that time nor until about the first of December and also that there never has been a motion made to accept these proposed changes for the price indicated therein. As a matter of fact these changes were only as an indication what would be the minimum amounts allowed as a credit to the owner for such changes as were indicated. Indicating again that Mr. DeRemer was not keeping very close track of the work for which he was being paid, testimony showed he did nothing relative to designing, creating or constructing, contenting himself by merely making objections.

On pages 96 and 97 under the heading of Exhibit "H" there are statements made relating to the Contract, Article 26 and there is tabulated 7 Allowances. On page 97 it is stated "This is another change in the plans and specifications made after the bids were received and made for the purpose of reducing the amount of the contract in order to come within the appropriation." This statement is absolutely false. The Allowances 1 to 7 are shown in the "Specification for General Work" on pages 22, 23 and 24 and are so clearly set forth that it seems impossible that such a statement as is shown in the first sentence of the first paragraph on page 97 could possibly be made.

The Contractor included in his bid at the direction of the owner, viz. the State, through the Architects an item of \$169,150.00 for equipment that the owner himself would sooner or later be receiving bids through Contractors specified in these items. At the time the contract was written the Commission determined to reduce these amounts by certain figures which reduced the total by \$60,000.00. This was in no wise a change in plans and specifications. The Contractor did not bid upon these items, he merely included them in his bid so that the bids of all Contractors would be uniform in relation to these items. This is not an uncommon practice on all buildings of large consequence, for the reason that the artistic ideas of the owner enter into all the items from 1 to 6, (Exhibit "H").

In the first paragraph of page 97 it is indicated that in the opinion of the Majority members that certain lighting fixtures were dispensed with. There were no light fixtures dispensed with but a different grade would be selected which would not exceed \$50,000, instead of \$75,000, there being a saving of \$25,000 absolutely to the State. This kind of a saving to the State would not admit the Contractor a 20% on the savings.

CONTRACT SHOULD HAVE BEEN AWARDED TO E.
A. MOLINE; COMPARISON OF BIDS; MOLINE'S
BID LOWEST

The findings and conclusions on pages 97 and 98 of the majority report as shown in the Journal of the House seems to be a distortion of all the facts connected with this subject and is inexcusable. The assignment of Mechanical contracts had nothing whatever to do with the determination of the lowest bidder.

There is no basis in the plans, specifications or proposals to show the estimate in the difference in the wage scale as being \$24,500.00. That figure was arrived at by Mr. DeRemer as a pure guess. Mr. DeRemer, in letters he had written and which were on exhibition before the Investigating Committee, indicated his inability to figure and his desire to avoid responsibility for estimating the cost of materials of construction, the price of which could be easily obtained on the open market. One case at point is where he estimated the cost of paint at \$2.68 per gallon whereas the same paint can be obtained in the open market in Bismarck at about \$1.70 per gallon. It is probable that the greater part of uncertainty of estimating cost by Contractors is the cost of labor. No Contractor knows the conditions under which he will have to work and the cost of labor on a job fluctuates from week to week and from month to month, depending upon the supply of labor, and the different conditions under which they may have to work, etc.

As a matter of fact, the Minutes of the Capitol Commission meetings held over a period of several months indicate clearly the reason why each Contractor was required to submit a minimum scale of wages. North Dakota labor was to be protected from a low wage scale if possible. The Commission found out that a minimum wage scale could not be legally put into the specifications. Therefore they did the next best thing and asked each Contractor to indicate the minimum wage scale that he proposed to pay. This wage scale was to be an indicator of his attitude toward the wages to be paid to labor and there is nothing to show that this wage scale which was submitted, would have anything to do or could have anything to do with the determination of the lowest bidder. If it had been so indicated, the Architects would have, of necessity, indicated themselves the number of hours that it was estimated that labor would be employed on this work or they would have asked the Contractor himself to have estimated the number of hours that labor would be employed on this work. Then a simple multiplication would have shown a definite figure for labor cost and in this case the relative bids of various Contractors would have been placed on a solemn basis when this item was included. In my opinion, if the Commission had attempted to juggle figures in the manner indicated in the majority report, any decision that the Commission would have arrived at in that way, to accept the low bid and let the contract would have been illegal, null and void and the Commissioners themselves would have been subject to much more severe criticism than the fact elicited by this investigating committee warrant.

Answering the last paragraph on this subject, page 98, the majority report states "If the Board of Capitol Commissioners had desired to follow the letter and spirit of the Law giving it life, it should have awarded the Contract to E. A. Moline, a North Dakota citizen." This Investigation has shown, if nothing else, a decided opinion of what the spirit of Chapter 205 S. L. 1931 is. It seems to be anybody's guess as to what the spirit of that Law is, but there isn't much question as to what the letter of that law is, and the Board of State Capitol Commissioners followed the letter of that law in a very exact manner in letting this contract to the Lundoff-Bicknell Company.

E. A. Moline, the unsuccessful bidder, was subpoenaed, and was in attendance at hearings from January 25 to Feb. 1 at the expense of the State of North Dakota, but was not called by the attorney for the Commission to take the witness stand, hence I cannot other than assume that he could not and would not have contended that his bid was low.

GENERAL CONTRACT

Throughout the Majority Report the phrase is used: "CHANGES IN PLANS AND SPECIFICATIONS." No evidence was brought before the Investigating Committee to indicate that there was contemplated at the time the contract was let, nor that there has been contemplated since that date any changes in the SPECIFICATIONS. The plans of a building indicate the location of each item that is specified. The plans of a building indicate the location of each item that is specified. Specifications indicate kind and quantity. Plans indicate location, either vertical or horizontal. Plans are also subject to change, even in the simplest structure, but that does not necessarily indicate changes in specifications.

The evidence placed before the Investigating Committee indicated the reason for the division of the contracts into three parts, denominated Budgets "A," "B" and "C" and the Contractors themselves, both general and mechanical, provided for the exercise of certain options connected therewith. At the time that the plans and specifications were adopted, early in June, the Board estimated the amount of money that was available for this work. The initiated laws passed June 29th distinctly modified the amount of money available. However, the Contractors who were supposed to bid upon this work, had their proposals fairly well completed.

In my opinion, to have required these men to do all their work over again by the rejection of the bids and the re-drawing of the plans and specifications and the re-figuring of the plans and specifications under the conditions that existed in 1932, would have been grossly unfair on the part of the Board of State Capitol Commissioners.

I have great doubts of the sincerity of purpose of Joseph Bell DeRemer who suggested such a proposition and my most charitable construction upon his viewpoint and suggestions is that he is incompetent and is so far behind the practice

of his profesison that he lacks capacity for handling important or complicated works of design and construction.

After a careful study of the plans, specifications, contracts and evidence produced before the Committee of Investigation, I am of the opinion that the Board acted with good judgment, care and discrimination and that they devised a necessary idea in the dividing of the contracts into three parts. The possibility was very clear at the time they did this, that the money would be forthcoming within the period during which the options on Budget "B" and Budget "C" could be exercised.

I fail to see the point stressed under the subject of Unit Prices. All changes that have been made so far, were fully covered under allowances or alternate proposals received at the time that the bids were opened.

The so-called schedule "D," upon which so much stress has been laid, has never been accepted by the Board of State Capitol Commissioners. The evidence shows that they were merely minimum prices for certain changes that might be made if it was desirable to do so in the future.

THE ITEMS UNDER SCHEDULES "D," "E," "F" AND "G" HAVE NEVER BEEN AGREED UPON, NOR ACCEPTED, NOR IS THERE ANY EVIDENCE SUBMITTED TO THE INVESTIGATING COMMITTEE, NOR IN THE OFFICE OF THE SECRETARY, NOR IN THE MINUTES THAT THE BOARD HAS EVER TAKEN ACTION THEREON. Therefore, in my opinion, any argument based upon this is beside the point and an unnecessary waste of time.

MECHANICAL CONTRACTS

The evidence showed that Mr. Darragh would normally have submitted a bidder's bond at a cost of about \$1,800.00 and a certified check in a like amount. As a matter of fact, he submitted a certified check in the amount of \$3,720.00 and a bidder's bond in an amount of \$50.00, and in view of the fact that he was by far the lowest bidder; that he was considered reputable; and was a successful Contractor, and that a certified check would normally be better than a bond, the Board decided that it was worth while to save the difference between his bid and the next lowest.

Mr. Darragh and the Board entered into a contract, and proceeded with the work. Since Investigation started, a bond has been furnished by him. Therefore, I do not think that there is any real fault to find with the Board in connection with this item.

SUPERINTENDENT OF CAPITOL BUILDING

On page 101 of the Journal of the House in the majority report under the heading "Superintendent of Capitol Building," the majority report states that the Capitol Building Commission violated Section 8 of Chapter 205 S. L. 1931. The first sentence of Section 8 contains, "Section 8, super-

intendent of Capitol Building. — The Board may appoint a specially qualified person to act as superintendent of construction of said Capitol Building." This matter was certainly discretionary with the Board. Webster gives the definition of the word "may" as follows: 1. To have permission: be allowed. 2. Be contingently possible. 3. To have power or ability. 4. Law. To have liberty or power to. It does not seem possible that intelligent educated men such as composed the majority members of the Investigating Committee could possibly construe the word "may" as being mandatory.

Section 3 of Chapter 205 S. L. 1931 defines the powers and duties of the Board. Paragraph "E," "F," "G" and "I" determined the methods by which the construction may be carried on after plans and specifications have been prepared and adopted. It was empowered to construct this building either by Contract, day labor or any other means that would be deemed best and most advantageous to the State of North Dakota. In all respects it was empowered to use its best judgment.

I construe Section 8 which states that "The Board may appoint a specially qualified person to act as superintendent of construction of said Capitol Building" was put into this law for the purpose of employing a specially qualified superintendent if the Board deemed advisable to take advantage of the various methods set forth in Section 3.

Architects do not always superintend the structures that they design. If the Architects are qualified, it is better that they do so supervise the construction. However, the owner may enter into a contract with the Architects to only create and design, leaving the execution of the work to other parties. In that case, the owner only pays the Architects a predetermined percentage for the creation and design of the building. He, in addition thereto, may hire other Architects to supervise the building, which may mean only occasional visits by the Architects to see that the plans and specifications are being observed. In addition to that, he may also hire the Architects to superintend the building in all its parts. In the latter case the owner hires the Architects to create, design, draw plans and specifications and supervise and superintend the construction and to see that the accounts and payments of money are properly made. This latter definition is what the Board of Capitol Commissioners contract with the Architects provided for. If Joseph Bell DeRemer, W. F. Kurke and Holabird & Root do not have this entire responsibility and duty under their contract, there is no way of obtaining men endowed with that responsibility, whatever may be the title that they have. If a superintendent of the building is hired now to supervise the Architects and the Contractors, and one takes a logical view of the situation, the question naturally arises, "Who is going to superintend the superintendent of the building?" Faith and confidence must begin somewhere. My recommendation would be that if the Architects are neglecting their duty under their contract or are not supervising and superintending this building on the ground, instead of writing letters, as Mr. DeRemer seems to have done, immediate proceedings

should be begun, to cancel the contract with the Architects, to recover from them damages for work not properly undertaken or supervised, and to hire new Architects or to supplant them with a real superintendent of the building. I have heretofore commented on the statement made in the majority report in the last paragraph of this subject on page 102 of the Journal of the House. The evidence given before the Investigating Committee clearly shows that the only cement that the Board paid for or was to be paid for was the actual cement used. The amount of cement used would be that shown to have been shipped into Bismarck and the receipted bills indicate clearly that amount. As to the rumors that actual cement had been stolen or might have been stolen, the idea seems to be absurd to any thinking man after considering the evidence. If any cement had been stolen this would show up in the test of the concrete and if the evidence presented to the Committee shows anything at all it shows that the concrete mixtures have been very uniform and the strength of the concrete is according to evidence at least 30 to 40% stronger than that specified. This does not indicate that the cement had been diverted and not been put into the work.

ANTICIPATION CERTIFICATES

This is another clear case of confused thinking on the part of the Majority members of the Committee. No Contractor having any sense whatever or being a responsible Contractor would think of beginning work, especially on a government job, unless he knew where the money was to come from to pay for work or material furnished. Unless these certificates were sold as they were sold, the Contractor could justly and rightfully refuse to enter into a contract for that amount of money. Under discussion, the purpose of selling these certificates piece meal as suggested seems to be beyond the bounds of reasoning. In any case they would have to be sold within the period of 6 or 8 months and the average interest on the money in excess of the time it is used would not be more than about 4 months. This would not be in excess of 5 or 6 thousand dollars in actual money. In any case we must consider this from the standpoint of the market, the possibility of selling these certificates at all and from the standpoint of the Contractor himself who could rightfully refuse to enter into any contract until he knew beyond the question of doubt that the money was on hand to pay him whenever any part of the work was done to such an extent; that he was entitled to payment therefore.

LEGAL ADVISOR

On page 103 of the Majority Report as printed in the Journal of the House, the Majority Report criticises the Commission, and more especially Mr. Bangs, in the action relating to the so-called legal advisor. I agree entirely with the Findings and comments relating to the legal advisor and to the hiring of Mr. Jahr. In addition to the Findings of the Majority Report, I wish to add that I cannot see how this action can be justified from any angle. I have heretofore commented at length on Mr. Bangs' work in connection

with the Board and of the value thereof. On the other hand, there is a grave question whether Mr. Bangs should have assumed the legal duties connected with the Board's work for it is an old axiom in the legal profession that "a man who is his own lawyer has a fool for a client." The Attorney General is the legal advisor for the Board of State Capitol Commissioners. There was little or no legal work connected with the Commission for some months after it was organized. The Board had the right to request that the Attorney General appoint a special assistant attorney to perform the legal work and to pay for such services as provided in Section 3E of Chapter 205 S. L. 1931, the provision relating to the legal advisor in Section 16 of Chapter 205, S. L. 1931.

INSURANCE AND BONDS

On page 104 of the Journal of the House under the heading: "INSURANCE AND BONDS," there is a misstatement of facts in the first sentence. This sentence reads as follows: "At the time bids were asked for by the Capitol Commissioners, bidders were requested to specify the PERCENTAGE at which they could furnish their own bond and offers were made by various successful bidders."

The above statement is not in accordance with the facts. Each bidder was required to state in his proposal, the amount that he desired deducted from his lump sum bid if the Board of State Capitol Commissioners bought the bond themselves and paid the premium thereon. This lump sum deduction was stated in each one of the proposals for the general contract and in most cases amounted to approximately one and one-half per cent of the amount of the contract price.

From the Findings and deductions of the majority members of the Committee, it would appear that they thought that if the lump sum contract was reduced from the primary bid by the acceptance of alternates or the reduction of allowances, that the lump sum to be deducted, if the Board furnished the Bond, would remain the same. This is contrary to common sense, for if the contract price was reduced by the acceptance of alternates and the reduction of allowances, the amount of the premium of the Bond would be reduced proportionately. In other words, the premium on the Bond, whether bought by the Board or by the Contractors, would still remain one and one-half per cent of the contract price.

The real reason, and this was the same reason as was introduced in the law and in the specifications in other cases, was to protect industries, labor and other organizations doing business in the State of North Dakota. If the Contractor had been allowed to select his own Bonding Company, that would have been done through an agency located in the same city where he did most of his own business and that would have meant outside of the State of North Dakota.

As it has been carried out, the Commissions on these bonds amounting to thirty per cent, have gone to friends of the

Commissioners inside of the State of North Dakota and have been distributed, geographically at least, over various parts of the State.

It was never contemplated in the law that bids are received for furnishing bonds. That would have been merely an expenditure of money in advertising with no gain, for Bonding Companies that furnish bonds at less than one and one-half per cent are cut-rate concerns and are generally not as responsible as others. In other words, there can be little if any competition in the rates of Contractor's Bonds.

The statement made in the third paragraph that the State lost some twenty-three hundred odd dollars by this transaction, is merely a pigment of the imagination and has no basis whatever in fact.

PREFERENCE TO NORTH DAKOTA CONTRACTORS AND LABOR

The evidence presented to the Investigating Committee does not bear out at all the Findings under this heading.

The key-men of the Lundoff-Bicknell organization have been with this organization for some years and in some cases for many years. It is safe to say that there are probably few men of experience, if any, in the State of North Dakota who could have satisfactorily and economically filled the positions that are occupied by the so-called key-men.

In regard to the general labor situation, the Commission appears to have at all times given special attention to the relationship of North Dakota labor to this job and have actively co-operated and consulted with the heads of North Dakota Federation of Labor and with the local heads of various local unions to the end that satisfactory employment conditions should be observed and that the minimum wage scale as set forth in the contract with Lundoff-Bicknell Company should be observed. It is true that up to the present time, there has been a considerable portion of labor employed from outside of the State, but these were specifically the steel workers. Structural steel workers cannot find regular employment within the State of North Dakota as there are few large steel construction jobs within the State. Once in a while a bridge like the Bismarck Memorial Bridge, or a large railroad bridge is constructed in the State and in all those cases, steel workers must be imported from States where structural steel construction is a common and almost every day occurrence.

The question of employment of supervising architects on the job has been answered elsewhere, but it might be repeated here that for the class of work that Mr. Kandzie is doing, there are few architects in the State, if any, that qualify for his position with possible exception of Mr. Kurke. Mr. Kandzie is employed doing special detail work of a character that does not arise in North Dakota very often.

It is to be noted that the character of the work so far has been special. North Dakota contractors and North Da-

kota labor were used exclusively for the removal of the debris resulting from the old capitol building fire. North Dakota contractors and North Dakota labor were used exclusively in the excavating contract by Wachter and Lambert of Bismarck. North Dakota contractors and labor were used and have been used on the haulage of all material from the railroad to the Capitol site. North Dakota labor and North Dakota material have been used exclusively in the furnishing of sand and gravel for this piece of construction. North Dakota labor and North Dakota concerns have benefited by the haulage of freight which has been of a considerable benefit. North Dakota brick and tile may be used wherever possible.

It is called to your attention at this time that common brick can be obtained under competitive conditions from as far East as Minneapolis for about \$2.00 per thousand less than this same material can be obtained within the State. Even a five per cent preference on the material will not correct the situation. I think it is logical to ask what would anyone confronted with this problem do, especially when the law specifically states what the Board of State Capitol Commissioners can do? My opinion is, that no one but the Legislature itself can correct this and whether the Legislature itself purposes to place a premium of that extent upon North Dakota materials, can only be decided by an introduction of appropriation of the Legislature and a full, free and frank discrimination of it. If such legislation were proposed, it would immediately close the door of competition and result in a boosting of prices of North Dakota material that could not be controlled. I am of the opinion that the Board of State Capitol Commissioners have done everything they possibly could, up to the present time, to protect North Dakota professional men, laborers, material-men and contractors without violating the law or getting themselves into serious difficulties.

STATE FINANCING JOB

The statement is made on page 105 of the Journal of the House that the full amount of the contract price for steel has been paid though only a part of such steel actually constructed into the building is not a statement of fact. Ten per cent has been retained upon the steel contract in the same way that 10% has been retained on all other construction. The only item in which 100% has been paid is the premium on the bond. Bonds are not sold in the same manner as material of construction and whoever buys the bond must pay 100% on the premium. The conclusions also that the Contractors could ship any amount of material into Bismarck and get 90% payment on it is incorrect. In the first place the Contractor will not ship material to Bismarck unless he is ready to use it. Material is loaded in all cases where it is possible, directly onto trucks and put into the building and not unloaded on the grounds at the Capitol Building. Any other method would cut into the Contractor's assumed profits at such a rapid rate and would prove very costly to him. It must be remembered in this connection that all savings possible on this class of work reverts as

80% to the State and 20% to the Contractor and for this reason as for no other the Contractor would not do the work as is assumed by the majority members of the Committee.

Money has been paid upon material in Bismarck only in cases where the taking of discounts would be a valuable item to the owner as well as to the Contractor. Therefore I do not agree with the contention of the majority members of the Committee in connection with this criticism.

ILLEGAL ALLOWANCES FOR CLAIMS FOR EXPENSES

The Board of State Capitol Commissioners did allow and pay claims to its members and employees without regard to Section 657 of the 1925 Supplement of the North Dakota Laws. Whether the Commission went on the theory that the provision of law above referred to, was not applicable or whether their action was a wilful and deliberate disregard of the same, I do not know. The fact remains, that the Commissioners were not allowed to speak before the Committee, hence, my position is, that the Committee is in a distinctly poor position to either condemn the action of the Board or to excuse it.

My personal opinion is that all claims presented to the Board of State Capitol Commissioners should be accompanied by signed receipts as prescribed by the Statutes set forth in the majority report.

CLOSE CONNECTION BETWEEN ARCHITECTS, CONTRACTORS AND COMMISSIONERS

From the testimony adduced at the public hearings of the Investigating Committee, the facts gleaned showed that the Business Manager of the Architects, Holabird & Root, is a brother to an employee of the Contractor, Lundoff-Bicknell Company.

As stated in the majority report, this may smack of an impropriety, as does also the fact that the son of the President of the Board of State Capitol Commissioners holds a \$19.00 per week job assisting in the engineering work of Lundoff-Bicknell Company. It does not, however, necessarily imply collusion, in fact only the most skeptical and suspicious would infer ulterior motives connected with the employment of Harry Hackett or young Bangs.

NORTH DAKOTA MATERIALS

It is true that Section 9 of Chapter 205 S. L. 1931 provides that all materials for the construction of the building shall be procured in North Dakota if practicable and if they can be obtained at a cost not exceeding five per cent. Effort was made by the Board to locate suitable building material for this building from within the State. An extensive investigation of the possibilities of procuring stone from the vicinity of Wishek was made. Several hearings on the subject of using brick and tile manufactured in the State was held by the Commission. The Minutes of the meeting of

September 20th show a stenographic report of one of these hearings. It appears to have been shown to the Board of State Capitol Commissioners that a uniform brick to be used as a facing material for the building, could not be obtained, either in quantity or quality. An additional reason for using stone was the fact that the Memorial Building that was built in 1921 was faced with Bedford Stone. Even the Burleigh County Court House, only recently constructed, has been faced with Bedford Stone. The additional cost of using Bedford Stone, instead of brick, is not \$150,000.00, but is \$45,000.00 or less than one-third of the cost as shown in the majority report. On the other hand, there will be more than one and one-half million bricks used in this building.

Although there is quite a loud clamor for the use of North Dakota material in this building, many persons go outside the State when buying material for construction of buildings. If the Capitol Building of North Dakota was built of brick, it would be the only Capitol Building in the Union so constructed.

The question of whether a building built of stone or brick is more beautiful is academic, but the fact that all Capitol Buildings are built of large units of Lime Stone should have a great deal of influence on any one placed in the position of making a decision on this subject.

I believe that the Board of State Capitol Commissioners made a wise and popular choice when they selected lime stone as a facing material.

FAILURE TO PUBLISH FINANCIAL REPORT

The testimony showed as stated in the majority report that the financial statement of the Commission was not published for January, 1932, at all, and that in January, 1933, there was a doubly good compliance with the law, and published the same in four newspapers instead of two as required by the law.

True, the failure to publish the financial statement was an infraction of the law, but the matter is of rather slight importance, and especially should we hesitate to criticize this too severely as the Commissioners were not given any opportunity to present their reasons for failure to observe the letter of the law in this particular.

CHARGES MADE BY LUNDOFF-BICKNELL COMPANY UNDER CONTRACT

On pages 108, 109, 110, 111 and 112 of the Journal of the House, the majority report goes into much detail as to charges made by the Lundoff-Bicknell Company. Mr. Anders in his testimony before the Investigating Committee made it very clear as to the method by which payments are made on this contract and also the means by which accounts are audited and checked up. When the items enumerated in the majority report finally came to the Secretary's office they were among a great many other bills audited by Mr. Lester Diehl, employed as auditor for the Commission. These

expense items were not the only items that were questioned by the Auditor and Secretary of the Commission. Many of the items were small and Secretary Anders, as he explained to the Investigating Committee, instead of referring these items to the Commission, took it upon himself, in the capacity of Secretary, to get a full and complete explanation so that the Board, when these matters were brought to their attention, would have full and complete information on this subject. Unfortunately the letter which was a partial explanation of some of the items, though addressed to Bismarck, was sent to Mr. Bangs at Grand Forks and was there found in his files during the investigation. The Commission itself has never had an opportunity to pass upon these items so that to condemn them for this matter is exceedingly unfair. If anyone is to be condemned, it is the Contractor for not furnishing full and complete information promptly.

It is certain in this case that the Commissioners themselves have not acted on this matter because it has not been brought to their attention and it is by no means certain what the final adjustment will be on these items but I feel assured that these items will be straightened out to the satisfaction of the State, as well as that of other interested parties.

NEWSPAPER PROPAGANDA CLAIMING COMMISSION COURTING INVESTIGATION

On page 112 of the House Journal wherein is published the majority report there is criticism of the Board and especially of Mr. Bangs relating to newspaper propaganda. I agree with the majority members in that this was ill-advised on the part of Mr. Bangs. The newspaper propaganda bordered strongly in my opinion on intimidation of the Legislature and later on, on the Committee which has in charge the investigation of the activities of the Capitol Building Commission. On the face of it, it does not appear to me that the Board was nearly as anxious for an investigation as the letters, telegrams and newspaper interviews indicated. In other words this part of the activities of the Board was greatly overdone. The Board of State Capitol Commissioners need never have concerned themselves as to whether there was going to be an investigation. That was a foregone conclusion. All that was necessary for the Board to have done, was to have prepared themselves for it, giving the Secretary of the Board full power to produce all and any documents and information in his possession. Even this last direction would not have been necessary, because the Investigating Committee had full power to force the production of all information bearing upon the activities of the Commission.

I also agree with the majority members of the Committee that the actions of Mr. Bangs towards Mr. DeRemer was very ill-advised and bordered strongly on an assuming attempt to intimidate a public officer and to change his opinions contrary to what seemed to Mr. DeRemer to be his own best judgment. Intimidation by anyone of a public officer in the

pursuit of his duties is at any time dangerous and should be condemned in the most emphatic manner. The letters shown as exhibits 175 and 176 which were written by Mr. Bangs and which he requested Mr. DeRemer to sign and return to him, when studied in connection with Mr. DeRemer's own letters, indicates a state of affairs that the Investigating Committee should have made much more clear than they did, and the Committee certainly in fairness to all concerned should have asked or allowed Mr. Bangs to testify in regard thereto.

LAYING OF CORNERSTONE

The cornerstone laying seems to have been more or less for political purposes.

Formerly the ceremony was always at the time of the commencement of construction work and the cornerstone was of very essential and practical value to the building. By modern building methods the cornerstone has little practical value, being chiefly an ornamentation. Furthermore, modern building methods preclude the laying of a cornerstone in the proper place until after all the structural steel, cement floors, and all the backing brick have been put into the structure. In other words, the building would be about two-thirds finished before the so-called cornerstone could be put in place. It is not infrequent that the old perfunctory ceremony is attempted to be followed by a pretended laying of the cornerstone as was done in this instance, and is usually accompanied with about the same amount of sham and pretense as was sought in this instance.

CAPACITY OF BUILDING IN EXCESS OF STATE'S NEEDS

The criticism of the size of the building or of the capacity in my opinion is not well founded, as evidence to this effect was not brought out in the testimony, and I believe the contention made by the majority would have been completely refuted had any testimony been sought on this subject.

At the beginning, a questionnaire was sent out to all Departments as a preliminary movement. When this preliminary work had been done, the heads of departments were called in and for more than a month including Sundays and holidays, there were continuous interviews with everyone connected with State government in order to obtain data from which final designs on the requirements could be obtained. The heads of each Department were required to sign the plan of their department and also to write a letter expressing their views as to the requirements of the office for the present time and also for a period of years, sometime subsequent to the completion and occupancy of the building.

UNSEEMLY TIME FOR COMMENCING CONSTRUCTION

The question of the time of the beginning of construction is somewhat a matter of opinion, yet there was during the year of 1932 considerable pressure brought to bear to have this work begin at the earliest possible moment so as to employ men who were out of work. As it has worked out,

the time of the beginning of construction was not badly chosen. The winter of 1932 and 1933, although quite disagreeable at times, has been such as to allow the structural steel in connection with the administration unit to be completed together with the concrete floors and to allow the steel work on the Legislative Unit to get well under way. At the present time, the work is so far advanced that the construction on the walls can be begun at any time and the interior work carried on simultaneously therewith.

The mechanical equipment can be installed at any time now in co-ordination with the other work. Unless there are unforeseen conditions to interfere with it, it is possible that the Administration Unit can be occupied before the snow flies in 1933 and the entire building enclosed by that time.

I deny that good judgment has not been used in connection with this item, and therefore do not agree with the opinion of the majority members in this connection.

PAYMENT BEFORE BOND FURNISHED

The action of the Board in connection with the payment to the Architects prior to the furnishing of a bond, the colorless, may be open to criticism, but the files of the Commission indicated that there was a very considerable amount of discussion and correspondence on this subject.

The bonding of an architect or engineer appears to be a very unusual occurrence. There is more logic in bonding an architect than there is in bonding a lawyer or a doctor or any other like professional man. This seems to have been one of the absolute senseless provisions of the law, and the Commission after having investigated this subject, tried to either save the money involved in this senseless provision, or at least to obtain a term bond. Bonding Companies were so ignorant of the proposition of bonding professional men that they were at a loss to know what to do about it and finally it was determined that they would not bond the Architect except on a yearly basis. The work of the professional men, among them architects, is so much a matter of judgment and difference of opinion, that a bond of this kind is likely to be a very dangerous proposition, not from the standpoint of integrity, but from the standpoint of mere difference of opinion between the professional men themselves, or the imposition of the opinion of laymen who know nothing of the natural laws connected with a piece of work of this kind.

Therefore, in my opinion, if there was any error by the Board in this connection, it was that of an ill-advised attempt to save the State anywhere from \$1,500.00 to \$2,000.00 of useless expense, and one infraction of the law, for which no citizen should condemn the Board. Here again the Commission should have been allowed to speak, and explain.

BANGS, FRASER AND CONKLIN AS VOLUNTARY WITNESSES

It was my contention from the first that the members of the Board of State Capitol Commissioners should be al-

lowed to avail themselves of taking the witness stand and discussing freely the matters investigated by our Committee. Rules in the first instance were adopted to foreclose right of cross-examination by counsel for the Commissioners, which rules are at times proper and justifiable; but to lay down hard and fast rules which meant exclusion of Messrs. Bangs and Conklin, regardless of the findings of the majority is contrary to the duty of a fact finding body and a perusal of the discussions of the Investigating Committee as disclosed on pages 75 to 85 of the Journal embodying the Minutes indicate the position that I took during the investigation on this point. To preclude Messrs. Bangs and Conklin from the witness stand, the stringent rules adopted in the first instance were made even more stringent, so that even a member of the Committee would be foreclosed from calling a witness unless he first disclosed to the Committee the questions to be asked and the answers expected to be elicited, and then if a majority of the Committee favored such testimony, such witnesses might be called. These tactics of denying the Commissioners the right to defend themselves against charges and insinuations, heretofore has been assailed by me, and I cannot help but reiterate that this action by the Committee was highly reprehensible and inexcusable, for two main reasons: it indicates that bias and prejudice was dominating the Committee, doing the Commissioners and the public at large an injustice, and furthermore it has greatly detracted from the value of the findings and probably resulted in the failure to obtain facts and figures elemental in ascertaining the true facts existent with this project.

With reference to the Commissioners individually, it is only fair to state, that at no point in the proceedings has any reflection, intimidation or charge been made against Mr. Conklin, personally, nor anything disclosed which might in any manner indicate that his course of conduct has been other than a public spirited citizen exercising to the best of his ability the duties devolving upon him as a member of the Commission. The proceedings further disclose that while Mr. Bangs has in some instances technically violated the spirit of the Act creating the Commission, yet it must be recognized that he has done a commendable and constructive work with reference thereto; that while the proceedings have disclosed personal misconduct by Mr. Fraser in connection with other departments of State and indirectly with his office as a Commissioner, yet there was nothing shown to reflect upon his activities as a Commissioner nor in his association with the other members of the Board.

ULTIMATE FACTS

1. SHOULD HAVE EMPLOYED NORTH DAKOTA ARCHITECTS:

The question of the capacity and capability of North Dakota Architects has been heretofore discussed. No North Dakota Architects were capable of handling this job and it is folly to make the statement that \$52,800.00 could have been saved in doing this work. When an owner gives

a professional man an order to do certain work, the owner must have confidence in him in the beginning. No architects in this State have ever had a Commission to take the responsibility of a piece of work at even one-fourth of the cost or magnitude of this building. Even Mr. DeRemer did not intend to take the ultimate responsibility for the creation, design and construction of the building. If there was ever any doubt in the minds of anyone regarding Mr. DeRemer's capacity to handle a job of this kind, it must have been completely dissipated by his appearance on the witness stand and evidence given by him before the Investigating Committee. He simply lacked capacity, capability and energy to handle this work. Mr. Kurke might have handled it with outside assistance but only providing that he had been given considerable time to do so.

2. BIDS SHOULD HAVE BEEN REJECTED:

This has also been heretofore answered. It would have been an economic crime to re-draw the plans, and re-write the specifications and ask contractors to refigure this job under the conditions existing. If it had been done, in view of the widespread bids and the clear-cut proposals that were received, it is doubtful if there would have been many contractors who would have re-figured the job because it would have been apparent that there was lack of good faith on the part of the Board of the Capitol Commission. The changes in the plans have been very few and there have been no changes in the specifications.

3. BOARD NOT JUSTIFIED IN LETTING CONTRACT:

I differ with the majority of the committee in its statement that the letting of the contract to Lundoff-Bicknell Company was not justified. They were by far the lowest bidders, looking at it from any angle possible, and again I wish to state that there were few changes in the plans and none in the specifications.

4. CONDITIONS REQUIRING UNIT PRICES VIOLATED:

The same answer to this as before. I do not agree with the statement made by the majority of the committee that there were many changes made in the plans; there have been a number of changes suggested and the unit prices submitted to the Board in the budget covers all of the items under consideration. This was not brought before the Committee and yet the budget, which is Exhibit "144" shows that these unit prices were furnished. If there had been cross-examination, or even a complete examination without cross-examination these facts would have been fully brought to the attention of the Committee.

5. BIDS ACCEPTED UNLAWFULLY:

This subject has heretofore been completely analyzed and has no color, either pro or con in relation to the protection of the rights of the State.

6. HIRE OF AARON T. JAHR:

Beyond the powers of the Board. This subject has been fully discussed heretofore and I agree fully with the Findings and Conclusions of the majority in connection therewith.

**7. ISSUANCE OF ANTICIPATION CERTIFICATES
UNNECESSARY AND CONTRARY TO THE
STATUTE:**

This has been fully answered heretofore under the appropriate heading and I do not agree in any way with the Findings of the majority of the committee, but here make the statement that the Board of State Capitol Commission was fully justified in issuing these certificates.

**8. FAILURE OF BOARD TO PERMIT CONTRACTOR
TO FURNISH OWN BOND—LOSS TO THE
STATE:**

This has been fully discussed heretofore and I do not agree either with the Findings or the Conclusions of the majority of the committee. I do not find that the State either gained or lost anything by this transaction, except that in controlling the buying of the bonds that state agencies engaged in the furnishing of bonds received the business and to that extent North Dakota business men profited thereby, which is in accordance with the letter and spirit of the law.

9. NORTH DAKOTA LABOR NOT ON THE JOB:

This is another subject that has heretofore been discussed and the testimony presented to the Board shows that in virtually every possible case, North Dakota labor was favored and was employed and to the satisfaction of the rank and file of organized and unorganized labor.

10. PREMATURE PAYMENTS FOR MATERIALS:

There have been no premature payments for material. The only case in which one hundred per cent has been paid is in the case of the Contractors bond. A bond or insurance premium cannot be bought on the installment plan, but must be paid for under the usual business limitations; ten per cent was not retained on this item and the Commission acted only reasonably in paying this bond in full through the contractor, as they would have had to have done if the Board itself had paid for the bond direct had the Board purchased it.

11. NO NORTH DAKOTA MATERIAL:

This has been discussed heretofore. The question whether more North Dakota materials will be used, is one that can be determined only by the material contractors themselves. The Board is allowed to pay a premium of five per cent on North Dakota material and if the North Dakota material

men cannot meet that price, no one can remedy that situation except the State Legislature itself. As to the question of this building being built of brick, that is a matter of opinion. No such building of recent years had been built of brick.

12. WORK ON BUILDING COMMENCED AT INOPPORTUNE TIME:

This question has been fully answered heretofore and in my opinion the very best of judgment was used in the starting of this work and its continuation up to the present time.

13. MANY JUNKETING TRIPS TAKEN; EXPENSES OF CAPITOL COMMISSIONERS HEAVY:

I cannot take the Findings of the majority members of the Board on this subject seriously. When there was an important piece of work, the parties responsible for it, considered it necessary to make their own independent investigations on the ground and to determine for themselves what the facts were. Architects and Contractors could not bring to the Board at Bismarck such facts, as such facts could only be obtained by personal visits and investigations. I fully concur with the Board of State Capitol Commissioners on their procedure in this case. Certainly it was a matter, the facts surrounding the same, that should have been elicited by the Committee directly from the Commissioners.

14. CARELESS SYSTEM OF ALLOWING EXPENSES:

In this respect I agree generally with the majority being of the opinion that the Board of State Capitol Commissioners should have considered Section 657 of the Supplement of the Laws of North Dakota as binding upon their department.

15. CAPITOL COMMISSION ON WHEELS:

This question has been fully discussed heretofore and I believe that the executive organization of the Board of State Capitol Commissioners should be re-organized so that the business of the Commission could be carried on promptly at Bismarck without unnecessary communications either with Grand Forks, Fargo or Chicago. In other words the Capitol Commission should be as fully integrated in Bismarck as possible so that all matters could be taken up quickly by the Board and disposed of expeditiously to the end that bills would be promptly audited and paid, that all actions required to be taken up should come under consideration at once without waiting several days for the Commission to get together. I do not believe that the Commission can be headed at Grand Forks, at Fargo or elsewhere, but that the executive head and organization and records must be centered in the city of Bismarck where the work is going on.

16. ORGANIZATION CUMBERSOME:

This finding is fully discussed in connection with the 15th

finding and has also been discussed heretofore. In general I agree with the findings of the majority report in this respect.

17. FAILURE TO PUBLISH FINANCIAL STATEMENT:

I do not agree entirely with the majority members of the Committee on this subject and the reasons have been discussed heretofore in this report.

18. EXORBITANT EXPENSE ACCOUNTS:

This question was fully discussed by various witnesses during the hearings. Whatever the facts are the evidence shows that these expense accounts had not been settled, that they were under adjustment at the time that the Investigating Committee began its work. That the auditor for the Board of State Capitol Commissioners had reported them in writing to the Secretary and that he had attempted to get a complete explanation of the reason for these charges from the contractors. The evidence of the Secretary was that as soon as he had obtained this information he would have presented the facts to the Board for their consideration and action. He also testified that he considered it his duty to get these facts before they were presented to the Board. It therefore appears that although these bills on the face may appear exorbitant yet the Board has not failed to do its duty in connection with them for the reason that they have never come formally before the Board nor is there any evidence that they have been before the Board informally.

19. PADDED EXPENSE ACCOUNTS:

The same statement applies to the 19th finding of facts as applies to the 18th.

20. EXORBITANT EXPENSE ACCOUNTS:

The same statement applies to the 20th finding of facts as applies to the 18th.

21. IMPORTANCE OF THE FOREGOING ILLUSTRATIONS:

The questions brought up in the 21st finding of facts has been fully discussed heretofore.

22. CORNERSTONE LAYING PREMATURE:

This is a matter of opinion. The laying of cornerstones is an ancient ceremony, one that formerly always occurred at the commencement of construction but which by modern building methods may or may not be done at the inception of the work.

23. PREMATURE PAYMENT TO ARCHITECTS:

This subject has been fully discussed heretofore in this report and I believe the Board of State Capitol Commissioners should not be censured for attempting to save the premium on this useless bond.

24. COURTING INVESTIGATION:

This subject has been fully discussed heretofore and I agree entirely with the findings of the majority members of the Investigating Committee.

25. CLOSE RELATIONSHIP BETWEEN ARCHITECTS, BUILDERS AND COMMISSION:

I agree with the findings of the majority members of the Committee but wish to add that it requires a considerable stretch of the imagination to see how this reflects upon the integrity of anyone or with the successful prosecution of the work.

26. FAILURE TO APPOINT SUPERINTENDENT:

This is somewhat a matter of opinion but I have fully discussed this matter heretofore in this report and feel that it depends a good deal on how the work is carried out whether such superintendent is required. In the course taken by the Commission I believe a superintendent wholly unnecessary and merely entailing additional and uncalled for expense.

27. DISBURSEMENTS CONTRARY TO STATUTES:

This subject was fully discussed above and is to a great extent technical. I hold that the Commission erred in not following the letter of the law requiring all state employees to submit receipted bills for expense accounts presented.

28. COMMISSIONERS AFFORDED EVERY OPPORTUNITY TO FURNISH INFORMATION AND TO DISPROVE ANY EVIDENCE WHICH THEY CLAIMED UNTRUE:

I object most emphatically to the correctness of the statement made by the majority that the "Commissioners were afforded every opportunity to furnish information and to disprove any evidence which they claimed untrue".

The minutes of the Investigating Committee on pages 75 to 85 disclose the lengths to which four members of the Committee went to avoid giving the Commissioners an opportunity to explain, excuse, modify or amplify the testimony previously elicited.

29. WHAT DOES THE STATE PAY?

There seems to be nothing in the enumeration under the heading of "What does the State Pay" that requires any comment. It is paragraphed from "A" to "P". Under a lump sum contract the State might be paying a much larger profit to the contractor than 3½%. Some of the Contractors bid a fee as high as 7%. There seem to be no items listed that under any form of contract the State would not pay for in some form or other. Therefore, I believe that this finding, No. 29, does not add any information that is not already available.

30. ACTION TAKEN TO OBSTRUCT POSSIBLE ACTION BY LEGISLATURE:

The record nowhere substantiates the findings in connection with paragraph 30 of the majority report. The Contractors had brought the subject of issuance of these certificates to the attention of the Board some months prior to the time that the Commission finally took action, even at the time that the contract was being drawn, as is shown in the minutes of the various meetings of the Commission.

RECOMMENDATIONS

1. I do not agree with the recommendation No. 1 of the majority of the Investigating Committee that the work of the present Incumbents of the Board of State Capitol Commissioners be taken over by the Board of Administration. The Board of State Capitol Commissioners have undoubtedly made some mistakes but even that may be a matter of opinion. The present Board has been organized twenty-three months and have made a very extensive and intensive investigation of all channels of building, design, and construction as applied to Capitol Buildings. If the present members of the Board are displaced, the State is throwing away all the experience and knowledge these gentlemen have attained during the period mentioned. I do recommend, however, the appointment of a member to fill the present vacancy on the Board. This member should be within a reasonable distance of the City of Bismarck as meetings of the Board of necessity must be rather frequent from now on. If the new member is not too far from Bismarck he can reach the city without delay and without much expense at any time.

2. I concur with the majority of the Investigating Committee in their recommendation No. 2 keeping at all times in mind, the fact that the present Board has served without compensation, have used their own valuable time to carry on this work and I see no reason for criticising the present members of the Board for any expenditures that they have made in connection with the work.

3. I do not agree with the third recommendation which is that the Tax Anticipation Certificates that have been already sold to the Bank of North Dakota should be cancelled. If any attempt of that kind was to be made, the position of the contractors in relation to it should first be determined, for that might involve legal difficulties that would cost many times the amount that the three or four months interest would aggregate.

4. I hardly see the logic of the appointment of "some disinterested and competent superintendent of construction." If the architects are not performing the duties that they are being paid for, then immediate steps should be taken to cancel their contract as is provided in their contract and either new

architects should be employed or the old work turned over to a Superintendent of Construction without the aid of the architects.

5. I concur with the majority members of the Committee in their recommendation contained in the fifth paragraph with the exception of the following clause: "Nor should any payment be made to the contractors for material until such materials are actually installed into the building." This is such an unusual requirement that it should be made certain that this part of the recommendation would not conflict with existing contracts.

6. A careful examination of the budget filed with the Commission and which was exhibit No. 144 of the evidence filed with the Investigating Committee, discloses that unit prices of a very complete character were filed with the Board of State Capitol Commissioners about December 1, 1932. This was not brought before the Investigating Committee as it should have been done and I am of the opinion that this has been complied with.

7. I cannot concur with the majority members of the Investigating Committee in the recommendation that this building shall be built of brick. This matter has heretofore in this report, been gone into, and the reason for my inability to concur with this recommendation need not be repeated here. On the contrary I believe that this building should be faced with Bedford Stone and earnestly recommend to anyone having charge of this building in the future that they go into the matter very carefully before attempting to use brick instead of stone. I believe that only those financially interested in the use of brick, are in favor of it, and that the vast majority of the citizens of the State of North Dakota desires to have this building constructed with stone facing.

8. I recommend that the organization of the State Capitol Commission be so reconstituted that the head of affairs be located in Bismarck, that all business and meetings except those absolutely necessary to be held in Bismarck, and that all correspondence relating to the business of the Capitol Commission be carried on through the Secretary's office at Bismarck. The law provides that records of the Board shall be in the custody of the Secretary. Though there seems to have been reasons for maintaining an office at Grand Forks as has been heretofore set forth, I earnestly recommend the discontinuation of this practice and the provision made that all correspondence be carried on through the Secretary's office and by him referred to the Commission in an appropriate way. This I believe was the original intention of the law and I believe that it is good business organization to adhere strictly thereto.

Respectfully submitted,

W. E. MATTHAEI,
Chairman.

THE MINORITY REPORT OF THE CAPITOL BUILDING INVESTIGATING COMMITTEE OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, TWENTY-THIRD SESSION DULY AND REGULARLY APPOINTED BY RESOLUTION ADOPTED IN BOTH BRANCHES OF THE NORTH DAKOTA LEGISLATURE OF THE STATE OF NORTH DAKOTA WHICH SAID RESOLUTION WAS DULY ADOPTED ON THE DAY OF JANUARY, 1933.

To the Honorable President of the Senate and Honorable Madam Speaker of the House of Representatives of the State of North Dakota.

Honorable Sir and Madam:

The undersigned, being a minority of the Capitol Building Investigating Committee appointed under a concurrent resolution of the Senate and House of Representatives introduced in the Senate January 10, 1932, being unable to agree with the report of the majority of said Committee, beg to leave to submit the following as their minority report:

I

The Resolution creating the Capitol Building Investigating Committee is not here quoted in full but reference is expressly made thereto and so far as is here material is summarized as follows:

The preamble of the Resolution recites five alleged improper acts as follows:

1. That the Capitol Building Commission awarded contracts in violation of the spirit and intent of Ch. 205 S. L. 1931.
2. That the Capitol Commission in violation of said Ch. 205 had awarded most of the contracts for the erection and construction, as well as for materials and labor to parties outside of the State.
3. That the contracts have been divided into three sections without properly safeguarding the State.
4. That the resident architects are architects in name only and,—
5. That the Building will in its accommodation exceed by far the necessary requirements and that the ultimate cost of the Building is an unknown quantity.

Whereupon the Capitol Building Investigating Committee was empowered as follows:

"It shall be the duty of the Capitol Building Investigating Committee * * * to meet * * * and make a complete, thorough and impartial investigation of the Capitol Building Commission, its activities, actions and doings in connection with the letting of contracts * * * and all other acts, things and matters of said Commission * * *. Likewise to investigate the

manner of construction, the labor and material used and such other matters as shall to said Committee seem advisable, desirable or necessary in order to make a thorough and complete investigation and report."

To perform this duty the said Committee was given all the power and authority it was possible for a sovereign State to confer, including the express power to subpoena the Capitol Commissioners and examine them under oath, and it was made the duty of the Attorney General and all other officers and employees of the State to assist said Committee in its work and an ample appropriation of \$7,500.00 was made therefor.

The matters to be submitted in this minority report fall under heads as follows:

(1) An analysis and statement of the activities of the Committee under the guidance and control of the members signing the majority report thereof (hereafter called the majority).

(2) An analysis and statement of the activities of the Capitol Building Commission, and,—

(3) Our dissent to and comment upon such portions of the criticisms in the report signed by a majority of the committee (hereafter called the majority report), as are deemed worthy of attention.

AN ANALYSIS AND STATEMENT OF THE ACTIVITIES OF THE COMMITTEE UNDER THE GUIDANCE AND CONTROL OF THE MEMBERS SIGNING THE MAJORITY REPORT.

Your minority beg leave to report that the Capitol Building Investigating Committee has exercised the powers so granted to and bestowed upon it as follows:

1. That there has not been a good faith attempt to make a complete, thorough and impartial investigation such as is required by the Resolution; that the investigation has been partial, fragmentary, biased, prejudiced and incomplete, and that any report based thereon can serve only to mislead.

2. That no complete, thorough and impartial investigation can be made without the right of cross-examination; the right of cross-examination and the right to introduce rebuttal testimony are more valuable for the purpose of ascertaining the truth than is an oath; this right of cross-examination and to introduce rebuttal testimony was denied to the Capitol Commission, whose conduct and activities were under investigation, by virtue of the adoption of rules expressly prohibiting such procedure.

3. On several occasions the Capitol Commissioners, both in writing and otherwise requested the opportunity to testify before the Committee and each time this request was denied and refused.

4. The examination of the witnesses actually called, when conducted by the attorney for the committee and the members signing the majority report, was biased and prejudicial; it consisted of leading questions and innuendos and insinuations and repeatedly the witnesses were denied the opportunity to make explanations which were essential to an understanding of the testimony; without such explanations the testimony given was actually misleading and incomplete.

An illustration is found in the proceedings of January 31st, page 34, from which we quote as follows:

Mr. Kurke, a respected business man of Fargo and one of the Architects of the job was testifying and the following questions were asked by counsel for the Committee:

"Now, Mr. Kurke, will you now tell me who the men are up there and who have been there outside of DeRemer and yourself, bossing or superintending this job? Mention them.

Answer: Well, would you give me the right to explain all of this?

"Q. (Interrupting). Well, if I was going to allow you to explain, you would talk here for a month and I am not going to let you.

"A. I'll make it brief.

"Q. That is a plain question and I think it can be answered, it don't need any explanation. When I ask the names of men I want to know who they are."

Mr. Thorpe interposed to sustain the witness in the request for an opportunity to explain, whereupon the record shows the following proceedings:

Senator Bangert: "Mr. Chairman, in view of that statement, I move that we ask Mr. Thorpe to comply with the rules and that if he again violates the rules I shall make a motion that he be excluded for the balance of the hearing.

Mr. Flannigan: "I second the motion. The purpose of seconding that motion is this: We are trying to find out how long and how much time this architect put in on the job as superintendent; to me it makes no difference what he did in Fargo or with the Commission. We are trying to find out how long he put in on this job as superintendent of construction."

Senator Bangert: "My purpose in making the motion is that Mr. Thorpe is well acquainted with the rules adopted by this Committee and if we permit him to violate the rules we will be here for the next six month and I don't propose to be here that long."

The foregoing is but one of the many instances with which the record is replete wherein the witnesses were refused the opportunity to explain as a result whereof the testimony is misleading and misunderstood.

5. A comparison of the witnesses called by the Committee with a list of those who should have been called discloses the very partial and fragmentary investigation actually made.

There were twenty-two witnesses called, of whom but five testified concerning any material fact connected with the job; these five witnesses were Anders, Kurke, Davis, Norris and DeRemer; the other witnesses called contributed nothing to the material facts; for instance,—Erickson and Mattson testified only to a transaction without any significance; the Clerk of the Supreme Court likewise testified to a fact of no significance; Messrs. Brocopp, Lyngstad and others testified to matters not in any way connected with the Capitol Commission; Messrs. Weigel and Halstad testified merely with respect to certain brick and tile; Mr. Jans testified to matters already under investigation by the Commission's auditing organization, and so on through the entire list of witnesses.

If it had been the desire or purpose of the majority of the Committee to make a complete, thorough and impartial investigation, the following witnesses must necessarily have been called and examined; first of all Messrs. Conklin and Bangs, members of the Capitol Commission, who were the men of all who could best enlighten the Committee upon all matters connected with the Capitol Commission, its activities, the letting of contracts and all other subjects entrusted to the investigation of the Committee.

Then there were Mr. Kandzie and Mr. Schreve who have been connected with the Architects' organization at Bismarck ever since the construction work first began; indeed, Mr. Kandzie has been at the head of the architectural force at Bismarck since the plans and specifications began; then there is Mr. Lewis, who has been the active inspector on the job, employed by the Architects and who knows better than anyone other than the contractor, the manner in which the work has been done.

There is Mr. Savola, an employee of the Robert W. Hunt Company approved by the Investigating Committee's expert, Mr. Deeter, as "the highest authority in the United States," (Tr. pg. 12, February 7th); Mr. Savola has been the inspector of concrete and other materials on this job since the work began and his testimony is indispensable to a complete, thorough and impartial investigation.

If there were any rumors that North Dakota contractors had been discriminated against by the Commission, the best witnesses with respect to the facts therein involved, would have been some of these North Dakota contractors; Mr. Moline, the lowest North Dakota general bidder, was in consultation with the Committee and its counsel and was repeatedly present in the Court Room during the hearing, but was not called; neither was Mr. Riley, of Fargo, the successful heating and ventilating contractor; there was no North Dakota contractor called by the Committee to testify, touching the facts or the alleged rumors.

Wachter & Lambert of Bismarck had the contract for excavating and also the contract for hauling; they were not called to testify as to whether or not North Dakota contractors were discriminated against.

Buckingham of Grand Forks was an unsuccessful North Dakota bidder for tile, as well as for the masonry; it is significant that the majority of the Committee did not care to listen to his testimony as to whether or not there had been any discriminations to his knowledge against North Dakota contractors or material men.

The Fargo Foundry Company were unsuccessful bidders for the structural and re-inforcing steel, yet they were not called; if there was any possible discrimination adverse to North Dakota contractors, men such as these were best qualified to testify.

It is needless to prolong the list of witnesses not called but at least reference should be made to the accounting department within the Capitol Commission's organization; Mr. Lester S. Diehl is at the head of this department; Mr. Diehl has been engaged in auditing the books, records and accounts of the Capitol Commission since construction work began; Mr. Diehl first encountered the alleged padded accounts; the Investigating Committee did not discover the so-called padded accounts; the Investigating Committee and its accountants merely discovered Mr. Diehl's report with respect thereto and it is significant that Mr. Diehl, who possessed first-hand information touching these matters, was not called upon to testify.

6. Your minority beg leave to report that there is room for at least the suspicion that facts which might be favorable to the Commission, were not called to the attention of the Committee; we refer to the so-called padded accounts; the Committee and the public were not informed that the Capitol Building Commission's auditing force had questioned these accounts; that the Auditor's report thereon is dated in early December, 1932, long before this Investigating Committee was created; yet the fact was given no publicity nor was it called to the attention of the Committee.

On December 14th, 1932, the General Contractor wrote to the Secretary of the Board of Capitol Commissioners with reference to these so-called padded accounts and expressly authorized the Auditor and the Board to deal therewith as might seem proper; we quote from the letter (pg. 2) as follows:

"We might add that the expense enumerated for Mr. F. J. Curtin should not appear on this account and credit will be issued to you accordingly. We believe that the rest of them should stand, BUT ARE, OF COURSE, WILLING TO ABIDE BY THE DECISION OF YOUR AUDITOR AND YOURSELVES AS TO THE AMOUNT WHICH YOU BELIEVE WE SHOULD SPEND ON THESE TRIPS."

This letter was in the hands of the counsel for the Com-

mittee; portions thereof were read to the Committee but the portion above quoted seems to have escaped his attention.

Dismissing this so-called padded account criticism, we call attention to the testimony of Mr. Anders (Tr. pg. 5, February 15th), who in speaking of these bills testified as follows:

"They have not been allowed. They are in process of audit."

7. A further evidence of the bias and prejudice of the members of the Committee who signed the majority report, is found in the change of the rules for the purpose of excluding the testimony of Messrs. Conklin and Bangs; under the rules, one of the undersigned members requested the Chairman to issue subpoenas for Messrs. Conklin and Bangs, as well as for the Contractor, Mr. Moline, which request was granted; as the rules then stood, any member had the right of examination of such witnesses so called and thereupon the counsel for the Committee would have had the privilege of cross-examining them.

After the subpoenas had been issued and served, the rules were changed so that the members calling said witnesses could no longer freely examine them. Under the changed rules they were required to submit their questions for censorship by the majority of the Committee, with no assurance that any questions whatever would be allowed; your minority believes this was a flagrant use of power for the purpose of preventing a complete, thorough and impartial investigation.

8. Further evidence of the prejudice and bias on the part of the majority of the Investigating Committee can be obtained by referring to the Minutes of the Executive meetings thereof, which Minutes are attached to the majority report and made a part thereof; particular attention is directed to the minutes for the last few days.

II

AN ANALYSIS AND STATEMENT OF THE ACTIONS AND ACTIVITIES OF THE CAPITOL BUILDING COMMISSION AS REVEALED BY THE RECORDS, TOGETHER WITH THE TESTIMONY OF THE WITNESSES ADDUCED AT THE HEARING.

In arriving at the facts, your minority has not only listened to the testimony submitted at the hearing, but in addition has read and examined the minutes of the Capitol Commission, the plans, specifications and drawings, the original bids and tabulations thereof, the contracts, the reports by the Architects, the Secretary and others, touching the design and other features of the work, together with other records, documents, files and original correspondence and copies thereof, and from the facts as thus ascertained we submit the following:

1. Immediately after appointment, the Board organized and in connection therewith authorized the employment of Mr. Jahr as a clerk in the office at Grand Forks; Mr. Jahr was born in Traill County, North Dakota, but enlisted in the Canadian Army during the World War, as a result whereof his citizenship was questioned; all such questions were later removed by his taking the oath of allegiance; your minority expresses no opinion as to whether or not Mr. Jahr lost his citizenship, it not being here deemed material; Mr. Jahr performed valuable services in connection with the legal work of the Board, which legal work was handled almost exclusively through the office of the President at Grand Forks, where all contracts were drawn and other legal work performed. (For further information, see part three of this report.)

Much seems to be made in the record in regard to the engagement of A. T. Jahr in the office of the President of the Commission at Grand Forks. The salary allowance was \$150.00 a month. From the testimony it would appear that Mr. Bangs, in order to keep in constant touch with the project, has kept a duplicate set of records at Grand Forks; that contracts, insurance and bond forms were prepared in his office, together with a large amount of detailed correspondence. It would appear that the costs were more than reasonable and to us it seems immaterial as to what designation was placed on Mr. Jahr's employment. There is no question in our judgment but that the State received many times in value, the cost of the Grand Forks office. We believe that the time and space devoted in the record to this phase of the hearing is trivial and of no material consequence.

2. The Minutes of the Capitol Commission are voluminous and disclose that the Commission met frequently and transacted a vast amount of business; it appears that more than 110 meetings were held in the course of something like 20 months, or on the average of almost five meetings per month, and these meetings were for a minimum of one day to a maximum of two weeks in length; investigations were made by the Capitol Commission or members thereof, which were essential to the performance of their work and required them to visit other Capitol Buildings, as well as business blocks in the larger cities; the files contain exhaustive and voluminous reports by the different Commissioners making these investigations, and evidence the industry and sincerity with which the Capitol Commission members performed their duties; the records of the Capitol Commission have been most excellently kept and the expenses, in view of the large amount of detail work and travel necessary, were not unreasonable or excessive; no rent was paid for the Capitol Commission quarters at Bismarck up to January, 1933, or at Grand Forks; there has been no unnecessary delay in the work of construction or in any other work connected with the project because of a failure of the Capitol Commission to meet or to keep up with the work; the entire record shows that the Capitol Commissioners have performed their duties with industry, fidelity and a whole-hearted enthusiasm which is highly commendable.

3. In the selection of the Architects, the Commission exercised ability, industry and good judgment; the firm of Holabird & Root is one of the leading architectural firms of the nation and their selection cannot be questioned; the firms of DeRemer and Kurke are the leading architectural firms in North Dakota; the matter of friction among the Architects will be later discussed herein.

4. The fee allowed for the architectural organizations is reasonable, taking into consideration the character of the work required and performed, and the fixing of the amount of the fee encouraged the Architects to exert every effort to save and economize.

5. It is true that a large portion of the architectural work has been performed by the firm of Holabird & Root; your minority believes that it is fortunate for the project that this has happened; we do not believe that the North Dakota Architects possessed qualifications and organizations such as equip them to perform the architectural work to advantage; the firm of Holabird & Root were so equipped which was the good fortune of the State of North Dakota.

6. The design of the building combines beauty, dignity and efficiency in an unusual degree; the working out of this design was made possible by the scientific manner with which the requirements of the building were studied, analyzed and stated, as a result whereof the necessities of the Capitol Building were made clear, thus giving opportunity for the creation of a beautiful design that combines all of the desirable qualities therein.

7. The plans and specifications were prepared at Bismarck in an office there opened by the combined architectural force; it was originally planned that the North Dakota Architects should take the initiative in the preparation of the plans and specifications but when the time arrived therefor, it was found impossible for them to create an organization equipped for that purpose, with the result that Holabird and Root were compelled to and did take over the work in collaboration with the North Dakota Architects, resulting in plans and specifications that have received widespread approval and commendation.

8. The bids were opened under circumstances of the greatest publicity; much commendation has been given thereto; the bids were opened upon the stage of the Auditorium before an audience of several hundred people, consisting of Architects, Contractors, bidders and others interested in the work; at the close of the opening, the audience adopted a resolution commending the Capitol Commission for the manner of the opening.

9. The low bid was the Lundoff-Bicknell Company at \$1,575,000.00; there were twelve other bids of which three were from North Dakota; the low North Dakota bid was E. A. Moline of Jamestown, at \$1,659,434.00; this was several thousand dollars in excess of the low bid plus the North Dakota three percent preferential; Mr. Moline was subpoenaed

as a witness and was present at the various hearings but was not called to testify, and he has made no claim before this Committee that his bid was low, or that there was any method of computation by which his bid could be made the low bid; nor has he made any claim either before the Committee or otherwise to our knowledge that he was legally entitled to the contract; the evidence is conclusive that the Lundoﬀ-Bicknell Company were the low bidders and were entitled to the contract.

10. The specifications provide that the contract should be a guaranteed maximum cost contract; forms of this contract were deposited before June 10th, 1932, in the office of the Secretary and at the office of Messrs. DeRemer at Grand Forks, Kurke at Fargo, and Holabird & Root in Chicago, so that all prospective bidders had ample opportunity to examine and become acquainted with the terms of the contract; there was no advantage or discrimination among bidders with respect thereto.

11. The guaranteed maximum cost contract differs from the lump sum contract in two important particulars, as follows:

(a) Article 9 requires the Contractor to submit all bids for any portion of the work and also for material, and no sub-contract can be let without the approval of the Architects and owner, and the owner reserves the right to require the Contractor to let any sub-contract for an amount greater than the bid of any responsible and competent sub-contractor which the Contractor may obtain and recommend, in which event the guaranteed maximum cost shall be increased by the actual difference; under this article, the Board retained such control over the purchases of material or the letting of said sub-contracts as enabled it to protect North Dakota Contractors and material men under their North Dakota lawful preference and,—

(b) Any savings or profits over and above the fee specified in the bid is divided between the owner and Contractor, the owner receiving eighty percent and the Contractor twenty percent thereof.

12. Under both the guaranteed maximum cost and the lump sum contract, the contract price falls under two separate heads as follows:

(1) The cost of the work which is precisely the same under the guaranteed maximum as the lump sum contract, and includes labor, superintendence, inspection, materials, sub-contracts, transportation, freight, equipment rentals, whether belonging to the Contractor or otherwise, hand tools, insurance, permits, litigation and all other expenses connected with the performance of the work and,—

(2) The profit in the lump sum contract is known only to the Contractor, but in the guaranteed maximum contract is known and agreed upon between the owner and Contractor; if there are additional profits or savings, under the guaranteed maximum contract they are divided be-

tween the owner and Contractor, while under the lump sum contract they belong solely to the Contractor.

13. Criticism has also been made of certain alleged padded accounts to which earlier reference herein has been made. The questioned accounts have been suspended by the Board's auditing organization and were under investigation long before this Legislature met or this Committee was appointed; there is nothing in this criticism reflecting in any way upon the members of the Capitol Commission.

14. The Initiated Measure reducing the assessed valuation of property within the State, reduced the probable receipts from the tax levies very materially, leaving the Board without sufficient funds available to complete the entire building; the amount of the shortage was approximately \$350,000.00; the appropriation by the Legislature remained unchanged; the appropriation remained at the sum of two million dollars; the liability of the State for rental for downtown offices continued undiminished at approximately \$20,000.00 per year; the funds available from the Federal Land Grant and the insurance remained unchanged; therefore, under the circumstances, the logical, intelligent and business-like arrangement was the division of the contract into three parts as follows:

(a) Part 1 including the entire exterior of the structure with all interior floors and slabs, glass and glazing for all exterior openings, all windows, doors and all work of all description to make the structure of the building weather tight, together with the fire-proofing of all interior columns and beams; this work could be done for the available cash and the amount of this budget was fixed at \$1,042,369.28, and was designated Budget A.

(b) Part 2 which included the finishing of all interior work in the tower or administration unit; the completion of this work would permit the use of the tower or administration unit and would house all officers of the State, other than the Legislature; the cost of this work included in Budget B was \$390,059.66.

(c) Part 3 includes all of the work not included in Parts 1 and 2, and would consist almost exclusively of the completion of the legislative portion of the building; the amount of this Budget is \$349,195.52.

(d) The total cost of the building as thus budgeted is \$1,781,624.46, or approximately \$18,000.00 less than the amount budgeted therefor by the Capitol Building Commission; in addition thereto, there will probably be approximately \$30,000.00 unused out of the \$200,000.00 budgeted by the Commission for Architects' fees and administrative expenses; there is thus provided by the Commission approximately \$50,000.00 of a buffer to absorb unexpected items; it is very clear that the cost of the building has been carefully provided for and that the total cost will be substantially inside of the appropriation; if the plans of the Capitol Commission and the Architects are

not seriously interfered with, it is probable there will be some savings accruing to the State under the guaranteed maximum contract which will increase the amount by which the cost of the building is kept within the appropriation, or such savings can be applied for additional benefits to the building.

15. The criticism in respect to Schedule "D" is entirely unjustified and based upon a complete misunderstanding; this Schedule is a list of omissions authorized in the contract prepared and recommended by the architects as an additional guaranty that the cost of the building would be kept within the appropriation; the amounts to be credited to the State in such reduction aggregated \$29,418.00; this is the amount which the Contractor guaranteed the adoption of the Schedule would reduce the cost of the building; but the amount might be greater, dependent upon subsequent adjustment; this adjustment was not made because of the objections by Mr. DeRemer, with the result that the contractor has withdrawn his guaranty and the amount is now subject to adjustment between the architects and the contractor; Schedule "D" was a wise and prudent arrangement and it is regretted that the delay by Mr. DeRemer has endangered the benefits which may result therefrom.

16. The sale of the State Capitol Building Fund Certificates to the Bank of North Dakota was a wise and prudent business arrangement for which the Commission is entitled to commendation and approval.

It would have been unwise and imprudent, as well as impossible, for the Commission to have entered into a binding contract for Budget "B," unless sufficient funds were in hand to pay therefor; no prudent Contractor would have entered into such a contract without the funds in hand.

The sale of the certificates imposed no loss upon the Bank which bought them for investment, and they are investments of the very highest class, with adequate security both in the tax levies and in the unsold land grant lands.

The sale of the Certificates will enable the State to complete the administration unit at the very earliest possible moment and thus relieve the State from the very heavy rental charges approximating \$20,000.00 per annum.

17. The Board does not deserve the criticism of the majority for the manner in which the insurance and bonds have been handled; the delay in procuring the Architect's Bond is covered later in this report.

Efforts were made by the Board to have the State Fire & Tornado Fund carry all possible insurance; such negotiations were begun in May, 1932, long before construction work began; the opinion of the Attorney General discloses that the State Fund could not carry this insurance.

The restriction of the bonds and insurance to the smallest number of carriers and agents was wise and businesslike. An increase in the number of insurance companies and agents

would endanger the insurance and invite complications, delay and loss in making settlements; losses have already been paid and the promptness and efficiency with which the adjustments were made, fully substantiate the Board's good judgment.

18. The geographical distribution of the membership of the Board is in accordance with law and follows precedent and reason; there is but one Capitol Building and all sections of the State should be represented on the building committee so that the culture, sentiments, feelings, aspirations and wishes of the people in all parts of the State would be represented; this distribution of the Board has promoted all these purposes and has not resulted in any delay that is unreasonable. For further comment along this line, see part three of this report.

19. It would seem that all too much stress has been placed upon the testimony of Mr. DeRemer.

Mr. DeRemer was supposed to be one of the leading North Dakota architects and with respect to this matter, he is placed, unfortunately, in one or the other of the following positions:

(a) Mr. DeRemer has either permitted defective work to be put in this building, which impairs its strength, durability, permanence or other important phases of the work, or—as an alternative—

(b) Mr. DeRemer's criticisms are directed at non-important matters with respect to which reasonable minds might disagree; he has failed completely and utterly to heed the counsel and advice of his fellow associate Architects, and has created and produced friction and delay, and in many other ways has not worked for the best interests of the project at hand.

From the record it appears that soon after his engagement as an architect, his principal occupation has been that of an objector. His attitude is clearly shown in the multitude of letters which he has spread broadcast, by his failure to agree with his associates, etc., and by setting up his own unsupported opinion against that of the other North Dakota architects, as well as against the judgment of nationally known architects, engineers and contractors.

His demeanor on the stand indicates the jealous, critical attitude which has resulted in delaying the work and generally interfering with the carrying forward of the project.

We do not consider his objections or criticisms of any value of a constructive nature. He appears to show a lack of capacity to comprehend a project of this size, and in many respects he is shown to be in ignorance of the plans, specifications and drawings which were supposed to have been drawn under his direct supervision.

It is our judgment that his opinions should be given little, if any, weight.

OUR DISSENT TO AND COMMENTS UPON SUCH PORTION OF THE CRITICISM IN THE MAJORITY REPORT AS ARE WORTHY OF ATTENTION

Reference is here made to the report of the majority of the Investigating Committee under title of "Recommendations."

MAJORITY REPORT RECOMMENDATIONS NUMBER I.

We are absolutely opposed to the recommendation of the majority that the work of the Board of the Capitol Commissioners be taken over by the Board of Administration for two reasons:

First, the Board of Administration would have to inform itself, not only as to a mass of details in connection with an undertaking of this kind, but would also have to acquaint itself with all phases of the work, which would necessarily involve a thorough understanding of the contracts entered into as well as some knowledge of the plans and specifications, the organization of the work which falls to the Architects, to the supervisors and to the General Contractor and the sub-contractors. The building of a State Capitol is of such a nature that anyone who has not familiarized himself with the work from the very beginning, could not be expected, in a comparatively short time, to get the benefit of all information that would be necessary to conduct the direction and control thereof. The Board of Administration has very little time to devote to a project as large as the building of a Capitol. It would have to neglect this project, or it would have to neglect the supervision of Institutions of our State, which have heretofore been placed in its charge. If the latter should not suffer from lack of attention, the Board would have to resort to the alternative of engaging men to represent it in almost all phases of work in connection with the Capitol building, which would entail additional expense not originally contemplated in the erection of the Capitol.

Second, the minority of your Committee does not hesitate to recommend that the present Board be retained. After almost two years of constant study and attention to all matters incident to the construction from the very beginning until the present time when work is about to be speeded up to a successful completion, it would be poor judgment to transfer to some other Board the activities involved in the direction and control of the greatest building project the State has heretofore attempted. We believe, when all phases of the building of the new Capitol is considered, the Board deserves the whole-hearted commendation and approval of the citizens of this State.

MAJORITY REPORT RECOMMENDATIONS NUMBER 3.

The sale of anticipation warrants already made was fully necessary and entirely proper for the reasons previously pointed out in this report. It would not be advisable, nor do we believe legal to attempt to cancel the contract already made with respect to this matter.

MAJORITY REPORT RECOMMENDATIONS NUMBER 4.

It is the opinion of the minority that the appointment of some Superintendent of Capitol Building, as Section 8 of Chapter 205, of the Session Laws of 1931 contemplated, if the Commission had so decided, is not mandatory or necessary. The State is amply protected in this respect by the Architects—at least one of whom is on hand a large part of the time, keeping in close touch with the construction as it progresses. The Architects have secured the services of a competent man, Mr. Lewis, who is devoting all his time to work connected with the supervising of construction; furthermore, the R. W. Hunt Company, a nationally known and recognized firm of supervisors of material, check and inspect the quality of materials that go into the building either on the premises or at the factory or mill whence the material is shipped.

MAJORITY REPORT RECOMMENDATIONS NUMBER 5.

The Commission has in its employ an auditor who regularly scrutinizes payments made by the Commission to persons, firms or corporations connected with the work. As an example, we wish to mention the so-called "padded expense accounts" of Mr. Norris, Mr. Smith and others; that these were objected to and disallowed by the auditor employed by the Commission. The contract also provides that where payments have been made, which later on are approved by the Board, a deduction may be made for such erroneous payments from any subsequent requisition made by the Contractors. Further, the contract provides that when the construction is completed, the General Contractor must submit all of his records for an audit of all expenditures made or indebtedness incurred in and about the performance of the contract according to its terms and any adjustments not heretofore made, can be made at that time. We believe that the contract, and the manner in which the Board has handled the matter of payments adequately protect the State in every way.

We cannot agree with the report of the majority that the payment for material should be made after such material is actually installed in the building for the following reasons:

It is our interpretation of the law and of the contract, that materials shall be paid for when delivered to the extent of ninety percent of the cost thereof. We believe that the Board is wholly justified in its resolution whereby it agrees to pay for materials when delivered in Bismarck instead of on the immediate premises. By such an arrangement, the State has benefited by cash discounts which amount to about \$1,000.00 at the present time. If materials were not paid for when delivered, such discounts could not be taken, and further, a material saving in loading and unloading is made when material is not delivered to the building before the time it is needed for installation.

MAJORITY REPORT RECOMMENDATIONS NUMBER 6.

The testimony reveals that unit prices were not furnished by the successful contract bidder when the contract was sign-

ed. Technically, this does not conform to the requirements in the proposals. The minority does not attach any importance to the failure of their filing unit prices, nor does it believe that filing of unit prices based on the original bid will serve any useful purpose.

The general contract is subdivided into budgets, the total of which in addition to the amount of the three and one-half percent fee to the General Contractor, plus the cost of the General Contractor's bond equals his total bid. Subsequent sub-contracts have been let for work and materials covered by some of these budgets. The remainder of the budgets will be let to sub-contractors on the lowest competitive bid, or at least sub-proposals on such work and materials will be received.

We are firmly of the opinion that the successful bids on the part of sub-contractors are a far more reliable criterion upon which to base prices on contemplated changes, than the so-called unit prices referred to by the majority. We do note, however, that unit prices were filed December 17, 1932, covering many items of the Contractors' budgets particularly as to concrete and brick work.

MAJORITY REPORT RECOMMENDATIONS NUMBER 7.

We believe that recommendation number 7 is purely a matter of judgment on the part of the Capitol Commission so far as the selection of stone instead of brick for outside facing purposes is concerned. We believe that the Capitol Commission exercised good judgment in deciding on stone facing instead of brick. There is a large amount of material required by the building, which can be furnished by North Dakota brick manufacturers besides the face brick, which totals only five hundred forty-eight thousand, as for example, common brick, which North Dakota manufacturers can furnish if their bid is not in excess of five percent above the lowest bid for similar material obtainable upon bid from without the State.

We are convinced that the common brick contract for material will be awarded to North Dakota manufacturers if they can comply with these conditions. From the records, however, we learn that to date, no North Dakota manufacturer has submitted a proposal for common brick that will come within the limitations of a five percent preferential.

Reference is here made to that part of the majority report entitled 'Ultimate Facts.'

SHOULD HAVE EMPLOYED NORTH DAKOTA ARCHITECTS

We do not agree with the contention of the majority that North Dakota Architects exclusively should have been employed. On the contrary, it is fortunate that a large portion of the architectural work has been performed by Holabird & Root; and we do not believe that North Dakota architects possessed qualifications and organization such as equipped them to perform architectural work of this kind to advantage. The firm of Holabird & Root were so equipped.

BIDS SHOULD HAVE BEEN REJECTED

In drawing the plans and specifications the contingency that the majority contends existed under this section was recognized by the Board with the result that the specifications embodied various alternates on which Contractors made separate bids, and by resorting to substitution of various alternates and allowances, the maximum cost was reduced at the time of the signing of the contract, to a figure which was within the maximum amount set by law.

The changes that have been made subsequent to the filing of the general contract and which have reduced the maximum costs have not affected the durability, appearance or quality of construction.

BOARD NOT JUSTIFIED IN LETTING CONTRACT.

We believe the Board exercised good judgment in making changes where it would be a saving to the State without sacrificing the appearance, durability or stability and we contend that the cost of such changes can be readily determined as soon as sub-contracts for all budgets have been let or where sub-proposals covering changes can be received whenever necessary.

CONDITION REQUIRING UNIT PRICES VIOLATED

We do not deny the technical omission of a schedule of unit prices on the part of the successful bidder for the general contract. For reasons elsewhere set forth in this report, we cannot agree that if such unit prices had been submitted, that they would have been a fair criterion by which to determine the cost of certain changes in parts of the contract budget. We believe it is within the province of the Architects, who have full knowledge of the plans and specifications to determine and approve what deductions should be made for such changes, subject to the approval of the Board from all data available. We note that mechanical contractors were required, and did furnish unit prices, but the character of such work requires that to be done and such unit prices have value.

Objection is raised to the inference that an item of \$250.00 for the omission of plastering behind certain wainscoating is the figure that would have been, or will be approved by the Capitol Commission. We believe that when the contract for all plastering is let, the amount of this deduction can very readily be determined.

BIDS ACCEPTED UNLAWFULLY

The acceptance of the J. W. Darragh bid for plumbing without a bond covering the work at the time he commenced work, was not in strict accordance with the law. However, the fact that a certified check of \$3,720.00 was deposited by him in good faith; that no payments were made to Mr. Darragh before a bond was filed; that Mr. Darragh has filed an acceptable bond at this time and that there has been no loss to the State, entirely off-sets any technical failure to comply with the law.

HIRING OF AARON T. JAHR BEYOND THE POWERS OF THE BOARD

Mr. Jahr was born and raised in Traill County, North Dakota. Prior to the declaration of war on the part of the United States, he enlisted in the Canadian Army and served during the war. He returned to the United States after the close of the war; completed a law course at the University of North Dakota; passed the bar examinations in 1924, but was not admitted to the bar because of the technicality that he might not have been a citizen of the United States at the time. Because of this technicality perhaps, he was not qualified to hold a position as Legal Advisor as contemplated in the law. There are, however, many circumstances that more than off-set the criticism made by the majority. From the records and testimony, it would appear that Mr. Bangs, in order to keep in constant touch with the project, has kept a duplicate set of records at Grand Forks; that the contracts, insurance and bond forms were prepared in his office, together with a large amount of detailed correspondence. The arrangement made by the Board in employing Aaron T. Jahr, saved the State a large sum of money and the services of a man of Mr. Bangs' legal training and qualifications could not have been secured for anything approximating the salary paid Aaron T. Jahr, even if it is granted that he merely acted as a clerk for Mr. Bangs in the handling of the large amount of details that the work involved. There is no question in our judgment, but that the State received many times in value the cost of the Grand Forks office and we do not believe that when all the facts surrounding this arrangement are considered, that there can be any just or reasonable criticism made.

ISSUANCE OF ANTICIPATION CERTIFICATES UNNECESSARY AND CONTRARY TO THE STATUTE

The amount of money in the Capitol Building Fund was substantially as stated in the majority report. However, in order to take advantage of Option No. 2, under the contract (also known as Budget B), the Capitol Commission exercised a precaution that was wholly warranted and justifiable under the conditions which confronted it. In the fall of 1932, it would have been unwise and imprudent, as well as impossible for the Commission to have entered into a binding contract for the completion of Budget B without selling the anticipation warrants and having the funds on hand for the completion of budget. (For further comment, see Sub-division 16, of part 2 of this report.)

FAILURE OF BOARD TO PERMIT CONTRACTOR TO FURNISH OWN BOND; LOSS TO THE STATE

The Lundoff-Bicknell Company's base bid was \$1,575,000.00 and as a part of that bid, premiums on the Contractor's Surety Bond at one and one-half percent was included. This amounts to \$23,625.00 by the acceptance of alternates and allowances, the total bid was reduced to \$1,403,775.00 and

one and one-half percent on such figure for the premiums on bonds, is \$21,056.62, which was paid by the general contract. Why the premiums on the Surety Bonds shall remain constant when the basis for arriving at the amount of such premium is reduced, the report of the majority does not explain. The contention does not appear plausible, nor apparently in conformity with general practice. The Contractor's fee of three and one-half percent is however figured on the premium of \$21,056.62 and is objectionable for that reason, but this item may be subject to ultimate adjustment.

The minority does not agree with the contention that bonds should have been bought on a competitive bidding basis. One and one-half percent premium is the usual fee for a bond of this kind if written by a Company that can be relied upon to carry out the provisions of its contracts; also no reputable Surety Company ever makes a practice of reducing its premium costs on a competitive bidding basis as contemplated in the majority report.

NORTH DAKOTA LABOR NOT ON THE JOB

This is a misstatement of facts as shown both by the Minutes of the Board and the testimony given at the hearing by Mr. J. M. Davis, Superintendent for Lundoff-Bicknell Company and by Exhibit "145" offered in evidence at that time. The Minutes also afford ample evidence that labor has not been dissatisfied with the General Contractor's or the Board's attitude toward North Dakota labor, whether that labor is skilled or unskilled, and further the testimony and records of the Contractors show that the General Contractor had at the time of the hearing, eighty employees on their active payroll who are residents of North Dakota, instead of two as stated in the majority report. Evidently the majority report had reference to such employees as are included under sub-division of "Overhead Employees," who are thirteen in number, but even this classification shows that there are four North Dakota residents instead of two.

PREMATURE PAYMENT FOR MATERIALS

The records of the Board disclose that payments have been made for work done to the extent of ninety percent thereof; that material has been paid for on the same basis, although part of that material may not have been delivered upon the actual grounds for good and sufficient reasons in the opinion of the minority as heretofore set forth. The Minutes of the Board state that a resolution was passed authorizing the payment for materials when delivered in Bismarck, for example, steel unloaded in the railroad yards has been paid for on the basis provided for by law and by the contract, such material having been hauled onto the premises whenever needed for installation or assembling into the building. By such method, the cost of one loading and unloading has been saved and such saving is also a saving to the State. Furthermore, by following this method of payment for materials, delivered in the City of Bismarck, al-

though not actually on the immediate premises of the Capitol, advantage has been taken of cash discounts amounting to about \$1,000 at the present time.

We take the view that the State is paying for the material under the conditions of the contract and as provided for by law and whatever savings result from this method of payment, will be reflected in the total cost of the Capitol.

NO NORTH DAKOTA MATERIALS

According to Chapter 205, Session Laws of 1931, the Board shall use materials in the construction of the building which it deems best. Another provision of the law provides that North Dakota materials shall receive a preference of 5% over and above the lowest bid on similar materials from without the State. We believe that the Board used good judgment in selecting stone for the exterior facing of the building, although the selection of stone instead of brick for the exterior is wholly a matter of judgment. On the other hand there is no evidence to indicate that had pressed brick be used for exterior facing, that a North Dakota brick manufacturer would or could have supplied the material at a price lower with the five per cent preferential added as provided for by law, than the same material could have been delivered on the premises from without the State. To date no Contract has been let for common brick, and North Dakota brick manufacturers will have an opportunity to supply this material if the price quoted will be within the provisions of the law. In the aggregate such common brick will amount to many times the total amount of facing brick that could have been used for exterior facing purposes and the budgeted cost of such common brick exceeds the total budgeted cost of facing brick considerably. Total number of common brick required 1,545,000, total of pressed brick required if same had been used for facing purposes, 548,000.

WORK ON BUILDING COMMENCED AT INOPPORTUNE TIME

The minority is not in agreement with the majority as to the statements made under this sub-section. The fact that either the beginning of the construction would have to take place during the cold weather or the latter part of the construction would be in cold weather is more or less immaterial. If construction had begun in the spring, there would have been a large amount of expense incurred for heating the interior of the building in the fall and winter. The work as conducted under the present plan did not necessitate heating more than one or two floors at a time when concrete was poured, while under the other plan, the entire interior of the building would have to be heated. Further by following the present plan the entire Administration section will be ready for occupancy by the fall of 1933. We are convinced that the statement made by the majority has no weight for the reasons here set forth.

MANY JUNKETING TRIPS TAKEN: EXPENSE OF CAPITOL COMMISSIONERS HEAVY

The \$5,000 heretofore expended by the Capitol Commissioners in traveling and other expenses has not been wasted money. In order to gain information as to buildings of similar nature which have been built elsewhere, and to contact people who have had charge of construction of such buildings as well as to contact owners thereof, expenses of this nature must necessarily be made. It is true that contractors and architects could have come to Bismarck and furnished to some extent the information that was desired but the Capitol Commission would not have had any first-hand knowledge of the task which lay before them; we believe that the information that has been gained and the saving in time by interviewing the architects and others connected with the building trade in the large centers of population were not only a necessary but also a wise procedure. (See Part 2 of this report.)

CARELESS SYSTEM OF ALLOWING EXPENSES

Reference is here made to the Attorney General's opinion under date of June 2, 1931, as to the auditing and payment of expenses by the members of the Board. Said opinion states that the vouchers of the Capitol Commission were not subject to an audit by the Board of Auditors. The minority does not agree, and its contention is supported by the vouchers of the Board and the detailed expense items as published by it as well as the testimony brought out at the hearing, that Commissioner Fraser did not profit personally by the expense payments made to him by the Board. The record fully discloses that the alleged irregularities on the part of Mr. Fraser were not found within the Capitol Commission but in other departments of state government.

CAPITOL COMMISSION ON WHEELS: ORGANIZATION CUMBERSOME

Chapter 205 Session Laws of 1931 provide that the Commissioners should be appointed from two or more congressional districts. As a result of this provision the Commissioners were geographically distributed. We cannot see how the Commission or Commissioners can be blamed when the law specifically requires that they be appointed from different sections of the State. Naturally the Chairman of the Board, in order to keep in touch with the progress of the work, would have to have records in his office at Grand Forks. Many of these records, however, were duplicates of records that were in the office of the Secretary at Bismarck. On the other hand we believe that the unnecessary objections, on the part of one of the architects, who resides at Grand Forks, have resulted in more delays and made the workings of the Board more cumbersome than the fact that two of the Commissioners resided away from Bismarck.

FAILURES TO PUBLISH FINANCIAL STATEMENT

It is true the financial report for the year of 1931 was not published as provided for by law in January of 1932. The entire detailed financial report for 1931 and 1932 was published in January 1933. Most of the expenditures revealed by such report were made in 1932. No harm came to the State for the failure to publish this 1931 report and by publishing the combined reports in January 1933 in four newspapers of the State, wide publicity was given thereto. We do not consider this a serious inconsistency or a serious violation of the law.

EXORBITANT EXPENSE ACCOUNTS: PADDED EXPENSE ACCOUNTS

The expense accounts listed under the above titles in the majority report have not been approved by the Board and in accordance with the terms of the contract entered into with the Lundoff-Bicknell Company they will not be paid until such time as adjustments and settlements are made by the Board with the Contractors. These expense items listed herein were all objected to by the Auditor employed by the Board. Attention is called to a certain letter dated December 14, 1932, part of which is quoted under part 1 hereof, sub-section 6.

IMPORTANCE OF THE FOREGOING ILLUSTRATIONS

We attach no importance to the statement herein contained nor do we gather from the contract entered into with the general Contractor that the Board depends upon him solely for the "correctness of materials bought and charges paid in connection with the construction of the capitol building." The contract with the architects also gives an entirely different interpretation on this subject.

CORNERSTONE LAYING PREMATURE

It is customary in the erection of public buildings to arrange for the laying of a cornerstone. The necessary arrangements for the ceremony attending such cornerstone laying must be quite some time in advance of the actual date set therefore. It is a simple matter to criticise in the light of events that have taken place subsequent to a given event of the past but there is no evidence supporting the contention that arrangements were not made in good faith and that those in charge of the cornerstone laying had no reason to believe that the foundation would have been so far advanced in its construction that the cornerstone could have been placed in its proper place. The progress sheet submitted at the time of signing the contract or shortly thereafter, indicated that the work would have been sufficiently advanced by October 8th to permit the laying of the cornerstone in its proper place. The fact that it was not so placed is in our opinion nevertheless immaterial. It is the ceremony that took place, the historical event that is material and it is that which will be commemorated in the future. Cornerstones have been laid similarly to the one at the Capitol, and no doubt there have

been instances in the memory of those who read this report, where a cornerstone has been inserted after the walls of the building have been far advanced. If it is wrong to set the cornerstone on a temporary foundation, wouldn't it be just as wrong to set it in the niche of the wall when the walls are nearly completed? Further, a cornerstone laying would necessarily have to take place in fair weather, a fact which it is reasonable to suppose entered into the plans of those in charge.

PREMATURE PAYMENT TO ARCHITECTS

What is important in our estimation, is that the architects bond has been furnished and has been filed with the State Auditor. The State has not suffered any loss because of the failure to furnish the bond as promptly as the law contemplated. Proportionally speaking the payments made before the bond was filed were not material.

COURTING INVESTIGATION

The public hearing has developed the one side of this story as to Mr. DeRemer's connection with certain letters alleged to have been left with him by Mr. Bangs. The fact that Mr. Bangs was not permitted to go on the stand to offer his version regarding these letters, leaves the story incomplete.

CLOSE RELATIONSHIP BETWEEN ARCHITECTS, BUILDERS AND COMMISSION

There is absolutely no foundation for the inference or the statement that a close relationship exists between the architects and the builders and the Commission which are inimical to the best interest of the State.

FAILURE TO APPOINT SUPERINTENDENT

Section 8 of Chapter 205 of the Session Laws of North Dakota for 1931 provides that "The Board may appoint a specially qualified person to act as Superintendent of the Construction of said Capitol Building" as elsewhere set forth in this report. We believe that the interests of the State are amply protected without the employment of such a superintendent and we disagree with the contention of the majority that this is a mandatory provision; the wording of Section 8 makes the appointment of such superintendent purely optional on the part of the commission.

DISBURSEMENTS CONTRARY TO STATUTE

The Auditor employed by the Board as well as the members of the Board have every opportunity eventually to scrutinize the vouchers submitted to it. Under the provisions of the contract furthermore, any erroneous payments made can be deducted from subsequent requisitions whenever discovered. (Reference to General Contract, Article 6, Architects Certificate, last paragraph.) "It is understood that the total payments hereunder shall in no case exceed 90% of the guaranteed maximum cost as modified from time to time, as herein provided. If, at any time, the owner shall

discover any error in a prior statement of payments, adjustments for same shall be made in any Architects Certificate subsequently issued." The Capitol Commission, we believe, has adopted a practical method and fully in accordance with the spirit of the law and the contract entered into. For further comments see above.

COMMISSION AFFORDED EVERY OPPORTUNITY TO
FURNISH INFORMATION AND TO DISPROVE
ANY EVIDENCE WHICH THEY CLAIMED UN-
TRUE OR MISLEADING

These statements are commented upon under part one of this report. Reference is made to the rules adopted by the committee and also to the Minutes, particularly the Minutes of the 17th to 21st meeting inclusive.

WHAT DOES THE STATE PAY

The various items herein enumerated are as provided in the General Contract with the exception of Architects fees and Architects expenses and with these exceptions noted, are included in the maximum cost of the contract.

THE STATE HAS NOT PAID THE FULL AMOUNT OF
THE CONTRACT PRICE FOR STEEL

The testimony at the hearing under date of February 6th, pages "38, 39 and 42" and the copy of REQUISITION number 10 which is the one representing final payment of 90% of the cost of steel conclusively proves that the statement in the majority report, that the state has paid for the steel in full, is an error. A copy of Requisition No. 10 is as follows:

Bismarck, No. Dak.
January 14, 1933.

DeRemer, Kurke, Holabird & Root, Architects,
Bismarck, No. Dak.

REQUISITION NO. 10, JOB NO. 453
NORTH DAKOTA STATE CAPITOL

Gentlemen:

We hereby make application for partial payment on the above noted contract in the amount of TWENTY-TWO THOUSAND NINE HUNDRED NINETY AND 97/100 DOLLARS (\$22,990.97).

	Proportion Due to Date	Previously Allowed	This Requisition
Subdivision of Work	\$ 33,841.55	\$ 31,238.31	\$ 2,603.24
General Conditions	21,056.61	21,056.61	
Bond Premium	2,453.00	1,000.00	1,453.00
Equipment Rental	3,205.27	2,725.12	480.15
Preliminary	55,615.85	50,235.73	5,380.12
Concrete	11,181.54	11,181.54	
Reinforcing steel ..	2,320.31	586.02	1,734.29
Cement Work			

Subdivision of Work	Proportion Due to Date	Previously Allowed	This Requisition
*Structural steel			
3151 tons	184,200.00	171,120.00	13,080.00*
Steel Erection	24,198.06	24,198.06	
Mass Excavation ..	13,510.00	13,510.00	
Fee	12,305.37	11,490.65	814.72
	<hr/>	<hr/>	<hr/>
	\$363,887.56	\$338,342.04	\$ 25,545.52
Retainer 10%		\$ 31,654.83	\$ 2,554.55
		<hr/>	<hr/>
		\$306,687.21	\$ 22,990.97

Very truly yours,

THE LUNDOFF-BICKNELL CO.
By J. M. Davis. (Signed)

The item of structural steel which the Majority reporter has reference to is indicated thus (*) and the 10% of the requisition retained or deducted is double starred thus (**). In the latter item is included part of the requisition for structural steel which is retained. These facts as above set forth were admitted at the hearing on February 6th by counsel for the Committee, (page 42 of the transcript), and are in direct conflict with the statement in the majority report in the first lines of a Paragraph in said report entitled "State Financing Job."

CAPACITY OF BUILDING IS NOT IN EXCESS OF STATE NEEDS

The Board has made a thorough and intensive investigation of the requirements of space necessary for the departments of the State government, which will be located in the new capitol building. Such investigation was made over a period of 5 months and in collaboration with men of years of experience in the matters of this kind. Each department is properly provided for as evidenced by signed statements by the heads of such departments on file with the Board of State Capitol Commissioners. The entire floor space of the new Capitol Building is 1-7/10 the entire floor space of the old Capitol building. In fact under present arrangements there is not room for an additional department of the size of the present Regulatory Department, which is now housed in the Bank of North Dakota building. Further, the above facts are available to anyone who wishes to merely examine the floor plans of the new Capitol, on each one of which appears the signatures of the department heads of State government, who signified in writing their approval of space allotted to them.

RECOMMENDATIONS

BY THE MINORITY OF THE COMMITTEE

1. The minority is thoroughly convinced as a result of its findings that the present Board of Capitol Commissioners should be retained until the construction of the Capitol is completed and it recommends that the Governor of North

Dakota appoint an outstanding citizen of the State of North Dakota, such as, in his judgment is best qualified to serve as a member of said Board of State Capitol Commissioners, to fill the vacancy resulting from the resignation of G. A. Fraser.

2. As the work of the construction of the Capitol progresses, the volume of accounts and expenses incidental thereof will materially increase. For that reason we would recommend that some time in the near future when conditions warrant it, a full time auditor be employed by the Board, for the purpose of expediting of all bills and accounts for materials and labor and other expenses as the same are received or incurred, thus tending to avoid congestion in the office of the Board at the time when Requisitions and Architects' Certificates are received.

3. Whereas no funds are at present available for the completion of Budget "C" of the Capitol Building; and whereas prices of materials that enter into such construction are abnormally low at the present time; and whereas there is a demand for employment on the part of all classes of labor which in the more or less immediate future, it appears will not be alleviated; and whereas in view of the fact that the additionally cost that eventually would be incurred will undoubtedly be increased materially if the present Contractor does not complete Budget "C" while he has his equipment and organization personnel on the premises. We recommend that some suitable arrangement for the remaining funds be made available for the completion of Budget "C" by the present General Contractors, in accordance with the terms of the contract heretofore entered into.

The above report is, Respectfully submitted,

Senator C. Norman Brunsdale,
Representative J. D. Holthusen.

Mr. Twichell moved that the House do now adjourn, to reconvene on the next legislative day in five minutes.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

The House convened at 2:00 o'clock, pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ellis L. Jackson.

Roll Call: All members present except Representatives Cunningham, Espeland, Johnson, and Oglesby.

The Committee on Revision and Correction of the Journal made the following report:

Madam Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fourth Day After Recess and Fifty-fifth day and recommend that the same be corrected as follows:

On page 1, following line 9, insert the following: "Mr. Johnson moved that the rules be suspended and that the House proceed to the Fifteenth Order of Business.

"Which motion prevailed."

On page 7, strike out all of line 9.

On page 30, line 34, following the word "committee" insert the following: "as to Senate Bill No. 334".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Hagen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications urging defeat of Senate Bill No. 129 (Basic Science Bill) were received from the following: Dr. E. B. Uhlman, of Williston and 141 others, Daniels & Daniels, Chiropractors of Lisbon, Dr. N. J. Brown of New England, Mrs. G. Malmberg of Flasher and 82 others, James Flynn of Jamestown and 51 others, A. D. Ottinger of Valley City and 25 others, Dr. Elliott of Valley City and 54 others, E. B. Wolff of Valley City and 13 others, were referred to the committee on Public Health.

A communication signed by the officers of the Wood-Roan American Legion Post at Portal endorsing House Bill No. 293 was received and referred to the Committee on Judiciary.

A communication addressed to the Speaker urging passage of Senate Bill No. 334, signed by ten residents and taxpayers of Granville was received and referred to the Committee on Cities and Municipal Corporations.

A petition signed by Ed. Humble of Wolford and 40 others, opposing increase in cream station license fee was received and referred to the committee on State Affairs.

A communication signed by J. L. Trueblood of Brocket and 29 others urging defeat of Senate Bills No. 9 and No. 228 was received and referred to the Committee on Judiciary.

A communication signed by Bruce Glass of Mandan and 29 others asking that Senate Bill 335 be amended to prevent reduction of taxation on Public Service Corporations, was received and referred to the Committee on Tax and Tax Laws.

A communication signed by E. B. Wolff of Valley City and 13 others urging defeat of the Basic Science Bill, was received and referred to the Committee on Public Health.

A communication signed by Dr. F. F. Vonegut of Hague and 59 others urging repeal of prohibition laws, was received.

A petition signed by H. Lowers of Wishek and 66 others urging defeat of Senate Bills Nos. 9 and 228 was received and referred to the Committee on Judiciary.

The House returned to the Seventh Order of Business.

Mr. Swett moved that Senate Bill No. 334 be taken from the Calendar and placed in General Orders.

Which motion prevailed.

Mr. Traynor moved that no action be taken on Senate Bill No. 130 today.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Drainage and Irrigation made the following report:

Madam Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Have had the same under consideration and recommend that the same do pass.

H. G. KAPFER,
Chairman.

Mr. Kapfer 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:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same do pass.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EINAR TWETE,
Chairman.

Mr. Twete moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Rue moved that the vote by which Senate Bill No. 208 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Madam Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. HANSON of Barnes,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Morgan moved that the vote by which Senate Bill No. 239 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Drainage and Irrigation made the following report:

Madam Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract

of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Have had the same under consideration and recommend that the same do pass.

H. G. KAPFER,
Chairman.

Mr. Kapfer 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Have had the same under consideration and recommend that the same be amended as follows:

In the title strike out everything after the figures "1913" in the 8th line.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettetstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Drainage and Irrigation made the following report:

Madam Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in

cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Have had the same under consideration and recommend that the same do pass.

H. G. KAPFER,
Chairman.

Mr. Kapfer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Have had the same under consideration and recommend that the same do pass.

O. N. JODOCK,
Chairman.

Mr. Jodock 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which Senate Bill No. 300 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Railroads made the following report:

Madam Speaker: Your Committee on Railroads to whom was referred:

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Have had the same under consideration and recommend that the same do pass.

W. M. CROCKETT,
Chairman.

Mr. Crockett moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Madam Speaker: Your Committee on Insurance to whom was referred

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be adopted.

Mr. Fitch moved, as a substitute motion, that Senate Bill No. 321 be referred to General Orders.

Which motion prevailed.

The committee on State Affairs made the following report.

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, Section 2, line 6, strike out the words "six and one-half" and insert in lieu thereof "eight and one-half".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 8, line 14, strike out the figures "7405" and insert in lieu thereof "1715".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, page 1, line 1, following the first period add AMENDMENT.)

On page 2, line 14, following the first period, add "Composition of.)"

On page 2, line 25, following the first period add "Seal.)"

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was re-referred:

Senate Bill No. 303. A Bill for an Act to amend and reenact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Madam Speaker: Your Committee on Counties to whom was referred:

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Have had the same under consideration and recommend that the same do pass.

A. N. LAVIK,
Chairman.

Mr. Lavik 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:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 3.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Madam Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Have had the same under consideration and recommend that the same do pass.

EINAR TWETE,
Chairman.

Mr. Twete moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Company.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swendseid moved as a substitute motion, that further consideration of Senate Concurrent Resolution No. "L" be indefinitely postponed.

Roll Call demanded and granted.

Mr. Niewoehner moved that the members owning stock in the Lehigh Briquetting Plant be allowed to vote.

Which motion prevailed.

ROLL CALL

The question being on the substitute motion of Mr. Swendseid for indefinite postponement of Senate Concurrent Resolution No. "L", the roll was called and there were ayes, 61; nays, 34; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Isaak	Owings
Anfinson	Jardine	Peterson, Mountrail
Arneson	Jensen	Piper
Biewer	Jodock	Place
Brunsdale	Johnston	Rue
Carlson	Kapfer	Savre
Correll	Larson, Ransom	Shurr
Cunningham	Lavik	Sprenger
Dittmer	Lillehaugen	Steedsman
Endres	Lund	Stoa
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	Morgan	Svingen
Flaten	Muus	Swett
Fuglestad	Nelson, Dickey	Swendseid
Gessner	Niewoehner	Symington
Hagen	Noben	Twichell
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	Madam Speaker
Holte	Olson, Bowman	
Homnes	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Rathbun
Bailey	Godwin	Rindy
Bettenhausen	Hanson, Stark	Sandlie
Born	Hill	Schauss
Broschat	Holthusen	Scholl
Erickson,McKenzie	Larson, Nelson	Sticka
Erickson, McLean	Lofthus	Treffry
Fedje	McKellar	Twete
Fitch	Nelson, Ward	Wolf
Fitzgerald	Olson, Adams	Wright
Flannigan	Patterson	
Gilbertson	Peterson,Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jones	Sannes
Crockett	Lemke	Smith
Dahl	McManus	Solberg
Henrickson	Mostad	Strutz
Hillman	Nelson, Morton	Thompson
Johnson	Peters	Traynor

So the motion was declared carried and Senate Concurrent Resolution No. "L" was declared indefinitely postponed.

Mr. Swett: "I vote aye for the purpose of re-consideration."

The Committee on Warehouse and Grain Grading made the following report:

Madam Speaker: Your Committee on Warehouse and Grain Grading to whom was referred

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 39. 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 be amended as follows:

Line three of the engrossed bill strike out the figures "\$10,000" and insert in lieu thereof the figures "\$20,000".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 46. 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 of the engrossed bill, strike out the figures "\$98,438.00" and insert in lieu thereof the figures "\$78,626.00".

In line 9 of the engrossed bill, strike out the figures "\$69,048.00" and insert in lieu thereof the figures "\$56,076.00".

In line 10 of the engrossed bill, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$5,000.00".

In line 12 of the engrossed bill, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,160.00".

In line 13 of the engrossed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00".

In line 14 of the engrossed bill, strike out the figures "\$98,438.00" and insert in lieu thereof the figures "\$78,626.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill, strike out the figures "\$20,000.00" and insert in lieu thereof the figures "\$13,840.00".

In line 9 of the engrossed bill, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$3,840.00".

In line 11 of the engrossed bill, strike out the figures "\$15,200.00" and insert in lieu thereof the figures "\$10,000.00".

In line 12 of the engrossed bill, strike out the figures "\$20,000.00" and insert in lieu thereof the figures "\$13,840.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$8,120.00".

In line 9 of the printed bill, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$3,840.00".

In line 10 of the printed bill, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,280.00".

In line 11 of the printed bill, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$500.00".

In line 12 of the printed bill, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$100.00".

In line 13 of the printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$100.00".

In line 14 of the printed bill, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$200.00".

In line 15 of the printed bill, strike out the figures "\$1,400.00" and insert in lieu thereof the figures "\$700.00".

In line 16 of the printed bill, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00".

In line 18 of the printed bill, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$8,120.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 67. 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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 be amended as follows:

In line 3 of the engrossed bill, strike out the figures "\$141,310.40" and insert in lieu thereof the figures "\$128,044.00".

In line 10 of the engrossed bill, strike out the figures "\$12,470.40" and insert in lieu thereof the figures "\$11,828.00".

In line 11 of the engrossed bill, strike out the figures "\$141,000.00" and insert in lieu thereof the figures "\$138,936.00".

In line 17 of the engrossed bill, strike out the figures "\$7,050.00" and insert in lieu thereof the figures "\$6,390.00".

In line 18 of the engrossed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$500.00".

In line 20 of the engrossed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$700.00".

In line 21 of the engrossed bill, strike out the figures "\$1,100.00" and insert in lieu thereof the figures "\$1,000.00".

In line 22 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,400.00".

In line 27 of the engrossed bill, strike out the figures "\$4,500.00" and insert in lieu thereof the figures "\$4,000.00".

In line 28 of the engrossed bill, strike out the figures "\$12,000.00" and insert in lieu thereof the figures "\$9,000.00".

In line 31 of the engrossed bill, strike out the figures "\$337,550.40" and insert in lieu thereof the figures "\$330,084.00".

In line 33 of the engrossed bill, strike out the figures "\$105,550.40" and insert in lieu thereof the figures "\$98,084.00".

In line 38 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00".

Strike out all of line 40 of the engrossed bill.

In line 43 of the engrossed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00".

In line 48 of the engrossed bill, strike out the figures "\$141,310.40" and insert in lieu thereof the figures "\$128,044.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty 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.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Have had the same under consideration and recommend that the same be amended as follows:

In the re-engrossed bill.

Following the period at the end of Section 6, on page 7, insert the following: "Provided however that gasoline used solely for agricultural purposes by the consumer thereof without the payment of the tax therein by law provided."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets 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:

Madam Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Da-

kota for the year 1913, relating to term of office of aldermen.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert the following:

For an Act to amend and re-enact Sections 3565 and 3583 of the Compiled Laws of North Dakota for the year 1913 relating to terms of office of Mayors and Aldermen.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT. Section 3565 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

Section 3565. Mayor. The chief executive officer of the city is the Mayor, who shall be a qualified elector within the city, and who shall hold his office for four years and until his successor is elected and qualified.

Section 2. AMENDMENT. Section 3583 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

Section 3583. Term of Office. Aldermen shall hold their office for four years and until their successors are elected and qualified; provided however, that the aldermen elected shall alternate in their respective terms of office by electing only one-half the number of aldermen in any one election, and it is further provided, that when a city governed under the commission system of City Government adopts the City Council form of City Government as provided by Section 3839 of the Compiled Laws of North Dakota for the year 1913, then shall the alternation of such aldermen be perfected as follows: The alderman receiving the greatest number of votes when elected, shall serve for four years, and the alderman receiving the lowest number of votes when elected shall serve for two years.

Section 3. All acts or parts of acts in conflict herewith are hereby repealed.

Section 4. 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.

C. O. SVINGEN,
Chairman.

Mr. Svingen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Have had the same under consideration and recommend that the same do pass.

JAMES McMANUS
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost

to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Madam Speaker: Your Committee on Education to whom was referred

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

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 word "the" strike out the words "One-Room". On page 3, Section 4, line 7, after the word "maintain" strike out the word "one-". In line 8 of the same Section strike out the word "room" before the word "rural". On page 4, Section 5, line 8, of the printed bill after the word "of" strike out the words "one-room",

and in line 9 of the same section after the word "such" strike out the words "one-room".

And when so amended recommend the same do pass.

OLE O. SUNDBY,
Chairman.

Mr. Sundby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 225. A Bill for an Act making an 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.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 184. A Bill for an Act to amend and reenact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and

amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Have had the same under consideration and recommend that the same be indefinitely postponed:

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that Senate Bill No. 184 be re-referred to the Committee on Judiciary.

Which motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the re-engrossed bill.

Following the period at the end of Section 375, add the following: "The State Auditing Board may adopt in its discretion such rules and regulations as may be deemed necessary for the administration of this act that are not inconsistent herewith."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
M. H. LYNCH,
J. F. FITZGERALD.

The Majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Have had the same under consideration and recommend that the same do pass.

J. A. PATTERSON,
MILTON R. YOUNG,
P. J. FLATEN,
D. L. ANDERSON,
GEO. P. HOMNES,
EDW. SAVRE,
BEN GILBERTSON,
H. W. McINNES.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Wolf moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion lost.

The question being on the motion of Mr. Swendseid, that the report of the majority be adopted, the motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 294. A Bill for an Act to amend and reenact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 307. 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 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1

Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted.

Mr. Erickson of McLean moved, as a substitute motion, that Senate Bill No. 2 be placed on the calendar.

Which motion lost.

The question being on the motion of Mr. Swendseid the motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which Senate Bill No. 9 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:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 181. A Bill for an Act to amend and re-enact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the vote by which Senate Bill No. 228 was indefinitely postponed 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 28, 1933.

Madam 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 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Which the Senate has amended.

Also,

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Also,

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Also,

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Also,

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Muni-

pality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State

of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Swendseid moved that the House do concur in the Senate amendments to House Bill No. 32.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 32 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

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, 2; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Opdahl
Anfinson	Hill	Owings
Arneson	Holte	Patterson
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rindy
Brunsdale	Johnston	Sandlie
Correll	Kapfer	Savre
Cunningham	Larson, Nelson	Schauss

Messrs.	Messrs.	Messrs.
Dittmer	Larson, Ransom	Shurr
Endres	Lavik	Sprenger
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Sundby, McLean
Espeland	Lynch	Sundby, Renville
Ettestad	McInnes	Svingen
Falconer	McKellar	Swett
Fedje	Morgan	Swendseid
Fitzgerald	Mostad	Symington
Flannigan	Muus	Treffry
Flaten	Nelson, Dickey	Twete
Gessner	Nelson, Ward	Wolf
Gilbertson	Niewoehner	Wright
Gilchrist	Noben	Young
Godwin	Odegard	Madam Speaker
Hagen	Oglesby	
Hanson, Barnes	Olson, Adams	

Those voting in the negative were:

Messrs.
Homnes
Steedsman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jones	Scholl
Carlson	Lemke	Smith
Crockett	Lillehaugen	Solberg
Dahl	McManus	Sticka
Fitch	Nelson, Morton	Strutz
Fuglestad	Peters	Thompson
Henrickson	Peterson, Bottineau	Traynor
Hillman	Rue	Twichell
Jardine	Sannes	

So the bill passed and the title was agreed to.

Mr. Swett moved that the House do concur in the Senate amendments to House Bill No. 17.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 17 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

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, 15; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anfinson	Hill	Opdahl
Biewer	Holte	Owings
Born	Holthusen	Patterson
Broschat	Jodock	Peterson, Bottineau
Brunsdale	Johnson	Peterson, Mountrail
Carlson	Johnston	Rathbun
Correll	Kapfer	Rue
Cunningham	Larson, Nelson	Savre
Dittmer	Larson, Ransom	Schauss
Endres	Lavik	Sprengrer
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espelund	Lynch	Sundby, McLean
Falconer	McInnes	Svingen
Fedje	McKellar	Swett
Fitch	Morgan	Swendseid
Fitzgerald	Mostad	Symington
Flannigan	Nelson, Dickey	Treffry
Flaten	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Hagen	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Piper
Bailey	Isaak	Rindy
Bettenhausen	Jensen	Sandlie
Hanson, Barnes	Muus	Steedsman
Hanson, Benson	Oglesby	Sundby, Renville

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Scholl
Anderson, Sargent	Jones	Shurr
Crockett	Lemke	Smith
Dahl	Lillehaugen	Solberg
Ettestad	McManus	Strutz
Fuglestad	Nelson, Morton	Thompson
Godwin	Peters	Traynor
Henrickson	Place	Young
Hillman	Sannes	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Lynch moved that the House do concur in the Senate amendments to House Bill No. 154.

Which motion prevailed.

Mr. Lynch moved that the rules be suspended and House Bill No. 154 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

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, 11; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Bowman
Anderson, Logan	Hanson, Benson	Opdahl
Anfinson	Hill	Owings
Arneson	Holte	Patterson
Bailey	Holthusen	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Broschat	Jensen	Place
Carlson	Jodock	Rindy
Correll	Johnston	Rue
Cunningham	Kapfer	Sandlie
Dittmer	Larson, Nelson	Savre
Endres	Larson, Ransom	Schauss
Erickson, McKenzie	Lavik	Sprenger
Erickson, McLean	Lillehaugen	Stoa
Espeland	Lofthus	Sundby, McLean
Falconer	Lund	Sundby, Renville
Fedje	Lynch	Svingen
Fitch	McInnes	Swett
Fitzgerald	Morgan	Swendseid
Flaten	Mostad	Symington
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Wolf
Gilchrist	Noben	Wright
Godwin	Odegard	Madam Speaker
Hagen	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Johnson	Rathbun
Born	McKellar	Steedsman
Brunsdale	Muus	Sticka
Homnes	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jones	Smith
Crockett	Lemke	Solberg
Dahl	McManus	Strutz
Ettestad	Nelson, Morton	Thompson
Flannigan	Olson, Adams	Traynor
Hanson, Stark	Peters	Twichell
Henrickson	Sannes	Young
Hillman	Scholl	
Jardine	Shurr	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Lynch moved that the House do concur in the Senate amendments to House Bill No. 235.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and House Bill No. 235 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, 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, 84; nays, 3; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Adams
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anfinson	Hill	Owings
Arneson	Holte	Patterson
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jensen	Place
Broschat	Jodock	Rindy
Brunsdale	Johnson	Sandlie
Carlson	Johnston	Savre
Correll	Kapfer	Schauss
Cunningham	Larson, Nelson	Sprenger
Dittmer	Larson, Ransom	Steedsman
Endres	Lavik	Sticka
Erickson, McKenzie	Lofthus	Stoa
Espeland	Lund	Sundby, McLean

Messrs.	Messrs.	Messrs.
Falconer	Lynch	Sundby, Renville
Fedje	McInnes	Svingen
Fitch	McKellar	Swett
Fitzgerald	Morgan	Swendseid
Flannigan	Mostad	Symington
Gessner	Muus	Treffry
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Ettestad	Rathbun
Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jones	Scholl
Crockett	Lemke	Shurr
Dahl	Lillehaugen	Smith
Erickson, McLean	McManus	Solberg
Flaten	Nelson, Morton	Strutz
Fuglestad	Opdahl	Thompson
Henrickson	Peters	Traynor
Hillman	Rue	Young
Jardine	Sannes	

So the bill passed and the title was agreed to.

Mr. Twete moved that the House do concur in the Senate amendments to House Bill No. 275.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and House Bill No. 275 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

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, 3; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Oglesby
Anfinson	Hanson, Benson	Olson, Adams
Arneson	Hanson, Stark	Olson, Bowman

Messrs.	Messrs.	Messrs.
Bailey	Hill	Opdahl
Bettenhausen	Holte	Owings
Biewer	Holthusen	Peterson, Bottineau
Born	Isaak	Peterson, Mountrail
Broschat	Jensen	Place
Brunsdale	Jodock	Rathbun
Carlson	Johnston	Rindy
Correll	Kapfer	Rue
Cunningham	Larson, Nelson	Sandlie
Dittmer	Larson, Ransom	Savre
Endres	Lavik	Schauss
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Sundby, McLean
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swendseid
Flannigan	Nelson, Dickey	Symington
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilchrist	Noben	Wolf
Hagen	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Johnson	Twichell
Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Shurr
Anderson, Sargent	Jones	Smith
Crockett	Lemke	Solberg
Dahl	McManus	Strutz
Flaten	Muus	Swett
Gilbertson	Nelson, Morton	Thompson
Godwin	Patterson	Traynor
Hillman	Peters	Wright
Homnes	Sannes	Young
Henrickson	Scholl	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Fedje moved that the vote by which House Bill No. 275 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Also,

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Also,

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 13. 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.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the House has amended.

Also,

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to provide and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also.

Senate Concurrent Resolution No. C.

Which the House has passed unchanged.

Also transmit:

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also,

House Bill No. 5. 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. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to

Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 28, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of

1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 44. 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,

Senate Bill No. 41. 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.

Also,

Senate Bill No. 40. 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.

Also,

Senate Bill No. 38. 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,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Which the President of the Senate has signed and your signature is respectfully requested.

Also return:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment

thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Which the President of the Senate has signed.

Also return:

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Which the Senate has amended.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 28, 1933.

Madam Speaker: I have the honor to inform you that the Senate has voted to recall House Bill No. 202 which the Senate indefinitely postponed yesterday, and requests that it be returned to the Senate for further consideration.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Twichell moved that the request of the Senate for the return of House Bill No. 202 be granted.

Which motion prevailed.

Mr. Twichell moved that the House do concur in the Senate amendments to House Bill No. 70.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 70 be considered properly re-engrossed and placed upon third reading and final passage.

Mr. Correll moved, as a substitute motion, that action on House Bill No. 70 be deferred one day.

Which motion prevailed.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. 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,

Senate Bill No. 40. 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.

Also,

Senate Bill No. 41. 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.

Also,

Senate Bill No. 44. 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,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also.

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

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, 53; nays, 29; absent and not voting, 31.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Noben
Anfinson	Hill	Oglesby
Arneson	Holthusen	Owings
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Peterson, Mountrail
Biewer	Jodock	Piper
Born	Johnston	Rindy
Broschat	Kapfer	Sandlie
Erickson, McKenzie	Larson, Nelson	Savre
Erickson, McLean	Larson, Ransom	Shurr
Fitzgerald	Lavik	Sprenger

Messrs.	Messrs.	Messrs.
Flaten	Lillehaugen	Steedsman
Fuglestad	Lund	Sticka
Gilbertson	Morgan	Sundby, McLean
Gilchrist	Mostad	Sundby, Renville
Hagen	Muus	Symington
Hanson, Barnes	Nelson, Ward	Treffry
Hanson, Benson	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Flannigan	Rathbun
Brunsdale	Gessner	Rue
Carlson	Godwin	Schauss
Correll	Holte	Stoa
Cunningham	Johnson	Svingen
Dittmer	McInnes	Twichell
Endres	Odegard	Wolf
Espeland	Olson, Bowman	Wright
Falconer	Patterson	Young
Fedje	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lofthus	Smith
Crockett	Lynch	Solberg
Dahl	McKellar	Strutz
Ettestad	McManus	Swett
Fitch	Nelson, Dickey	Swendseid
Henrickson	Nelson, Morton	Thompson
Hillman	Olson, Adams	Traynor
Jardine	Opdahl	Twete
Jensen	Peters	Madam Speaker
Jones	Sannes	
Lemke	Scholl	

So the bill was declared lost.

Mr. Fedje moved that the vote by which Senate Bill No. 248 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 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, 85; nays, 1; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aijets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Patterson
Anfinson	Hill	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lavik	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Stoa
Ettestad	Lund	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	Morgan	Svingen
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Treffry
Fuglestad	Nelson, Ward	Twichell
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Bowman	
Hanson, Barnes	Opdahl	

Those voting in the negative were:

Messrs.
Olson, Adams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jensen	Savre
Brunsdale	Jones	Scholl
Crockett	Lemke	Smith
Dahl	Lynch	Solberg
Dittmer	McKellar	Strutz
Fitch	McManus	Swett
Henrickson	Nelson, Morton	Thompson
Hillman	Peters	Traynor
Jardine	Sannes	Twete

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Mr. Jodock moved that the vote by which Senate Bill No. 330 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 20. A Bill for an Act making an appro-

priation 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, the roll was called and there were ayes, 66; nays, 22; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Noben
Anderson, Logan	Godwin	Odegard
Anfinson	Hagen	Olson, Adams
Bailey	Hanson, Stark	Owings
Bettenhausen	Hill	Patterson
Born	Holte	Peterson, Bottineau
Broschat	Homnes	Peterson, Mountrail
Brunsdale	Jardine	Piper
Carlson	Johnson	Rathbun
Correll	Johnston	Rue
Cunningham	Larson, Nelson	Schauss
Endres	Larson, Ransom	Shurr
Erickson, McKenzie	Lavik	Sprenger
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Stoa
Ettestad	McInnes	Sundby, McLean
Falconer	Morgan	Swendseid
Fedje	Mostad	Symington
Fitzgerald	Muus	Twichell
Flannigan	Nelson, Dickey	Wright
Flaten	Nelson, Ward	Young
Gessner	Niewoehner	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jodock	Savre
Biewer	Kapfer	Steedsman
Fuglestad	Lund	Sundby, Renville
Gilbertson	Oglesby	Svingen
Hanson, Barnes	Olson, Bowman	Treffry
Hanson, Benson	Place	Wolf
Holthusen	Rindy	
Isaak	Sandlie	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lemke	Smith
Crockett	Lynch	Solberg
Dahl	McKellar	Strutz
Dittmer	McManus	Swett
Fitch	Nelson, Morton	Thompson
Henrickson	Opdahl	Traynor
Hillman	Peters	Twete
Jensen	Sannes	
Jones	Scholl	

So the bill passed and the title was agreed to.

Senate Bill No. 48. 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 third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 3; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Holte	Patterson
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bailey	Jardine	Piper
Bettenhausen	Jodock	Place
Biewer	Johnson	Rathbun
Born	Johnston	Rindy
Broschat	Kapfer	Rue
Correll	Larson, Nelson	Sandlie
Cunningham	Larson, Ransom	Schauss
Endres	Lavik	Shurr
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	McInnes	Stoa
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Ward	Symington
Gessner	Niewoehner	Treffry
Gilchrist	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Fuglestad	Savre
Gilbertson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Homnes	Sannes
Brunsdale	Jensen	Scholl
Carlson	Jones	Smith
Crockett	Lemke	Solberg
Dahl	Lynch	Strutz
Dittmer	McKellar	Swett

Messrs.	Messrs.	Messrs.
Fitch	McManus	Thompson
Godwin	Nelson, Morton	Traynor
Henrickson	Opdahl	Twete
Hillman	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

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, 1; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Patterson
Anderson, Logan	Hanson, Benson	Peterson, Bottineau
Anfinson	Hanson, Stark	Peterson, Mountrail
Arneson	Hill	Piper
Bailey	Holte	Place
Bettenhausen	Holthusen	Rathbun
Biewer	Isaak	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Sprenger
Dittmer	Lavik	Steedsman
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Ward	Treffry
Flaten	Noben	Twichell
Fuglestad	Odegard	Wolf
Gessner	Oglesby	Wright
Gilbertson	Olson, Adams	Young
Gilchrist	Olson, Bowman	Madam Speaker
Hagen	Owings	

Those voting in the negative were:

Messrs.
Mostad

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jensen	Sannes
Crockett	Jones	Scholl

Messrs.	Messrs.	Messrs.
Dahl	Lemke	Smith
Espeland	Lynch	Solberg
Fitch	McKellar	Strutz
Godwin	McManus	Swett
Henrickson	Nelson, Morton	Thompson
Hillman	Niewoehner	Traynor
Homnes	Opdahl	Twete
Jardine	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

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, 21; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Odegard
Anderson, Logan	Hagen	Oglesby
Anfinson	Hanson, Barnes	Olson, Adams
Arneson	Hanson, Stark	Patterson
Bettenhausen	Hill	Peterson, Bottineau
Biewer	Holte	Peterson, Mountrail
Born	Holthusen	Piper
Broschat	Jardine	Place
Carlson	Johnson	Rathbun
Correll	Johnston	Rindy
Cunningham	Kapfer	Rue
Dittmer	Larson, Nelson	Sandlie
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lavik	Sticka
Erickson, McLean	Lillehaugen	Stoa
Espeland	Lofthus	Swendseid
Ettestad	Lund	Symington
Falconer	McInnes	Treffry
Flannigan	Morgan	Twichell
Flaten	Mostad	Wolf
Gessner	Muus	Wright
Gilbertson	Nelson, Ward	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Isaak	Savre
Fedje	Jodock	Schauss
Fitzgerald	Nelson, Dickey	Steedsman
Fuglestad	Niewoehner	Sundby, McLean
Godwin	Noben	Sundby, Renville
Hanson, Benson	Olson, Bowman	Svingen
Homnes	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lemke	Shurr
Brunsdale	Lynch	Smith
Crockett	McKellar	Solberg
Dahl	McManus	Strutz
Fitch	Nelson, Morton	Swett
Henrickson	Opdahl	Thompson
Hillman	Peters	Traynor
Jensen	Sannes	Twete
Jones	Scholl	

So the bill passed and the title was agreed to.

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

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, 2; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Adams
Anderson, Logan	Hanson, Benson	Olson, Bowman
Anfinson	Hanson, Stark	Owings
Arneson	Hill	Patterson
Bailey	Holte	Peterson, Bottineau
Bettenhausen	Holthusen	Peterson, Mountrail
Biewer	Homnes	Place
Born	Isaak	Rathbun
Broschat	Jardine	Rindy
Brunsdale	Jodock	Rue
Carlson	Johnson	Sandlie
Correll	Johnston	Savre
Cunningham	Kapfer	Schauss
Dittmer	Larson, Nelson	Shurr
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lavik	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Espeland	Lofthus	Stoa
Falconer	Lund	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Ward	Twichell
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Hagen	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.

Ettestad

Piper

Absent and not voting:

Messrs.

Anderson, Sargent

Crockett

Dahl

Fitch

Godwin

Henrickson

Hillman

Jensen

Jones

Messrs.

Lemke

Lynch

McInnes

McKellar

McManus

Nelson, Morton

Opdahl

Peters

Sannes

Messrs.

Scholl

Smith

Solberg

Strutz

Swett

Thompson

Traynor

Treffry

Twete

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Was read the third time.

ROLL CALL

The question being on the final passage of the resolution the roll was called and there were ayes, 63; nays, 19; absent and not voting, 31.

Those voting in the affirmative were:

Messrs.

Aljets

Anderson, Logan

Anfinson

Arneson

Bailey

Bettenhausen

Biewer

Broschat

Carlson

Correll

Erickson, McKenzie

Erickson, McLean

Espeland

Falconer

Fedje

Fitch

Fitzgerald

Flannigan

Gilbertson

Gilchrist

Hagen

Messrs.

Hanson, Barnes

Hanson, Stark

Hill

Jardine

Jodock

Johnson

Johnston

Kapfer

Larson, Nelson

Larson, Ransom

Lavik

Lillehaugen

Lofthus

Lund

Mostad

Muus

Nelson, Ward

Niewoehner

Noben

Odegard

Oglesby

Messrs.

Olson, Adams

Olson, Bowman

Owings

Patterson

Peterson, Mountrail

Piper

Place

Rathbun

Rindy

Rue

Sandlie

Schauss

Sticka

Stoa

Sundby, McLean

Sundby, Renville

Swendseid

Twichell

Wolf

Young

Madam Speaker

Those voting in the negative were:

Messrs.

Born

Brunsdale

Messrs.

Holte

Holthusen

Messrs.

Sprenger

Steedsman

Messrs.	Messrs.	Messrs.
Endres	Homnes	Svingen
Ettestad	Isaak	Symington
Flaten	Morgan	Wright
Fuglestad	Nelson, Dickey	
Gessner	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lemke	Shurr
Crockett	Lynch	Smith
Cunningham	McInnes	Solberg
Dahl	McKellar	Strutz
Dittmer	McManus	Swett
Godwin	Nelson, Morton	Thompson
Hanson, Benson	Opdahl	Traynor
Henrickson	Peters	Treffry
Hillman	Peterson, Bottineau	Twete
Jensen	Sannes	
Jones	Scholl	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also return:

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

As requested.

Also,

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. 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,

Senate Bill No. 40. 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.

Also,

Senate Bill No. 41. 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.

Also,

Senate Bill No. 44. 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,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to:

Dan Riley, Don Carver, Lidgerwood; Wm. Ziegler, Hebron; Wendell Twete, Wildrose; W. H. Barney, Jamestown; Wm. H. Law, Mandan; Phil. Bleweet, B. L. Miller, Stutsman; Ed. Ritter, Burnstad; Mrs. Vendsel, Gladys Peterson, Bismarck; S. W. Dolve, Fessenden; Frank Wanner, Dickinson; I. G. Iversen, Wilton; Jacob C. Krien, Wishek; A. D. Hilt, Wilton; Tom Bjorka, Butte, N. D.; E. A. Shirley, J. A. Adams, Minot; M. K. Fread, Mandan; Mrs. T. H. Hagan, Margaret B. Hagan, Bis-

marck; Frank H. Hyland, Devils Lake; J. W. Shivley, Starkweather; W. H. Brown, Dickinson; Wm. Hodge, Mandan; Mrs. J. W. Bailey, Emerson; Orlanda Odegard, C. L. Rineland, Simon Aune, Selmer Erfjord, Buxton; Peter Schmaltz, Wishek; Mrs. Val. P. Wolf, Hagen; Christ Sandhei, Hettinger; G. S. Boettcher, Wishek; Joseph Eberle, Hauge; Adolph Maffenbeier, Aberdeen, S. Dak., C. W. Roberts, New Leipzig.

Mr. Flannigan moved that Senate Bills Nos. 246, 262, 135, 23, 55, 145, 238 and 259, be placed at the head of the Calendar.

Which motion prevailed.

Mr. Flannigan moved that the House recess until 9:00 o'clock, a. m.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

The House reconvened at 9:00 o'clock A. M., pursuant to recess taken, Speaker Craig presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock 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, 46; nays, 19; absent and not voting, 48.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Patterson
Anfinson	Jodock	Peterson, Bottineau
Arneson	Larson, Nelson	Rathbun
Bailey	Larson, Ransom	Rindy
Born	Lavik	Sticka
Dittmer	Lillehaugen	Stoa
Erickson, McLean	Lofthus	Sundby, Renville
Espeland	Mostad	Swendseid
Falconer	Muus	Symington
Flaten	Nelson, Dickey	Treffry
Gessner	Nelson, Ward	Twete
Gilbertson	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Piper
Bettenhausen	Isaak	Savre
Carlson	Kapfer	Schauss
Endres	Lund	Sprenger
Erickson, McKenzie	Lynch	Steedsman
Fuglestad	Morgan	
Gilchrist	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Place
Biewer	Homnes	Rue
Broschat	Jardine	Sandlie
Brunsdale	Jensen	Sannes
Correll	Johnson	Scholl
Crockett	Johnston	Shurr
Cunningham	Jones	Smith
Dahl	Lemke	Solberg
Ettestad	McInnes	Strutz
Fedje	McKellar	Sundby, McLean
Fitch	McManus	Svingen
Fitzgerald	Nelson, Morton	Swett
Flannigan	Noben	Thompson
Godwin	Opdahl	Traynor
Henrickson	Peters	Twichell
Hill	Peterson, Mountrail	Young

So the bill was declared lost.

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

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, 4; absent and not voting, 38.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anfinson	Hill	Owings
Arneson	Holte	Patterson
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jensen	Rathbun
Carlson	Jodock	Rindy
Dittmer	Kapfer	Rue
Endres	Larson, Nelson	Savre

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Larson, Ransom	Schauss
Erickson, McLean	Lavik	Shurr
Espeland	Lillehaugen	Sprengrer
Falconer	Lofthus	Sticka
Fedje	Lund	Stoa
Fitzgerald	Lynch	Sundby, Renville
Flaten	Morgan	Svingen
Fuglestad	Mostad	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.
Muus	Steedsman
Nelson, Ward	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Sandlie
Anderson, Sargent	Jardine	Sannes
Broschat	Johnson	Scholl
Brunsdale	Johnston	Smith
Correll	Jones	Solberg
Crockett	Lemke	Strutz
Cunningham	McInnes	Sundby, McLean
Dahl	McKellar	Swett
Ettestad	McManus	Thompson
Fitch	Nelson, Morton	Traynor
Flannigan	Opdahl	Twichell
Godwin	Peterson, Mountrail	Young
Henrickson	Peters	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

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, 4; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anfinson	Hill	Owings
Arneson	Holthusen	Patterson
Bailey	Isaak	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bettenhausen	Jensen	Piper
Biewer	Jodock	Rathbun
Born	Jones	Rindy
Carlson	Kapfer	Savre
Dittmer	Larson, Nelson	Schauss
Endres	Larson, Ransom	Shurr
Erickson, McKenzie	Lavik	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Falconer	Lund	Stoa
Fedje	Morgan	Sundby, Renville
Flaten	Mostad	Svingen
Fuglestad	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.
Fitzgerald	Nelson, Ward
Lynch	Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Sandlie
Anderson, Sargent	Homnes	Sannes
Broschat	Jardine	Scholl
Brunsdale	Johnson	Smith
Correll	Johnston	Solberg
Crockett	Lemke	Strutz
Cunningham	McInnes	Sundby, McLean
Dahl	McKellar	Swett
Ettestad	McManus	Thompson
Fitch	Nelson, Morton	Traynor
Flannigan	Opdahl	Twete
Godwin	Peters	Twichell
Henrickson	Peterson, Mountrail	Young
Hillman	Rue	

So the bill passed and the title was agreed to.

Senate Bill No. 23. 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, 67; nays, 5; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Owings
Anfinson	Holte	Patterson
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Isaak	Piper
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Cunningham	Jones	Schauss
Dittmer	Kapfer	Shurr
Endres	Larson, Nelson	Sprenger
Erickson, McKenzie	Larson, Ransom	Steedsman
Erickson, McLean	Lavik	Sticka
Espelund	Lofthus	Stoa
Falconer	Lund	Sundby, Renville
Fedje	Lynch	Svingen
Fitzgerald	Morgan	Swendseid
Flaten	Mostad	Symington
Fuglestad	Muus	Treffry
Gessner	Nelson, Dickey	Wolf
Gilbertson	Niewoehner	Wright
Gilchrist	Noben	Young
Hagen	Odegard	Madam Speaker
Hanson, Barnes	Oglesby	
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Olson, Bowman	Savre
Hanson, Benson	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Rue
Anderson, Sargent	Jardine	Sandlie
Broschat	Johnson	Sannes
Brunsdale	Johnston	Scholl
Carlson	Lemke	Smith
Correll	Lillehaugen	Solberg
Crockett	McInnes	Strutz
Dahl	McKellar	Sundby, McLean
Ettestad	McManus	Swett
Fitch	Nelson, Morton	Thompson
Flannigan	Nelson, Ward	Traynor
Godwin	Opdahl	Twete
Henrickson	Peters	Twichell
Hillman	Peterson, Mountrail	

So the bill passed and the title was agreed to.

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing 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, 75; nays, 0; absent and not voting, 38.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Oglesby
Anfinson	Hill	Olson, Adams
Arneson	Holte	Olson, Bowman
Bailey	Holthusen	Owings
Bettenhausen	Isaak	Patterson
Biewer	Jensen	Peterson, Bottineau
Born	Jodock	Piper
Carlson	Jones	Place
Cunningham	Kapfer	Rathbun
Dittmer	Larson, Nelson	Rindy
Endres	Larson, Ransom	Savre
Erickson, McLean	Lavik	Schauss
Erickson, McKenzie	Lillehaugen	Shurr
Espeland	Lofthus	Sprenger
Falconer	Lund	Steedsman
Fedje	Lynch	Sticka
Fitzgerald	McInnes	Stoa
Flaten	Morgan	Sundby, Renville
Fuglestad	Mostad	Svingen
Gessner	Muus	Swendseid
Gilbertson	Nelson, Dickey	Symington
Gilchrist	Nelson, Ward	Treffry
Hagen	Niewoehner	Wolf
Hanson, Barnes	Noben	Wright
Hanson, Benson	Odegard	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Sannes
Anderson, Sargent	Jardine	Scholl
Broschat	Johnson	Smith
Brunsdale	Johnston	Solberg
Correll	Lemke	Strutz
Crockett	McKellar	Sundby, McLean
Dahl	McManus	Swett
Ettestad	Nelson, Morton	Thompson
Fitch	Opdahl	Traynor
Flannigan	Peters	Twete
Godwin	Peterson, Mountrail	Twichell
Henrickson	Rue	Young
Hillman	Sandlie	

So the bill passed and the title was agreed to.

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on

hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting 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, 73; nays, 5; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Owings
Anfinson	Hanson, Stark	Patterson
Arneson	Hill	Peterson,Bottineau
Bailey	Holthusen	Peterson,Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Kapfer	Rindy
Carlson	Larson, Nelson	Rue
Cunningham	Larson, Ransom	Savre
Endres	Lavik	Schauss
Erickson,McKenzie	Lillehaugen	Shurr
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Falconer	Morgan	Stoa
Fedje	Mostad	Sundby, Renville
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swendseid
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Wolf
Gilbertson	Odegard	Wright
Gilchrist	Oglesby	Madam Speaker
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dittmer	Johnson	Steedsman
Holte	Lynch	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Scholl
Anderson, Sargent	Johnston	Smith
Brunsdale	Jones	Solberg
Correll	Lemke	Strutz
Crockett	McInnes	Sundby, McLean
Dahl	McKellar	Swett
Ettestad	McManus	Thompson
Flannigan	Nelson, Morton	Traynor
Godwin	Opdahl	Twete
Henrickson	Peters	Twichell
Hillman	Sandlie	Young
Homnes	Sannes	

So the bill passed and the title was agreed to.

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street 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, 78; nays, 0; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Olson, Adams
Anfinson	Hanson, Stark	Olson, Bowman
Arneson	Hill	Owings
Bailey	Holte	Patterson
Bettenhausen	Holthusen	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Born	Jensen	Piper
Broschat	Jodock	Rathbun
Carlson	Johnson	Rindy
Cunningham	Kapfer	Rue
Dittmer	Larson, Nelson	Savre
Endres	Larson, Ransom	Schauss
Erickson, McKenzie	Lavik	Shurr
Erickson, McLean	Lillehaugen	Sprenger
Espelund	Lofthus	Steedsman
Falconer	Lund	Sticka
Fedje	Lynch	Stoa
Fitch	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flaten	Muus	Swendseid
Fuglestad	Nelson, Dickey	Symington
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Wolf
Gilchrist	Noben	Wright
Hagen	Odegard	Young
Hanson, Barnes	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Sannes
Anderson, Sargent	Johnston	Scholl
Brunsdale	Jones	Smith
Correll	Lemke	Solberg
Crockett	McInnes	Strutz
Dahl	McKellar	Sundby, McLean
Ettestad	McManus	Swett
Flannigan	Nelson, Morton	Thompson

Messrs.	Messrs.	Messrs.
Godwin	Opdahl	Traynor
Henrickson	Peters	Twete
Hillman	Place	Twichell
Homnes	Sandlie	

So the bill passed and the title was agreed to.

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters 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, 75; nays, 6; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Olson, Bowman
Anderson, Logan	Holte	Owings
Anfinson	Holthusen	Patterson
Arneson	Isaak	Peterson, Bottineau
Bailey	Jensen	Peterson, Mountrail
Bettenhausen	Jodock	Rathbun
Biewer	Johnson	Rindy
Born	Kapfer	Rue
Broschat	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Cunningham	Lavik	Shurr
Dittmer	Lillehaugen	Sprenger
Espeland	Lofthus	Sticka
Falconer	Lund	Stoa
Fedje	Lynch	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Twichell
Gilchrist	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Stark	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Endres	Erickson, McKenzie	Piper
Erickson, McLean	Hanson, Benson	Steedsman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jardine	Sandlie
Brunsdale	Johnston	Sannes
Correll	Jones	Scholl

Messrs.	Messrs.	Messrs.
Crockett	Lemke	Smith
Dahl	McInnes	Solberg
Ettestad	McKellar	Strutz
Flannigan	McManus	Sundby, McLean
Godwin	Nelson, Morton	Swett
Henrickson	Opdahl	Thompson
Hillman	Peters	Traynor
Homnes	Place	

So the bill passed and the title was agreed to.

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

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, 4; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Broschat	Kapfer	Schauss
Carlson	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Sprenger
Dittmer	Lavik	Steedsman
Endres	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	Lynch	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Treffry
Flaten	Nelson, Ward	Twete
Fuglestad	Niewoehner	Twichell
Gessner	Noben	Wolf
Gilbertson	Odegard	Wright
Gilchrist	Oglesby	Young
Hagen	Olson, Adams	Madam Speaker
Hanson, Barnes	Olson, Bowman	
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Born	Swendseid
Isaak	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Homnes	Peters
Brunsdale	Jardine	Place
Correll	Johnston	Sannes
Crockett	Jones	Sandlie
Dahl	Lemke	Savre
Espeland	Lillehaugen	Scholl
Ettestad	McInnes	Smith
Flannigan	McKellar	Solberg
Godwin	McManus	Strutz
Henrickson	Nelson, Morton	Thompson
Hillman	Opdahl	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

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, 6; absent and not voting, 36.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peterson, Bottineau
Anderson, Logan	Isaak	Peterson, Mountrail
Anfinson	Jodock	Piper
Bailey	Johnson	Rathbun
Bettenhausen	Kapfer	Rindy
Biewer	Larson, Nelson	Rue
Born	Larson, Ransom	Savre
Carlson	Lavik	Schauss
Endres	Lillehaugen	Shurr
Espeland	Lund	Sprenger
Falconer	Lynch	Steedsman
Fitch	McInnes	Stoa
Fedje	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flaten	Nelson, Dickey	Svingen
Fuglestad	Nelson, Ward	Swendseid
Gilbertson	Niewoehner	Symington
Gilchrist	Noben	Treffry
Hagen	Odegard	Twete
Hanson, Barnes	Oglesby	Twichell
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Hill	Owings	Madam Speaker
Holte	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Dittmer	Gessner
Broschat	Erickson, McLean	Lofthus

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Homnes	Place
Brunsdale	Jardine	Sandlie
Correll	Jensen	Sannes
Crockett	Johnston	Scholl
Cunningham	Jones	Smith
Dahl	Lemke	Solberg
Erickson, McKenzie	McKellar	Sticka
Ettestad	McManus	Strutz
Flannigan	Muus	Swett
Godwin	Nelson, Morton	Thompson
Henrickson	Opdahl	Traynor
Hillman	Peters	Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 19. 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, 57; nays, 22; absent and not voting, 37.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Owings
Anderson, Logan	Holthusen	Peterson, Mountrail
Anfinson	Jensen	Rathbun
Bailey	Jodock	Rue
Broschat	Johnson	Schauss
Carlson	Kapfer	Shurr
Cunningham	Larson, Ransom	Sprenger
Dittmer	Lavik	Steedsman
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Sundby, Renville
Falconer	McInnes	Swett
Fedje	Morgan	Symington
Fitch	Mostad	Treffry
Flaten	Muus	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hill	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Isaak	Piper
Bettenhausen	Larson, Nelson	Rindy
Biewer	Lillehaugen	Savre
Born	Lofthus	Sticka
Endres	Nelson, Dickey	Sundby, McLean
Gessner	Olson, Adams	Svingen
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Place
Brunsdale	Homnes	Sandlie
Correll	Jardine	Sannes
Crockett	Johnston	Scholl
Dahl	Jones	Smith
Erickson, McKenzie	Lemke	Solberg
Ettestad	McKellar	Strutz
Fitzgerald	McManus	Swendseid
Flannigan	Nelson, Morton	Thompson
Fuglestad	Opdahl	Traynor
Godwin	Patterson	
Henrickson	Peters	

So the bill passed and the title was agreed to.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Also

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Were delivered to the Governor on March 1, 1933, at 10:40 o'clock a. m.

W. J. GILCHRIST,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Madam 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 Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and

Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Also

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

THIRD READING OF SENATE BILLS

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

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.
Anderson, Logan	Holthusen	Patterson
Anfinson	Homnes	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jensen	Place
Bettenhausen	Jodock	Rathbun
Biewer	Kapfer	Rindy
Born	Larson, Nelson	Rue
Broschat	Larson, Ransom	Savre
Brunsdale	Lavik	Schauss
Cunningham	Lemke	Shurr
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Steedsman
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville

Messrs.	Messrs.	Messrs.
Fedje	Morgan	Svingen
Flaten	Mostad	Swett
Fuglestad	Muus	Swendseid
Gilbertson	Nelson, Dickey	Symington
Gilchrist	Nelson, Ward	Treffry
Hagen	Niewoehner	Twete
Hanson, Barnes	Noben	Twichell
Hanson, Benson	Odegard	Wolf
Hanson, Stark	Oglesby	Wright
Hill	Olson, Bowman	Young
Holte	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Peters
Anderson, Sargent	Henrickson	Peterson, Bottineau
Carlson	Hillman	Sandlie
Correll	Jardine	Sannes
Crockett	Johnson	Scholl
Dahl	Johnston	Smith
Dittmer	Jones	Solberg
Ettestad	McKellar	Sticka
Fitch	McManus	Strutz
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Olson, Adams	Traynor
Gessner	Opdahl	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Lynch moved that Senate Bill No. 164 be taken from the Calendar and placed in General Orders.

Which motion prevailed.

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

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.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Hill	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Larson, Nelson	Savre
Brunsdale	Larson, Ransom	Schauss
Carlson	Lavik	Shurr
Cunningham	Lillehaugen	Sprenger
Dittmer	Lofthus	Steedsman
Endres	Lund	Sticka
Erickson, McKenzie	Lynch	Stoa
Erickson, McLean	McKellar	Sundby, McLean
Espeland	Morgan	Sundby, Renville
Ettestad	Mostad	Svingen
Falconer	Muus	Swett
Fedje	Nelson, Dickey	Swendseid
Fitch	Nelson, Ward	Symington
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gessner	Odegard	Twichell
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hornes	Peters
Correll	Isaak	Sandlie
Crockett	Johnston	Sannes
Dahl	Jones	Scholl
Fitzgerald	Kapfer	Smith
Flannigan	Lemke	Solberg
Godwin	McInnes	Strutz
Hanson, Benson	McManus	Thompson
Henrickson	Nelson, Morton	Traynor
Hillman	Opdahl	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to 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, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Owings
Anderson, Logan	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Kapfer	Savre
Brunsdale	Larson, Nelson	Schauss
Carlson	Larson, Ransom	Shurr
Cunningham	Lavik	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Sundby, McLean
Falconer	McInnes	Sundby, Renville
Fedje	McKellar	Svingen
Fitch	Morgan	Swett
Fitzgerald	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Benson	Olson, Adams	
Hanson, Stark	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Homnes	Sannes
Correll	Johnston	Scholl
Crockett	Jones	Smith
Dahl	Lemke	Solberg
Dittmer	McManus	Strutz
Ettestad	Noben	Thompson
Flannigan	Opdahl	Traynor
Godwin	Patterson	Young
Henrickson	Peters	
Hillman	Sandlie	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

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, 82; nays, 1; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Patterson
Anderson, Logan	Holthusen	Peterson, Bottineau
Bailey	Isaak	Peterson, Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jensen	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espeland	McInnes	Sundby, McLean
Ettestad	McKellar	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Dickey	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twitchell
Gilbertson	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Olson, Bowman	
Hill	Owings	

Those voting in the negative were:

Messrs.

Arneson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Place
Anfinson	Homnes	Sandlie
Brunsdale	Johnston	Sannes
Crockett	Jones	Scholl
Dahl	Lavik	Smith
Fitch	Lemke	Solberg
Fitzgerald	McManus	Strutz
Gilchrist	Nelson, Morton	Swett
Godwin	Opdahl	Thompson
Henrickson	Peters	Traynor

So the bill passed and the title was agreed to.

Mr. Lynch moved that the House do now recess until 1:00 o'clock p. m.

Which motion prevailed.

The House reconvened at 1:00 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

Senate Bill No. 225. A Bill for an Act making an 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, 79; nays, 2; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Bailey	Homnes	Piper
Biewer	Isaak	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rindy
Brunsdale	Johnston	Rue
Dittmer	Kapfer	Sandlie
Endres	Larson, Nelson	Schauss
Erickson, McKenzie	Larson, Ransom	Sprenger
Erickson, McLean	Lavik	Steedsman
Espeland	Lemke	Sticka
Falconer	Lillehaugen	Stoa
Fedje	Lofthus	Strutz
Fitzgerald	Lund	Sundby, McLean
Flannigan	Lynch	Sundby, Renville
Flaten	McInnes	Svingen
Fuglestad	McKellar	Swendseid
Gessner	Morgan	Symington
Gilbertson	Muus	Treffry
Gilchrist	Nelson, Ward	Twete
Hagen	Niewoehner	Twichell
Hanson, Benson	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Stark	Olson, Bowman	Madam Speaker
Hill	Owings	
Hillman	Patterson	

Those voting in the negative were:

Messrs.

Arneson
Savre

Absent and not voting:

Messrs.

Aljets
Anderson, Sargent
Bettenhausen
Carlson
Correll
Crockett
Cunningham
Dahl
Ettestad
Fitch
Godwin

Messrs.

Henrickson
Jardine
Jensen
Jones
McManus
Mostad
Nelson, Dickey
Nelson, Morton
Noben
Olson, Adams
Opdahl

Messrs.

Peters
Sannes
Scholl
Shurr
Smith
Solberg
Swett
Thompson
Traynor
Young

So the bill passed and the title was agreed to.

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

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, 82; nays, 13; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.

Anderson, Logan
Anderson, Sargent
Anfinson
Bailey
Biewer
Born
Broschat
Brunsdale
Carlson
Correll
Erickson, McKenzie
Erickson, McLean
Espeland
Ettestad
Falconer
Fedje
Fitzgerald
Flannigan
Flaten
Fuglestad
Gilchrist
Godwin

Messrs.

Holte
Holthusen
Isaak
Jodock
Johnston
Jones
Kapfer
Larson, Nelson
Larson, Ransom
Lavik
Lemke
Lillehaugen
Lofthus
Lund
McInnes
Morgan
Mostad
Nelson, Dickey
Nelson, Morton
Nelson, Ward
Niewoehner
Noben

Messrs.

Peterson, Bottineau
Peterson, Mountrail
Piper
Place
Rathbun
Rindy
Rue
Savre
Schauss
Solberg
Sprengr
Steedsman
Sticka
Stoa
Strutz
Sundby, McLean
Sundby, Renville
Svingen
Swett
Swendseid
Symington
Twete

Messrs.	Messrs.	Messrs.
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Olson, Bowman	Madam Speaker
Hill	Owings	
Hillman	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	McKellar
Arneson	Gilbertson	Muus
Bettenhausen	Jardine	Sandlie
Dittmer	Johnson	
Endres	Lynch	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Crockett	Jensen	Shurr
Cunningham	McManus	Smith
Dahl	Opdahl	Thompson
Fitch	Peters	Traynor
Henrickson	Sannes	Treffry
Hornes	Scholl	Twichell

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

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, 2; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Oglesby
Anderson, Logan	Hanson, Stark	Olson, Adams
Anderson, Sargent	Hill	Olson, Bowman
Anfinson	Hillman	Owings
Arneson	Holte	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Isaak	Place
Biewer	Jardine	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Johnston	Savre
Correll	Jones	Schauss
Cunningham	Kapfer	Shurr
Dittmer	Larson, Nelson	Solberg
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lavik	Steedsman
Erickson, McLean	Lemke	Sticka
Espelund	Lillehaugen	Stoa
Ettestad	Lofthus	Strutz
Falconer	Lund	Sundry, Renville
Fedje	Lynch	Svingen
Fitch	McInnes	Swett
Fitzgerald	McKellar	Swendseid
Flaten	Morgan	Symington
Fuglestad	Mostad	Treffry
Gessner	Muus	Twete
Gilbertson	Nelson, Dickey	Twichell
Gilchrist	Nelson, Ward	Wolf
Godwin	Niewoehner	Wright
Hagen	Noben	Young
Hanson, Barnes	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.
Homnes
Piper

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Sannes
Crockett	Nelson, Morton	Scholl
Dahl	Opdahl	Smith
Flannigan	Patterson	Sundry, McLean
Henrickson	Peters	Thompson
Jensen	Sandlie	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws 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, 95; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Olson, Bowman
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Patterson
Arneson	Holthusen	Peters
Bailey	Homnes	Peterson, Bottineau
Bettenhausen	Isaak	Peterson, Mountrail
Biewer	Jardine	Piper
Born	Jodock	Place
Broschat	Johnson	Rathbun
Brunsdale	Johnston	Rindy
Carlson	Kapfer	Rue
Correll	Larson, Nelson	Sannes
Cunningham	Larson, Ransom	Savre
Dahl	Lavik	Schauss
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsmen
Espeland	Lynch	Sticka
Ettestad	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Treffry
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Twichell
Gilchrist	Noben	Wolf
Godwin	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Jones	Madam Speaker
Hanson, Barnes	Sundby, Renville	
Hanson, Benson	Symington	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Logan	McManus	Smith
Flaten	Opdahl	Thompson
Henrickson	Sandlie	Traynor
Jensen	Scholl	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Aljets moved that the vote by which Senate Bill No. 246 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Aljets moved that Senate Bill No. 246 be placed on the Calendar.

Which motion prevailed.

Mr. Lund moved that all absent members be excused.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ellis L. Jackson.

Roll Call : All members present except Representatives Godwin, Jensen, Johnston, McManus, Opdahl and Scholl.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 75, show Treffry voting no.

On page 121, line 6, strike out "Saudkee," and insert in lieu thereof "Sandhei."

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Hagen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams urging defeat of sales tax, signed by David Johnson, of Park River, and six others, and by The Peoples Store of Kulm, were received.

Communications signed by John Hulteng, Mayor, and 20 other residents of Grand Forks, opposing Basic Science Bill, were received. Also from Dr. H. K. Walth of Wishek, and 24 others; Dr. A. D. Hettinger and nine others; Dr. O. Engert of Powers Lake, and 35 others; Ralph Kopp of Killdeer, M. O. Skonnard of Valley City, and 21 others, and Wm. E. Crumbe of Jamestown, and 48 others.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Were delivered to the Governor on March 1, 1933, at 10:40 o'clock A. M.

W. J. GILCHRIST,
Chairman.

REPORTS OF STANDING COMMITTEES

A minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 15, after the word "of" strike out the words "two years" and insert in lieu thereof the words "one year."

In line 17, on the same page, after the word "said," strike out the words "two years" and insert in lieu thereof the words "one year."

In line 20, after the word "said" strike out the word "two" and insert in lieu thereof the word "one."

H. W. McINNES,
C. OLSON,
J. F. FITZGERALD,
MILTON R. YOUNG.

And when so amended recommend the same do pass.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. P. HOMNES,
EDW. SAVRE,
D. L. ANDERSON,
GOTTLIEB ISAAK,
BEN GILBERTSON,
EARL SYMINGTON.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Place moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 56. A Bill for an Act to amend and re-enact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Wolf moved that the vote by which Senate Bill No. 56 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:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Have had the same under consideration and recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Carlson moved that the report be adopted, which motion prevailed and the report was adopted.

The minority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 182. A Bill for an Act to amend and re-enact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

V. P. WOLF,
BEN GILBERTSON,
GOTTLIEB ISAAK,
GEO. P. HOMNES,
EDW. SAVRE.

The majority of the Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 182. A Bill for an Act to amend and re-enact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Have had the same under consideration and recommend that the same do pass.

J. A. PATTERSON,
R. E. SWENDSEID,
EARL D. SYMINGTON,
J. F. FITZGERALD,
D. L. ANDERSON,
S. A. ESPELAND.

Mr. Swendseid moved that the report of the majority be adopted.

Mr. Gilbertson moved, as a substitute motion, that the report of the minority be substituted for the report of the majority.

Which motion prevailed.

Mr. Gilbertson moved that the vote by which Senate Bill No. 182 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:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Have had the same under consideration and recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Carlson 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:

Madam Speaker: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and

limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

C. F. CARLSON,
Chairman.

Mr. Carlson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Concurrent Resolution No. E. For a Memorial to Congress.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in line 5, strike out the words "Clerk of the District Court" and insert in lieu thereof "the Registrar of Deeds" and make the same amendment in the body of the bill wherever same appears.

On page 3, Section 2, line 22, strike out the words "Three Hundred" and insert in lieu thereof "Twenty-four Hundred."

In Section 4, page 5, line 29, strike out the comma following the word "county" and insert "or to the Registrar."

In Section 6, page 11, line 33, after the comma following the word "Dakota" insert "a distance of more than five miles."

On page 8, Section 15, line 6, strike out the word "or" and insert a comma in lieu thereof. Following the word "livestock" add the following: "or other agricultural products."

In Section 17, page 9, line 4, strike out the word "shall" and insert in lieu thereof "may."

After the word "filing" strike out the comma and the balance of the line; also all of line 6 and line 7 to the period.

Preceding the word "the" in line 9, strike out the word "ten" and in lieu thereof insert "five."

On page 12, Section 25, lines 12, 14 and 16, strike out the words "or permit,".

On page 13, Section 26, line 8, preceding the word "in" insert the following: "written by a company authorized to write such insurance or bonds in the State of North Dakota."

On page 15, Section 27, line 30, strike out the word "monthly" and insert in lieu thereof "quarterly."

In Section 28, page 15, in line 4, strike out the balance of the line following the word "consumption" and all of line 5 and line 6 to the word "until."

On page 16, line 9, strike out the balance of the Section following the word "Health" and insert a period.

On page 17, Section 33, line 4, strike out the word "shall" and insert in lieu thereof the word "may."

In the re-engrossed bill Page 13, second paragraph, line 5, following the comma after the word "thereon" insert the following: "for the years 1933, 1934 and 1935."

In line 7 of the same paragraph after the word "interest" place a period. Strike out the balance of the Section.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compen-

sation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

On Page 3, Section 3, in Line 5 strike out the word "or". In Line 6 following the word "stock" insert "or other agricultural products". On Page 5, Section 8, Line 6, following the word "filing" strike out the comma and insert a period. Strike out the balance of the line and all of line 7 and line 8 to the word "The". In the same Section on Page 6, in line 33 following the word "certificate" strike out the comma and insert a period, and strike out the balance of the section. In Section 11, line 1 strike out the balance of the line following the period after the figure 11; also all of line 2 and line 3 to the word "no".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Have had the same under consideration and recommend that the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, strike out the word "firm" and insert in lieu thereof the word "association". In line 8 of the same section strike out the word "gathering" and insert in lieu thereof the word "harvesting". In line 1, Section 2, strike out the word "firm" and insert in lieu thereof the word "association". In line 9 of the same section strike out the word "firm" and insert in lieu thereof the word "association".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State

Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 34½, between the lines 34 and 35, strike out the word "Warden" and insert in lieu thereof the words "and Fish Commission."

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

Engrossed bill insert the following in the places specified below, after extracts: "fruit and sugar syrups and all other patented formulas, syrups and flavors," to be inserted in: Line 2 of the title; Sec. 1, line 5; Sec. 2, line 3; Sec. 2, line 11; Sec. 3, line 4; Sec. 4, line 2; Sec. 4, line 5; Sec. 6, line 5; Sec. 6, lines 18 and 20; Sec. 10, line 3; Sec. 10, 15.

Sec. 2, line 4, Subdivision (1) strike out the words and figures "twenty-five cents (25c)" and insert in lieu thereof "fifteen cents (15c)."

Sec. 2, line 5, Subdivision (2) strike out the words and figures "five cents (5c)" and insert in lieu thereof "two cents (2c)."

Sec. 2, line 6, after the word "beverages" insert "cereal beverage, fruit beverage, carbonate waters, pop, ginger ales, mineral waters, and all other bottled beverages."

Sec. 2, line 7, strike out Subdivisions (a), (b), (c).

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,
Chairman.

Mr. Ettetstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which Senate Bill No. 335 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:

Madam Speaker: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 11, strike out the words "personal or." Strike out the same words in line 20, page 2.

On page 3, Section 3, line 3, strike out the words "personal and".

On page 4, Section 4, line 8, strike out the words "personal or".

In line 3, Section 6, page 5, strike out the words "personal or professional" and insert the word "professional" before the word "services".

On page 9, line 9, Section 12, strike out the words "or personal".

On page 12, Section 20, line 3, strike out the word "personal".

On page 2, line 19, after the word "corporation" insert a comma and the words "private or municipal" and add a comma.

On page 3, line 15, Section 3, change the word "may" to "shall".

On page 8, line 27, strike out all of line 27 and all of line 28 and insert in lieu thereof the language "judicial district in which he resides,".

On page 12, Section 21, line 4, commencing with the word "such" strike out the balance of that line and all of line 5 and insert in lieu thereof the following: "75 per cent of such monies shall be credited by the State Treasurer to the Real Estate Bond Interest Payment Fund and the remaining 25 per cent of such monies shall be credited to the State Equalization Fund."

In Section 24 of the printed bill, in line 2, page 13, insert the word "as" after the word "effect" and change the word "was" in line 3 to "were" and put a comma after the word "Act" in line 3 and insert the following: "And where there is a conflict between the rates fixed by the Act and those fixed by the schedule, those in the schedule shall govern."

In Section 25, page 13, lines 2 and 3, strike out the language "immediately upon its passage and approval" and insert "on and after May 1, 1933."

On page 14, in Schedule 1, insert a new line 6½ as follows: "Admissions to dances, theatres, circuses, carnivals and other amusements".

On page 17, line 88, change "2%" to "1%".

On page 20, line 163, after the word "commercial" insert "including municipal plants" and change the "2%" to "1%".

On line 164, after the word "industrial" include the words "including municipal plants".

On page 22, line 196, after the word "merchandise" include "tobacco in any form".

On page 18, line 118, change "2%" to "1%".

Insert a new Section 23 to read as follows:

"Section 23. The Tax Commissioner shall have authority to employ all necessary assistants and to provide for and furnish all necessary supplies as may be necessary to carry out the provisions of this Act. The State Auditing Board shall approve all vouchers for salaries and expenses as submitted by the Tax Commissioner, and the State Treasurer shall, upon the approval of the Auditing Board, issue warrants for the payment thereof out of the general fund of the State. The State Treasurer shall reimburse the general fund of the State for all moneys so expended for the enforcement of this Act before such moneys collected under this Act are credited to the Real Estate Bond Interest Payment Fund, as provided in Section 21 herein."

Insert a new Section 24 to read as follows:

"Section 24. EMERGENCY APPROPRIATION.) There is hereby appropriated out of the general fund of the State, the sum of \$25,000 for the purpose of carrying out the provisions of this Act until such time as sufficient funds may be collected as provided in Section 25 herein."

Renumber Sections 23, 24, 25, and 26 to read "25, 26, 27, 28".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Mr. Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, the penalty for violation of the Act, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In section 1, line 2, preceding the word "work" insert "construction".

On page 2, line 14, strike out the words "Governor of this State" and insert in lieu thereof "Commissioner of Agriculture and Labor".

In Section 2, following the word "individuals" strike out the balance of the section to the period.

Section 3, line 2, strike out the words and figures "fifty cents (50c)" and insert in lieu thereof "forty five cents (45)".

At the end of Section 5, add the following: "The provisions of this act shall not apply to township road construction work paid for entirely by the township, or entirely by the County or by the township and county jointly".

Section 8, line 5, strike out the word "nor" and insert in lieu thereof the word, "or",.

Strike out all following the semi-colon in said (5) line, also all of line 6, and line 7, to the word "and".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Rue moved that the vote by which Senate Bill No. 184 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Stoa moved as a substitute motion that Senate Bill No. 185 be recommended for passage.

Which motion prevailed.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured

persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Page 7, Section 14, Line 10, of the engrossed bill, strike out the word "fifteen" and insert in lieu thereof the word "ten".

Strike out all of Section 15 and insert the following:

Section 15. DUTIES, EXAMINATIONS, FEES.) It shall be the duty of the State Examiner to examine at least once a year, and as much oftener as he in his discretion may deem advisable, the books and accounts of the Secretary of State, State Auditor, State Treasurer, Clerk of Supreme Court,

Commissioner of Insurance, Commissioner of Agriculture and Labor, Department of University and School Lands, Supply Department of the National Guard, Board of Administration, State Tax Commissioner, County Treasurers, Clerks of the District Court, County Judges, Registers of Deeds, County Superintendents of Schools, Sheriffs, County Auditors, and Public Administrators.

It shall also be the duty of the State Examiner at least once a year to examine the books and accounts of all City Auditors, City Treasurers, Treasurers of Park Districts, Village Clerks and Village Treasurers in cities and villages having a population of 1000 or more and School District Clerks, Secretaries of Boards of Education, and School District Treasurers in school districts comprising cities or villages having a population of 1000 or more. Provided, however, that the governing board of any such city, park board, village or school district, may provide for such examination by a certified public accountant, and in such case the state examiner shall not be required to make such examination. Copies of the report of such examination made by a certified public accountant shall be filed with the State Bonding Fund, and with the state examiner, not more than thirty days after the date of such examination. Fees for such examinations shall be charged by the State Examiner, only for the examination of books and accounts of County Treasurers, Clerks of the District Court, County Judges, Registers of Deeds, County Superintendents of Schools, Sheriffs, County Auditors, Public Administrators, City Auditors, City Treasurers, Treasurers of Park Districts, Village Clerks, Village Treasurers, School District Clerks, Secretaries of Boards of Education, and School District Treasurers, at the rate of \$10.00 per day, for the time actually employed by himself or his deputy in such examination, which fees shall be paid into the State Treasury. On petition of 35% of the electors of any school district, city or village, in which such examinations are not hereinbefore provided for, or at the request of the governing board or chairman thereof, of such political subdivision, it shall be the duty of the State Examiner to examine the books, records and accounts of the Treasurer, and Clerk or Auditor thereof, as the case may be. Fees for such services shall be paid by such school district, city or village at the rate of \$10.00 per day for the time actually employed in making such examination and audit, and said fees shall be paid into the State Treasury.

And when so amended recommend the same do pass.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Madam Speaker: Your Committee on Public Printing to whom was referred

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

BEN FEDJE,
Chairman.

Mr. Fedje moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which Senate Bill No. 174 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In the re-engrossed bill on page 2, line 30, strike out the figures "1937" and insert in lieu thereof "1933".

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The majority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; 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.

M. T. LILLEHAUGEN,
ANDREW JOHNSTON,
J. D. HOLTHUSEN,
R. E. SWENDSEID,
H. F. SWETT,
LEWIS HAGEN,
MILTON RUE,
L. L. TWICHELL.

The minority of the Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; 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:

On pages 4 and 5 of the re-engrossed bill, strike out all of Section 6. Renumber the following sections to the next lower numeral.

GEO. ALJETS,
W. J. FLANNIGAN,
W. J. GODWIN,
A. E. SANDLIE,
R. R. LOFTHUS,
C. O. ARNESON.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Jardine moved that the vote by which Senate Bill No. 265 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:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. I. A resolution to tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problem of the American people.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Swett moved, as a substitute motion, that Senate Concurrent Resolution No. "I" be printed in the Journal.

After extended debate Mr. Twichell moved the previous question.

Mr. Flannigan, continuing to discuss the resolution, was ruled out of order by the Chair.

Mr. Flannigan appealed from the decision of the Chair.

ROLL CALL

The question being, shall the decision of the Chair be sustained, the roll was called and there were ayes, 94; nays, 15; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Adams
Anderson, Logan	Henrickson	Olson, Bowman
Anderson, Sargent	Hill	Opdahl
Anfinson	Hillman	Owings
Arneson	Holte	Peters
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jardine	Rathbun
Brunsdale	Jodock	Rindy
Carlson	Johnson	Rue
Correll	Johnston	Sannes
Crockett	Jones	Savre
Cunningham	Kapfer	Shurr
Dahl	Larson, Nelson	Smith
Dittmer	Larson, Ransom	Solberg
Endres	Lavik	Steedsman
Erickson, McKenzie	Lemke	Sticka
Erickson, McLean	Lillehaugen	Stoa
Espeland	Lofthus	Sundby, Renville
Ettestad	Lund	Svingen
Falconer	Lynch	Swett
Fedje	McInnes	Swendseid
Fitch	McKellar	Symington
Fitzgerald	McManus	Thompson
Flaten	Morgan	Traynor
Fuglestad	Mostad	Twete
Gessner	Muus	Twichell
Gilchrist	Nelson, Dickey	Wright
Godwin	Nelson, Morton	Young
Hagen	Noben	
Hanson, Barnes	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Broschat	Niewoehner	Sprenger
Flannigan	Odegard	Strutz
Gilbertson	Patterson	Sundby, McLean
Hanson, Benson	Place	Treffry
Nelson, Ward	Sandlie	Wolf

Absent and not voting:

Messrs.	Messrs.
Jensen	Scholl
Schauss	

Passed:

Messrs.
Madam Speaker

The chief clerk announced that the decision of the Chair had been sustained.

Mr. Peters moved that further consideration of Senate Concurrent Resolution No. "I" be indefinitely postponed.

So the motion prevailed.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Have had the same under consideration and recommend that the same be amended as follows:

In line 15, page 2, strike out the word "excepting" and in lieu thereof insert the word "including".

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

Madam Speaker: I have the honor to inform you that the Senate has voted to recall from the House House Bill No. 98 which the Senate passed unchanged, and House Bill No. 105, which the Senate indefinitely postponed, for the purpose of further consideration by the Senate.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

Madam Speaker: I have the honor to return herewith the following House Bills: Nos. 4, 5, 20, 24, 45, 56, 66, 80, 82, 83, 101, 117, 214, which the President of the Senate has signed.

Also transmit the following Senate Bills: Nos. 111, 113,

127, 128, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 120.

Also,

The President of the Senate has appointed Senators Brostuen, Murphy and Wog as a conference committee to confer with a like committee from the House on the House amendment to Senate Bill No. 118.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Also,

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Also,

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Also,

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Also,

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Which the Senate has amended.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 127. A Bill for an Act to Amend and

Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau

and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Which the Senate has passed unchanged.

Also,

Senate Concurrent Resolution No. "AA".

Also,

Senate Concurrent Resolution No. "X".

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Lynch moved that the House accede to the request of the Senate for the return of House Bills Nos. 98 and 105.

Which motion prevailed.

The Speaker appointed the following conference committee on Senate Bill No. 118: Representatives Ettestad, Erickson of McKenzie and Fitch.

THIRD READING OF HOUSE BILLS

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting 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, 87; nays, 16; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Peterson, Bottineau
Anderson, Logan	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Holte	Place
Anfinson	Holthusen	Rathbun
Bailey	Homnes	Rindy
Bettenhausen	Isaak	Rue
Biewer	Jardine	Sandlie
Born	Jodock	Sannes
Broschat	Johnson	Savre
Brunsdale	Jones	Schauss
Correll	Kapfer	Smith
Crockett	Larson, Nelson	Solberg
Cunningham	Larson, Ransom	Sprenger
Dahl	Lavik	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Svingen
Ettestad	McKellar	Swett
Falconer	McManus	Symington
Fedje	Muus	Thompson
Fitch	Nelson, Dickey	Treffry
Fitzgerald	Nelson, Morton	Twete
Flannigan	Niewoehner	Twichell
Flaten	Odegard	Wolf
Gilbertson	Opdahl	Wright
Gilchrist	Patterson	Young
Godwin	Peters	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Olson, Bowman
Gessner	Lemke	Owings
Hanson, Barnes	Morgan	Piper
Hanson, Benson	Nelson, Ward	Sundby, Renville
Henrickson	Oglesby	
Hill	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Mostad	Swendseid
Fuglestad	Noben	Traynor
Jensen	Scholl	
Johnston	Shurr	

So the bill passed and the title was agreed to.

Mr. Fitch moved that the vote by which House Bill No. 70 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Swett moved that Senate Bill No. 194 be taken from General Orders and placed on the Calendar.

Which motion prevailed.

Mr. Swett moved that Senate Bill No. 195 be taken from General Orders and placed on the Calendar.

Which motion prevailed.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 81.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 81 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, 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, 98; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Homnes	Peterson, Mountrail
Anfinson	Isaak	Piper
Arneson	Jardine	Place
Bailey	Jodock	Rathbun
Bettenhausen	Johnson	Rindy
Biewer	Johnston	Rue
Born	Kapfer	Sandlie
Broschat	Larson, Ransom	Sannes
Carlson	Lavik	Savre
Correll	Lemke	Schauss
Dahl	Lillehaugen	Shurr
Dittmer	Lofthus	Smith
Endres	Lund	Solberg
Erickson, McKenzie	Lynch	Sprenger
Erickson, McLean	McInnes	Steedsman
Espeland	McKellar	Sticka
Ettestad	McManus	Stoa
Falconer	Morgan	Strutz
Fedje	Muus	Sundby, McLean
Fitzgerald	Nelson, Dickey	Sundby, Renville
Flannigan	Nelson, Morton	Svingen
Flaten	Nelson, Ward	Swett
Fuglestad	Niewoehner	Symington

Gilbertson	Noben	Thompson
Gilchrist	Odegard	Treffry
Hagen	Oglesby	Twete
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	Madam Speaker
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Gessner	Traynor
Hillman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Godwin	Mostad
Crockett	Jensen	Scholl
Cunningham	Jones	Swendseid
Fitch	Larson, Nelson	Twichell

So the bill passed and the title was agreed to.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 138.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 138 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, 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, 98; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Homnes	Peterson, Mountrail

Messrs.	Messrs.	Messrs.
Anfinson	Isaak	Piper
Arneson	Jardine	Place
Bailey	Jodock	Rathbun
Bettenhausen	Johnson	Rindy
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Ransom	Schauss
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	McManus	Sundby, McLean
Fitch	Morgan	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Treffry
Godwin	Olson, Adams	Twete
Hagen	Olson, Bowman	Wolf
Hanson, Stark	Opdahl	Wright
Henrickson	Owings	Young
Hillman	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Hill	Madam Speaker
Hanson, Benson	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jensen	Scholl
Brunsdale	Larson, Nelson	Twichell
Crockett	Mostad	
Ettestad	Rue	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 129.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 129 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

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, 6; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Peters
Anderson, Logan	Isaak	Peterson, Bottineau
Bailey	Jardine	Piper
Bettenhausen	Jodock	Rathbun
Biewer	Johnson	Rindy
Born	Johnston	Rue
Broschat	Jones	Sandlie
Brunsdale	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Schauss
Cunningham	Lavik	Shurr
Dahl	Lemke	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lund	Sprenger
Erickson, McKenzie	Lynch	Steedsman
Erickson, McLean	McInnes	Sticka
Espeland	McKellar	Stoa
Falconer	McManus	Strutz
Fedje	Morgan	Sundby, McLean
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Stark	Olson, Bowman	Wright
Hillman	Opdahl	Young
Holte	Owings	Madam Speaker
Holthusen	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hanson, Benson	Lofthus
Hanson, Barnes	Hill	Sundby, Renville

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fitch	Peterson, Mountrail
Anfinson	Henrickson	Place
Crockett	Jensen	Scholl
Ettestad	Mostad	Svingen

So the bill passed and the title was agreed to.

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also

House Bill No. 5. 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. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Were delivered to the Governor on March 1, 1933, at 3:40 o'clock, p. m.

W. J. GILCHRIST,
Chairman.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

Mr. President: I have the honor to return herewith the following bills:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

As requested.

Also inform you that the Speaker has appointed as a conference committee on

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Ettestad, Erickson of McKenzie, and Fitch.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 70; also, House Bill No. 81; also, House Bill No. 138.

Also return:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled

Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 48. 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,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Com-

piled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Which the House has passed unchanged.

Also return:

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Also,

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Also,

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Also,

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Also,

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Also,

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legis-

lative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Also,

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Also,

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Also,

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Also,

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Also,

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Also,

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Co.

Also,

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 1, 1933.

To the House of Representatives of the
23rd Legislative Assembly 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. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-

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enact Subdivision 41 of Section 7936, Compiled Laws of 1913,
Relating to Denominational Presumptions.

Very truly yours,

WILLIAM LANGER,
Governor.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

And the Speaker signed the same in the presence of the House.

Mr. Swett moved that the House recess for 10 minutes.

Which motion prevailed.

The House re-convened, pursuant to recess taken, Speaker Craig presiding.

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:

Madam Speaker: The Committee of the Whole have had under consideration

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

And recommend the same be amended as follows:

Strike out all of the body of the proposed Constitutional Amendment, as the same came from the Senate and insert in lieu thereof the following:

"Every bill shall be read two separate times, but the first and second readings shall not be upon the same day; and the first reading may be by title of the bill only, unless upon such first reading, a reading at length is demanded. The third reading shall be at length. No legislative day shall be shorter than the natural day."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

And recommend that the Senate amendments to page 14, line 42, of the printed bill be stricken out.

And the further amendments:

Strike out the last line of the standing committee's amendments as printed on page 6 of the Journal of Feb. 27.

Strike out the balance of the standing committee's amendments as printed on page 6 of the Journal of Feb. 27.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

And recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert the following:

"For an Act to amend and re-enact Section 10251, 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 10251, Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 10251. UNLAWFUL OBLIGATIONS IN WRITING.) Every person who takes any obligation in writing for any lightning rod, or any of its attachments, or for any patent right or claimed to be a patent right, or for which any stallion or jackass shall form the whole or any part of the consideration, or for any patent medicine, or for which the whole or any part of the consideration shall be the future cure of any disease or ailment, or for (which) the sale of the capital stock of foreign corporations shall form the whole or any part of the consideration, shall, before it is signed by the maker, stamp or write in red ink across the face of such written obligation in plain, legible writing, or print the words "given for a lightning rod", or "given for a patent right", or "given for a stallion", or "given for a jackass", or "given for patent medicine", or "given for the cure of disease", or "given for the sale of capital stock of foreign corporations", as the case may require provided this act shall not apply to the sale of capital stock of cooperative corporations. Such obligations so stamped shall be subject to defenses in the hands of every holder or owner thereof. Any person who shall violate the provisions of this section is guilty of a misdemeanor, and upon conviction thereof is punishable by fine not less than two hundred and fifty dollars and not exceeding one thousand dollars, or by imprisonment in the county jail not more than one year, or by both such fine and imprisonment, and shall be liable in a civil action to the party injured for all damages sustained by him. Provided, however, that the provisions of this act shall not apply to a note given in either part for full payment of any stallion or jackass, foaled in the State of North Dakota.

Section 2. EMERGENCY.) This act is 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 that the same do pass.

C. O. SVINGEN,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be divided as to Senate Concurrent Resolution No. S.

Which motion prevailed.

Mr. Swett moved that the report of the Committee of the Whole be adopted as to House Bill No. 143 and House Bill No. 130.

Which motion prevailed.

Mr. Twichell moved that the report of the Committee of the Whole as to Senate Concurrent Resolution No. S be amended as follows:

In line 5 of Committee amendment strike out the word "shall" and insert in lieu thereof "may."

In line 8, strike out the word "third" and insert in lieu thereof "second."

Mr. Swett moved that Senate Concurrent Resolution No. S as amended, be adopted.

Which motion prevailed.

Mr. Swendseid moved that the vote by which Senate Bill No. 214 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swendseid moved that Senate Bill No. 214 be placed in General Orders.

Which motion prevailed.

Mr. Swett moved that the House do now recess until 8:00 o'clock P. M.

Which motion prevailed.

The House reconvened at 8:00 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 69. 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 be amended as follows:

In the engrossed bill in Section 1, line 3, strike out the figures "\$100,480.80" and insert in lieu thereof the figures "\$97,480.80."

In the same Section in line 16, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 19, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 21, strike out the figures "\$100,480.80" and insert in lieu thereof the figures "\$97,480.80."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 17. A Bill for an Act making an appropriation 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 of the engrossed bill, strike out the figures "\$24,172.00" and insert in lieu thereof the figures "\$23,172.00."

In line 8 of the engrossed bill, strike out the figures "\$21,000.00" and insert in lieu thereof the figures "\$20,000.00".

In line 10 of the engrossed bill, strike out the figures "\$24,172.00" and insert in lieu thereof the figures "\$23,172.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3 of the engrossed bill, strike out the figures "\$125,100.00" and insert in lieu thereof the figures "\$121,194.". In line 11 of the same section strike out the

figures "\$12,800.00" and insert in lieu thereof the figures "\$10,944.00". In line 15 strike out the figures "\$800.00" and insert in lieu thereof the figures "\$300.00". In line 16 strike out the figures "\$500.00" and insert in lieu thereof the figures "\$250.00". In line 17 strike out the figures "\$45,000.00" and insert in lieu thereof the figures "\$40,000.00". In line 20 strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$700.00". In line 26 change the total to "\$121,194.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 50. 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 be amended as follows:

In the engrossed bill, line 3, Section 1, strike out the figures "\$4,212.00" and insert in lieu thereof the figures "\$3,832.00". In line 9 of the same section strike out the figures "\$2,592.00" and insert in lieu thereof "\$2,462.00". In line 10 strike out the figures "\$300.00" and insert in lieu thereof the figures "\$200.00". In line 14 strike out the figures "\$600.00" and insert in lieu thereof the figures "\$500.00". In line 15 strike out the figures "\$450.00" and insert in lieu thereof the figures "\$400.00". In line 17 strike out the figures "\$4,212.00" and insert in lieu thereof the figures "\$3,832.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Madam Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have

seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swendseid moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 22. A Bill for an Act making an appropriation 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 be amended as follows:

In Section 1, line 3 of the engrossed bill, strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$21,945.00". In line 7 of the same section strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$3,840.00". In line 11 strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00". In line 12 before the word clerks change the word "Four" to "Two". In the same line change the figures "\$7,000.00" to "\$2,772.00". In line 13 strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,529.". In line 14 strike out the figures "\$1200.00" and insert in lieu thereof the figures "\$1,000.00". In line 15 strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00". In line 16 strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00". In line 17 strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00". In line 18 strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00". In line 19 strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00". In line 22 strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$21,945.00".

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 66. 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 be amended as follows:

Amendments to engrossed bill:

In line 3, page 1, strike out the figures "\$218,787.00" and insert in lieu thereof the figures "\$184,899.00."

In line 9, page 1, strike out the figures "\$10,463.80" and insert in lieu thereof the figures "\$8,604.00."

In line 10, page 1, strike out the figures "\$14,140.80" and insert in lieu thereof the figures "\$13,677.00."

In line 11, page 1, strike out the figures "\$50,562.40" and insert in lieu thereof the figures "\$49,418.00."

In line 13, page 1, strike out the figures "\$18,920.00" and insert in lieu thereof the figures "\$17,000.00."

In line 15, page 1, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00."

In line 16, page 1, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 17, page 1, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$13,700.00."

In line 18, page 1, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$300.00."

In line 19, page 2, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 21, page 2, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00."

In line 22, page 2, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,500.00."

In line 25, page 2, strike out the figures "\$45,000.00" and insert in lieu thereof the figures "\$40,000.00."

In line 26, page 2, strike out the figures "\$18,000.00" and insert in lieu thereof the figures "\$12,500.00."

In line 27, page 2, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line 29, page 2, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$5,000.00."

In line 32, page 2, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 33, page 2, strike out the figures "\$224,437.00" and insert in lieu thereof the figures "194,049.00."

In line 35, page 2, strike out the figures "\$205,437.00" and insert in lieu thereof the figures "\$175,049.00."

Strike out all of lines 38 and 39, page 2.

Renumber sub-item "4" to read "2".

Renumber sub-item "5" to read "3".

Strike out all of line 47, page 2.

In line 51, page 3, strike out the figures "\$218,787.00" and insert in lieu thereof the figures "\$184,899.00."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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:

All amendments to engrossed bill:

Page 1, line 3, strike out the figures "\$173,345.99" and insert in lieu thereof the figures "\$187,375.00."

Page 1, line 9, strike out the figures "\$18,138.40" and insert in lieu thereof the figures "\$16,483.00."

Page 1, line 10, strike out the figures "\$156,456.59" and insert in lieu thereof the figures "\$174,001.00."

Page 1, line 17, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,600.00."

Page 1, line 19, strike out the figures "\$360.00" and insert in lieu thereof the figures "\$200.00."

Page 2, line 6, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$700.00."

Page 2, line 8, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$700.00."

Page 2, line 10, strike out the figures "\$250,345.99" and insert in lieu thereof the figures "\$265,375.00."

Page 2, line 12, strike out the figures "\$163,345.99" and insert in lieu thereof the figures "\$178,375.00."

Page 2, line 14, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,000.00."

Page 2, line 16, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

Page 2, line 21, strike out the figures "\$173,345.99" and insert in lieu thereof the figures "\$187,375.00."

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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:

Amendments to the engrossed bill:

Page 1, line 3, strike out the figures \$190,383.85 and insert the figures \$181,621.61.

Page 1, line 9, strike out the figures \$17,268.48 and insert the figures \$16,468.00.

Page 1, line 10, strike out the figures \$172,163.40 and insert the figures \$169,212.00.

Page 1, line 11, strike out the figures \$36,737.36 and insert the figures \$36,737.00.

Page 1, line 14, strike out the figures \$28,000.00 and insert the figures \$27,000.00.

Page 1, line 16, strike out the figures \$2,000.00 and insert the figures \$1,800.00.

Page 1, line 18, strike out the figures \$6,500.00 and insert the figures \$6,400.00.

Page 1, line 20, strike out the figures \$360.00 and insert the figures \$200.00.

Page 2, line 3, strike out the figures \$4,000.00 and insert the figures \$3,600.00.

Page 2, line 5, strike out the figures \$1,800.00 and insert the figures \$1,350.00.

Page 2, line 6, strike out the figures \$283,469.24 and insert the figures \$277,407.00.

Page 2, line 8, strike out the figures \$166,469.24 and insert the figures \$160,407.00.

Page 2, line 16, strike out the figures \$1,500.00 and insert the figures \$1,000.00.

Page 2, line 22, strike out the figures \$8,000.00 and insert the figures \$6,000.00.

Page 2, line 24, strike out the figures \$190,383.85 and insert the figures \$181,621.61.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 75. 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.

Have had the same under consideration and recommend that the same be amended as follows:

All amendments to engrossed bill:

Page 1, Sec. 1, line 3, strike out the figures \$132,657.89 and insert the figures \$116,006.00.

Line 10, strike out the figures \$12,151.59 and insert the figures \$13,009.00.

Line 11, strike out the figures \$88,686.30 and insert the figures \$87,478.00.

Line 12, strike out the figures \$19,600.00 and insert the figures \$19,409.00.

Line 17, strike out the figures \$400.00 and insert the figures \$360.00.

Line 1, page 2, strike out the figures \$1,800.00 and insert the figures \$1,550.00.

Line 3, page 2, strike out the figures \$300.00 and insert the figures \$200.00.

Line 5, page 2, strike out the figures \$1,600.00 and insert the figures \$1,400.00.

Line 12, page 2, strike out the figures \$147,657.89 and insert the figures \$146,426.00.

Line 14, page 2, strike out the figures \$107,657.89 and insert the figures \$106,426.00.

Line 19, page 2, strike out the words "Power Plant" and add an "s" to the word "improvement". Same line, strike out the figures \$19,000.00 and insert the figures \$4,000.00.

Line 21, page 2, strike out the figures \$500.00 and insert the figures \$400.00.

Line 24, page 2, strike out the figures \$400.00 and insert the figures \$320.00.

Line 26, page 2, strike out the figures \$500.00 and insert the figures \$400.00.

Line 27, page 2, strike out the figures \$700.00 and insert the figures \$560.00.

Line 31, strike out the figures \$132,657.89 and insert the figures \$116,006.00.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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:

All amendments to engrossed bill:

Page 1 line 3 strike out the figures \$127,261.92 and insert the figures \$101,947.00.

Page 1 line 9 strike out the figures \$14,783.20 and insert the figures \$10,331.00.

Page 1 line 10 strike out the figures \$96,728.72 and insert the figures \$84,409.00.

Page 1 line 11 strike out the figures \$20,000.00 and insert the figures \$14,137.00.

Page 1 line 15 strike out the figures \$1500.00 and insert the figures \$1320.00.

Page 1 line 17 strike out the figures \$5500.00 and insert the figures \$4600.00.

Page 1 line 19 strike out the figures \$300 and insert the figures \$200.00.

Page 2 line 7 strike out the figures \$1500.00 and insert the figures \$1000.00.

Page 2 line 8 strike out the figures \$1500 and insert the figures \$1000.00.

Page 2 line 9 strike out the figures \$1500.00 and insert the figures \$1000.00.

Page 2 line 11 strike out the figures \$174,611.92 and insert the figures \$149,297.00.

Page 2 line 13 strike out the figures \$119,611.92 and insert the figures \$94,297.00.

Page 2 line 32 strike out the figures \$127,261.92 and insert the figures \$101,947.00.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Have had the same under consideration and recommend that the same be amended as follows:

All amendments to engrossed bill:

Page 1:

Line 3 Section 1 strike out the figures \$58,950.72 and insert the figures \$54,774.00.

Line 9 strike out the figures \$8746.48 and insert the figures \$9340.00.

Line 10 strike out the figures \$56,641.72 and insert the figures \$58,376.00.

Line 11 strike out the figures \$14,367.52 and insert the figures \$15,018.00.

Line 13 strike out the figures \$10,000.00 and insert the figures \$9,000.00.

Line 17 strike out the figures \$2800.00 and insert the figures \$2520.00.

Page 2:

Line 1 strike out the figures \$270.00 and insert the figures \$200.00.

Strike out all of line 7 page 2.

Line 11 strike out the figures \$109,160.72 and insert the figures \$104,979.00.

Line 13 strike out the figures \$55,160.72 and insert the figures \$50,979.00.

Line 20 strike out the figures \$1200.00 and insert the figures \$1125.00.

Line 24 strike out the figures \$58,950.72 and insert the figures \$54,774.00.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, 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 be amended as follows:

Amendments to engrossed bill.

Line 3, Section 1 page 1 strike out the figures "\$72,934.54" and insert in lieu thereof the figures "\$76,460.00".

Line 8 page 1 strike out the figures 9644.80 and insert the figures \$10,273.00.

Line 9 page 1 strike out the figures \$68,903.74 and insert the figures \$73,367.00.

Line 10 page 1 strike out the figures \$11,216.00 and insert the figures \$11,025.00.

Line 13 page 1 strike out the figures \$5,000 and insert the figures \$4,950.

Line 14 page 1 strike out the figures \$1,200 and insert the figures \$1,170.

Line 16 page 1 strike out the figures \$2,700.00 and insert the figures \$2,340.00.

Line 1 page 2 strike out the figures \$270.00 and insert the figures \$200.00.

Line 3 page 2 strike out the figures \$7,000.00 and insert the figures \$6300.00.

Line 4 page 2 strike out the figures \$350.00 and insert the figures \$400.00.

Line 5 page 2 strike out the figures \$1100.00 and insert the figures \$1000.00.

Line 6 page 2 strike out the figures \$400.00 and insert the figures \$450.00.

Line 7 page 2 strike out the figures \$2700.00 and insert the figures \$3000.00.

Line 9 page 2 strike out the figures \$126,984.54 and insert the figures \$130,975.00.

Line 13 page 2 strike out the figures \$4200.00 and insert the figures \$3825.00.

Line 17 page 2 strike out the figures \$650.00 and insert the figures \$560.00.

Line 19 page 2 strike out the figures \$72,934.54 and insert the figures \$76,460.00.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Have had the same under consideration and recommend that the same be amended as follows:

All amendments to engrossed bill:

Page 1, line 3, strike out the figures \$57,793.64 and insert the figures \$58,396.00.

Page 1, line 9, strike out the figures \$7,988.80 and insert the figures \$8,870.00.

Page 1, line 10, strike out the figures \$30,208.00 and insert the figures \$30,671.00.

Page 1, line 11, strike out the figures \$4,131.84 and insert the figures \$4,050.00.

Page 1, line 17, strike out the figures \$1,350.00 and insert the figures \$1,110.00.

Page 1, line 19, strike out the figures \$250.00 and insert the figures \$200.00.

Page 2, line 2, strike out the figures \$900.00 and insert the figures \$600.00.

Page 2, line 5, strike out the figures \$270.00 and insert the figures \$200.00.

Page 2, line 13, strike out the figures \$65,973.64 and insert the figures \$66,576.00.

Page 2, line 15, strike out the figures \$55,973.64 and insert the figures \$56,576.00.

Page 2, line 22, strike out the figures \$50.00 and insert the figures \$100.00.

Page 2, line 23, strike out the figures \$100.00 and insert the figures \$50.00.

Page 2, line 25, strike out the figures \$57,793.64 and insert the figures \$58,396.00.

And when so amended recommend the same do pass.

JAMES McMANUS,
Chairman.

Mr. McManus moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Madam Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Swendseid moved that the vote by which Senate Bill No. 328 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swendseid moved that Senate Bill No. 328 be placed at the head of the Calendar.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Tom Madden, Bismarck; Nels S. Halvorson, Pekin; H. A. Swanson, Fairmount; A. W. Luick, Fairmount; Dr. Lee Green, Edgeley; N. Kummer, Colfax; A. W. Heidenger, Bismarck; A. Haugo, Sheyenne; L. B. Tweed, Pekin; K. G. Feagan, Horner; C. J. Robideau, LaMoure; Herman Goehl, LaMoure; George Engel, Mr. Hub, Mr. Dostor, all of Sheridan County; Mike Braun, Kintyre; Arnold E. Govig, Jamestown; Elmer Willett, Jamestown; Theo. Moen, Williston.

Geo. Young, Berlin, N. D.; Joe L. Wells, Solen; Jacob Wenz, Dodge; Ernie Kurht, Hebron; Mrs. J. B. Smith, Bismarck; A. O. Weeks, Flasher; Fred Wolf, Flasher; Frank Robinson, Bismarck; Fred Herr, Wishek; Arthur Rattai, Burnstad; Ray Craig, Kintyre; Laverne Dahl, Kintyre; O. G. Obern, Wishek; Otto Wendt, B. Leech, Mrs. R. H. Belner, all of Mandan; Mrs. H. A. Rindy, Carrington; Joe Odermann, F. J. Wutzke, Art Torgenson, all of Parshall.

Frank Dahlberg, Ryder; C. D. Weikert, Ryder; C. R. Nulph, Raub; Arthur Hendrickson, Raub; J. G. Kjos, Mayville; Mrs. Anna Kjos, Mayville; R. L. Fraser, Garrison; Iver Falstad, Garrison; John Seiler, Wishek; Mary Timmerman, Mandan; Cicile Porter, Mandan; P. A. Timbo, Bismarck; Mrs. David Montgomery, Carrington; David Montgomery, Carrington; Walter Bubel, Center.

Mr. Swett moved that the House do now recess subject to the call of the Chair.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
March 1-2, 1933.

The Speaker called the House to order at 8:20 p. m., pursuant to recess taken, Speaker Craig presiding.

FOURTEENTH ORDER OF BUSINESS

Mr. Swett moved the call of the House.

Roll Call disclosed the following absent: Representatives Jensen, McManus and Scholl.

Mr. Swett moved that further proceedings under the call of the House be dispensed with.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

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, 9; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Bowman
Anderson, Logan	Hanson, Benson	Opdahl
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Henrickson	Patterson
Arneson	Hill	Peterson, Bottineau
Bailey	Hillman	Peterson, Mountrail
Bettenhausen	Holthusen	Piper
Biewer	Isaak	Place

Messrs.	Messrs.	Messrs.
Born	Jardine	Rindy
Broschat	Jodock	Rue
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprengrer
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	Morgan	Svingen
Fitch	Mostad	Swett
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Thompson
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Holte	Peters	Symington
Homnes	Rathbun	Traynor
Johnson	Smith	Twichell

Absent and not voting:

Messrs.	Messrs.
Jensen	Scholl
McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Fedje moved that the vote by which Senate Bill No. 194 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 195. A Bill for an Act to amend, reenact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the 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, 92; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson, Bottineau
Anderson, Logan	Holthusen	Peterson, Mountrail
Anfinson	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jodock	Rathbun
Born	Johnston	Rindy
Broschat	Jones	Rue
Brunsdale	Kapfer	Sandlie
Carlson	Larson, Nelson	Sannes
Correll	Larson, Ransom	Schauss
Crockett	Lavik	Shurr
Cunningham	Lemke	Solberg
Dahl	Lillehaugen	Sprengr
Dittmer	Lund	Steedsmann
Endres	Lynch	Sticka
Erickson, McKenzie	McInnes	Stoa
Erickson, McLean	McKellar	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitch	Nelson, Morton	Swett
Fitzgerald	Nelson, Ward	Symington
Flannigan	Noben	Thompson
Flaten	Odegard	Treffry
Gilbertson	Oglesby	Twete
Gilchrist	Olson, Adams	Wolf
Godwin	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Young
Hanson, Stark	Owings	Madam Speaker
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Niewoehner
Arneson	Henrickson	Peters
Bailey	Holte	Savre
Fuglestad	Homnes	Smith
Gessner	Johnson	Traynor
Hagen	Lofthus	Twichell

Absent and not voting:

Messrs.	Messrs.
Jensen	Scholl
McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Crockett moved that the vote by which Senate Bill No. 195 was passed 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 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, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Peters
Bailey	Homnes	Piper
Biewer	Isaak	Place
Bettenhausen	Jardine	Rathbun
Born	Jodock	Rindy
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Shurr
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Ettestad	Lynch	Strutz
Espeland	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Morgan	Swendseid
Fitzgerald	Muus	Symington
Flaten	Nelson, Dickey	Traynor
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Godwin	Odegard	Wolf
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.
Flannigan
Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jensen	Rue	Swett
McManus	Scholl	

So the bill passed and the title was agreed to.

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

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, 4; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Owings
Anderson, Sargent	Hill	Peters
Anfinson	Hillman	Peterson, Bottineau
Arneson	Holte	Peterson, Mountrail
Bailey	Holthusen	Piper
Bettenhausen	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jardine	Rindy
Broschat	Jodock	Sandlie
Carlson	Johnson	Sannes
Correll	Johnston	Shurr
Crockett	Jones	Smith
Cunningham	Kapfer	Solberg
Dahl	Larson, Nelson	Sprenger
Dittmer	Larson, Ransom	Steedsman
Endres	Lavik	Sticka
Erickson, McKenzie	Lemke	Stoa
Erickson, McLean	Lillehaugen	Strutz
Espeland	Lofthus	Sundby, McLean
Ettestad	Lund	Sundby, Renville
Falconer	McInnes	Svingen
Fedje	McKellar	Swendseid
Fitch	Morgan	Symington
Fitzgerald	Mostad	Thompson
Flannigan	Muus	Traynor
Flaten	Nelson, Dickey	Treffry
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wolf
Godwin	Odegard	Wright
Hagen	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Patterson
Fuglestad	Savre

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jensen	Noben	Scholl
Lynch	Rue	Swett
McManus	Schauss	

So the bill passed and the title was agreed to.

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in 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, 76; nays, 27; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Henrickson	Peterson, Mountrail
Anfinson	Hill	Place
Bailey	Holte	Rathbun
Biewer	Isaak	Rindy
Born	Jardine	Savre
Broschat	Jodock	Solberg
Brunsdale	Johnson	Smith
Carlson	Johnston	Sprenger
Correll	Kapfer	Sticka
Dahl	Larson, Nelson	Strutz
Dittmer	Larson, Ransom	Sundby, McLean
Erickson, McLean	Lavik	Sundby, Renville
Espeland	Lemke	Svingen
Ettestad	Lynch	Swett
Falconer	McInnes	Traynor
Fedje	McKellar	Thompson
Fitzgerald	Muus	Treffry
Flannigan	Nelson, Morton	Twichell
Flaten	Niewoehner	Wolf
Fuglestad	Noben	Wright
Gilbertson	Oglesby	Young
Gilchrist	Olson, Adams	Madam Speaker
Godwin	Olson, Bowman	
Hagen	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Homnes	Patterson
Crockett	Jones	Piper
Cunningham	Lillehaugen	Sandlie
Endres	Lofthus	Shurr
Erickson, McKenzie	Lund	Steedsman
Gessner	Morgan	Stoa
Hanson, Benson	Nelson, Dickey	Swendseid
Hillman	Nelson, Ward	Symington
Holthusen	Odegard	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Mostad	Schauss
Fitch	Peters	Scholl
Jensen	Rue	
McManus	Sannes	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the courtesies of the floor be extended to Hon. Frank Hyland, former Senator from Devils Lake.

Which motion prevailed.

Mr. Swett moved that Senate Bill No. 246 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock 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, 100; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Holthusen	Peterson, Mountrail
Bailey	Isaak	Piper
Bettenhausen	Jardine	Place
Biewer	Jodock	Rathburn
Born	Johnson	Rindy
Broschat	Jones	Sannes
Brunsdale	Kapfer	Savre
Carlson	Larson, Nelson	Schauss
Correll	Larson, Ransom	Shurr
Crockett	Lavik	Solberg
Cunningham	Lemke	Smith
Dahl	Lillehaugen	Sprenger
Dittmer	Lofthus	Steedsman
Erickson, McLean	Lund	Stoa
Erickson, McKenzie	Lynch	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	McKellar	Sundby, Renville
Falconer	Morgan	Swett
Fedje	Mostad	Swendseid

Messrs.	Messrs.	Messrs.
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Treffry
Fuglestad	Niewoehner	Twete
Gessner	Noben	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Oglesby	Wright
Godwin	Olson, Adams	Young
Hagen	Olson, Bowman	
Hanson, Stark	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	
Endres	Sandlie	Madam Speaker
Hanson, Barnes	Sticka	
Hanson, Benson	Traynor	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Homnes	Johnston	Rue
Jensen	McManus	Scholl

So the bill passed and the title was agreed to.

Mr. Svingen moved that the vote by which Senate Bill No. 246 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

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.
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peters
Arneson	Holthusen	Peterson, Bottineau
Bailey	Homnes	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rindy
Brunsdale	Johnston	Sandlie
Carlson	Jones	Sannes
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Shurr

Messrs.	Messrs.	Messrs.
Cunningham	Larson, Ransom	Smith
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fedje	Morgan	Svingen
Fitzgerald	Mostad	Swendseid
Flannigan	Muus	Symington
Flaten	Nelson, Morton	Traynor
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Olson, Adams	Young
Hanson, Barnes	Olson, Bowman	Madam Speaker
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.
Hillman
Nelson, Dickey

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Swett
Fitch	Rue	Twete
Holte	Savre	
Jensen	Scholl	

So the bill passed and the title was agreed to.

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, 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, the roll was called and there were ayes, 56; nays, 50; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jodock	Place
Anfinson	Larson, Nelson	Rathbun
Bailey	Lavik	Rindy
Biewer	Lemke	Sannes
Broschat	Lillehaugen	Savre

Messrs.	Messrs.	Messrs.
Carlson	Lofthus	Shurr
Crockett	McInnes	Solberg
Erickson,McKenzie	Morgan	Sprenger
Erickson, McLean	Mostad	Sticka
Espeland	Nelson, Ward	Stoa
Falconer	Noben	Strutz
Fedje	Odegard	Sundby, McLean
Fitzgerald	Oglesby	Sundby, Renville
Fuglestad	Olson, Adams	Swett
Gilchrist	Olson, Bowman	Treffry
Godwin	Owings	Twete
Hanson, Barnes	Patterson	Wolf
Hanson, Benson	Peterson,Bottineau	Madam Speaker
Hill	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Nelson, Morton
Anderson, Logan	Hillman	Niewoehner
Arneson	Holte	Opdahl
Bettenhausen	Holthusen	Peters
Born	Homnes	Piper
Brunsdale	Isaak	Sandlie
Correll	Jardine	Schauss
Cunningham	Johnson	Smith
Dahl	Johnston	Steedsman
Dittmer	Jones	Svingen
Endres	Kapfer	Symington
Ettestad	Larson, Ransom	Thompson
Flaten	Lund	Traynor
Gessner	Lynch	Twichell
Gilbertson	McKellar	Wright
Hagen	Muus	Young
Hanson, Stark	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	McManus	Swendseid
Flannigan	Rue	
Jensen	Scholl	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 8 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

Senate Bill No. 178. A Bill for an Act to amend and reenact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in

the operation thereof, repealing all Acts or parts of Acts in conflict herewith, 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, 62; nays, 45; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Owings
Anfinson	Henrickson	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Mountrail
Biewer	Jodock	Place
Born	Jones	Rindy
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Crockett	Larson, Ransom	Schauss
Dahl	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprengrer
Erickson, McLean	Lund	Sticka
Espeland	McInnes	Stoa
Falconer	Morgan	Strutz
Fedje	Nelson, Ward	Sundby, Renville
Fitzgerald	Niewoehner	Svingen
Flannigan	Noben	Swett
Fuglestad	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	Madam Speaker
Hanson, Benson	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Sargent	Holthusen	Piper
Arneson	Homnes	Rathbun
Bailey	Isaak	Sandlie
Brunsdale	Jardine	Smith
Correll	Johnson	Steedsman
Cunningham	Johnston	Sundby, McLean
Dittmer	Lynch	Swendseid
Ettestad	McKellar	Symington
Fitch	Mostad	Thompson
Gessner	Muus	Traynor
Gilbertson	Nelson, Dickey	Twichell
Gilchrist	Nelson, Morton	Wolf
Hanson, Barnes	Opdahl	Wright
Hillman	Patterson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flaten	Lavik	Rue
Jensen	McManus	Scholl

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Fedje moved that the vote by which Senate Bill No. 178 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fitch asked unanimous consent to amend Senate Bill No. 236 as follows:

In Section 1, line 5 of the printed bill, strike out the word "two" and insert in lieu thereof the word "three."

Which request was granted.

Mr. Fitch moved that the rules be suspended and that Senate Bill No. 236 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

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, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Homnes	Rindy
Biewer	Jardine	Sandleie
Born	Jodock	Sannes
Broschat	Johnson	Savre
Brunsdale	Johnston	Schauss
Carlson	Jones	Shurr
Correll	Kapfer	Smith
Crockett	Larson, Nelson	Solberg
Cunningham	Larson, Ransom	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	McKellar	Svingen
Falconer	Morgan	Swett

Messrs.	Messrs.	Messrs.
Fedje	Muus	Swendseid
Fitch	Nelson, Dickey	Symington
Fitzgerald	Nelson, Morton	Thompson
Flannigan	Nelson, Ward	Traynor
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wolf
Godwin	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.
Mostad
Rathbun

Absent and not voting:

Messrs.	Messrs.	Messrs.
Flaten	Lavik	Scholl
Isaak	McManus	
Jensen	Rue	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of 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, 75; nays, 31; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hagen	Peterson, Mountrail
Anderson, Sargent	Hanson, Stark	Piper
Anfinson	Henrickson	Place
Arneson	Hill	Rathbun
Bailey	Hillman	Rindy
Bettenhausen	Isaak	Sandlie
Biewer	Jodock	Sannes
Born	Jones	Schauss

Messrs.	Messrs.	Messrs.
Broschat	Kapfer	Shurr
Brunsdale	Larson, Nelson	Smith
Carlson	Larson, Ransom	Solberg
Correll	Lemke	Sprenger
Crockett	Lillehaugen	Sticka
Dahl	Lofthus	Stoa
Dittmer	Lund	Strutz
Endres	McInnes	Sundby, McLean
Erickson, McKenzie	Morgan	Sundby, Renville
Espelund	Nelson, Dickey	Svingen
Ettestad	Niewoehner	Swett
Falconer	Noben	Swendseid
Fedje	Odegard	Symington
Fitzgerald	Olson, Adams	Treffry
Flannigan	Opdahl	Twete
Gilbertson	Owings	Wolf
Godwin	Peterson, Bottineau	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Johnson	Peters
Erickson, McLean	Johnston	Rue
Fuglestad	Lynch	Savre
Gessner	McKellar	Steedsman
Gilchrist	Mostad	Thompson
Hanson, Barnes	Muus	Trayncr
Hanson, Benson	Nelson, Morton	Twichell
Holte	Nelson, Ward	Wright
Holthusen	Oglesby	Young
Homnes	Olson, Bowman	
Jardine	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Scholl
Fitch	Lavik	
Flaten	McManus	

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 299 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lynch moved that the House recess until 9:00 o'clock A. M.

Which motion prevailed.

The House reconvened at 9:00 o'clock A. M., pursuant to recess taken, Speaker Craig presiding.

GENERAL ORDERS

Mr. Holte 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. Holte to the chair.

When the committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

Section 8, page 5 of the engrossed bill, at the end of line 5 and beginning of line 6, strike out the words "time of its closing" and insert in lieu thereof the words "date of the notice."

Section 9, page 6, strike out the period at the end of the section and insert a semi-colon and add the following: "provided however that the examiner may extend the time if the best interests of the depositors require it."

Section 13, page 7, line 2, strike out the word "shall" and insert in lieu thereof the word "may."

Section 13, line 7, strike out the word "may" and insert in lieu thereof the word "shall."

Strike out the emergency clause. Also in line 2 of the title, after the word "herewith" strike out the comma and insert a period and strike out the words "and declaring an emergency."

And recommend the same be further amended as follows:

In Section 4, page 2 of the printed bill, strike out the word "sixty" and insert in lieu thereof the word "ten."

In line 5, strike out the words "the passage and approval of" and in the same line, after the word "act", insert the words "takes effect."

In line 6, strike out the word "sixty" and insert in lieu thereof the word "thirty."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 244. A Bill for an Act to amend and reenact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

And recommend the same be indefinitely postponed.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

And recommend the same be amended as follows:

In line 6, page 1, following the word "however" strike out the balance of Section 2 and insert in lieu thereof the following: "that the provisions of this act shall not apply to any mortgage or lien in favor of the United States, the State, any County or any department or agency of either thereof; including the Bank of North Dakota."

Strike out the second "Section 2" in the engrossed bill and re-number as "Section 3."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act Providing Funds for the State with which to Pay Interest on Its Real Estate Bonds; Transferring and Loaning Funds from the Permanent Surplus Fund of the State Hail Insurance Department; Providing for the Repayment Thereof and Declaring an Emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:**

"Section 1. There is hereby transferred into and loaned to the Real Estate Bond Interest Payment Fund, established and created by Chapter 182, Laws of 1929, from the permanent Hail Surplus Fund established and created by Chapter 189b6 Supplement to the 1913 Compiled Laws of North Dakota, the sum of Five Hundred Thousand (\$500,000.00) Dollars to be used in the payment of interest now due or to become due on said bonds. The said sum of Five Hundred Thousand (\$500,000.00) Dollars to be transferred and paid back to the

Permanent Hail Surplus Fund on or before January 1, 1939, with interest at the rate of two per cent (2%) per annum out of any funds available in the said bond interest payment fund.

“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.”

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

And recommend that the same be indefinitely postponed.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

And recommend the adoption of the standing committee's amendments as follows:

In the title strike out everything after the figures “1913” in the 8th line.

And recommend the same be further amended as follows:

On page 8, line 32, following the word “March” insert the following subsection:

“(4) The taxpayers shall be credited, as against the total tax due under the provisions of this Act, with the amount paid by him to the state or any taxing subdivision thereof, for the current year, as a tax on real estate or personal property; provided, that the deductions provided for in this subsection shall be allowed only if the taxpayer furnish the Commissioners a receipt for the payment of such taxes.”

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

And recommend the same be amended as follows:

On page 1, line 7 of the printed bill, after the word “state” insert the following:

"All policies of insurance issued in this state shall be countersigned by such agents who shall be paid the full commission payable by such companies."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

And recommend the same be amended as follows:

On the engrossed bill, Section 2, Line 6, strike out the words "six and one-half" and insert in lieu thereof the word "twelve".

And when so amended recommend that the same do pass.

M. H. HOLTE,
Chairman.

Mr. Morgan moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

Mr. Hanson of Barnes moved that the absent members be excused.

Which motion prevailed.

Mr. Swett moved that the House do now recess until 1:00 o'clock.

Which motion prevailed.

The House reconvened at 1:00 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the

Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted

by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

And find the same correctly Enrolled.

W. J. GILCHRIST,
Chairman.

GENERAL ORDERS

Mr. Gilbertson 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. Gilbertson to the chair.

When the Committee arose it submitted the following report:

Madam Speaker: The Committee of the Whole have had under consideration

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

Strike out all of Section 3.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 39. 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.

And recommend the adoption of the standing committee's amendments as follows:

Line three of the engrossed bill strike out the figures "\$10,000" and insert in lieu thereof the figures "\$20,000".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 46. 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.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$98,438.00" and insert in lieu thereof the figures "\$78,626.00".

In line 9 of the engrossed bill, strike out the figures "\$69,048.00" and insert in lieu thereof the figures "\$56,076.00".

In line 10 of the engrossed bill, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$5,000.00".

In line 12 of the engrossed bill, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,160.00".

In line 13 of the engrossed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00".

In line 14 of the engrossed bill, strike out the figures "\$98,438.00" and insert in lieu thereof the figures "\$78,626.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$141,310.40" and insert in lieu thereof the figures "\$128,044.00".

In line 10 of the engrossed bill, strike out the figures "\$12,470.40" and insert in lieu thereof the figures "\$11,828.00".

In line 11 of the engrossed bill, strike out the figures "\$141,000.00" and insert in lieu thereof the figures "\$138,936.00".

In line 17 of the engrossed bill, strike out the figures "\$7,050.00" and insert in lieu thereof the figures "\$6,390.00".

In line 18 of the engrossed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$500.00".

In line 20 of the engrossed bill, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$700.00".

In line 21 of the engrossed bill, strike out the figures "\$1,100.00" and insert in lieu thereof the figures "\$1,000.00".

In line 22 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,400.00".

In line 27 of the engrossed bill, strike out the figures "\$4,500.00" and insert in lieu thereof the figures "\$4,000.00".

In line 28 of the engrossed bill, strike out the figures "\$12,000.00" and insert in lieu thereof the figures "\$9,000.00".

In line 31 of the engrossed bill, strike out the figures "\$337,550.40" and insert in lieu thereof the figures "\$330,084.00".

In line 33 of the engrossed bill, strike out the figures "\$105,550.40" and insert in lieu thereof the figures "\$98,084.00".

In line 38 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00".

Strike out all of line 40 of the engrossed bill.

In line 43 of the engrossed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00".

In line 48 of the engrossed bill, strike out the figures "\$141,310.40" and insert in lieu thereof the figures "\$128,044.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

And recommend the adoption of the standing committee's amendments as follows:

In the re-engrossed bill.

Following the period at the end of Section 6, on page 7, insert the following: "Provided however that gasoline used solely for agricultural purposes by the consumer thereof without the payment of the tax therein by law provided."

And when so amended, recommend that the same do pass.

Also,

Senate Bill No. 140. A Bill for an Act to amend and

re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

And recommend the adoption of the standing committee's amendments as follows:

Strike out everything after the words "A BILL" and insert the following:

For an Act to amend and re-enact Sections 3565 and 3583 of the Compiled Laws of North Dakota for the year 1913 relating to terms of office of Mayors and Aldermen.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT. Section 3565 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

Section 3565. Mayor. The chief executive officer of the city is the Mayor, who shall be a qualified elector within the city, and who shall hold his office for four years and until his successor is elected and qualified.

Section 2. AMENDMENT. Section 3583 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

Section 3583. Term of Office. Aldermen shall hold their office for four years and until their successors are elected and qualified; provided however, that the aldermen elected shall alternate in their respective terms of office by electing only one-half the number of aldermen in any one election, and it is further provided, that when a city governed under the commission system of City Government adopts the City Council form of City Government as provided by Section 3839 of the Compiled Laws of North Dakota for the year 1913, then shall the alternation of such aldermen be perfected as follows: The alderman receiving the greatest number of votes when elected, shall serve for four years, and the alderman receiving the lowest number of votes when elected shall serve for two years.

Section 3. All acts or parts of acts in conflict herewith are hereby repealed.

Section 4. 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 that the same do pass.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein;

to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

And recommend the adoption of the standing committee's amendments as follows:

In line 5 of the title of the printed bill, after the word "the" strike out the words "One-Room". On page 3, Section 4, line 7, after the word "maintain" strike out the word "one-". In line 8 of the same Section strike out the word "room" before the word "rural". On page 4, Section 5, line 8, of the printed bill after the word "of" strike out the words "one-room", and in line 9 of the same section after the word "such" strike out the words "one-room".

And recommend the same be further amended as follows:

On page 2, Section 3, line 6 of the printed bill, after the words "among the" insert "common schools of".

On page 5, Section 7, line 13, after the word "said" insert "common schools of".

Section 3, line 5, after the word "year" strike out the balance of Section 3.

Section 7, strike out all of line 8 and line 9 up to the word "and".

In the second line of the title after the word "for" strike all of that line out, and all of line 3 and line 4 up to the first word "the". Also strike out the word "remaining" in the same line, and in line 5, strike out the word "half". In lieu of the word "remaining" insert the word "same".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

And recommend the same be indefinitely postponed.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

And recommend that the same be amended as follows:

In line 3 of the engrossed bill strike out "\$20,000" and insert "\$10,000.00".

In line 9, strike out "\$4,800" and insert "\$3,840.00".

In line 11, strike out "\$15,200" and insert "\$6,160.00".

In line 12 strike out the figures "\$20,000" and insert "\$10,000".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the printed bill, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$8,120.00".

In line 9 of the printed bill, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$3,840.00".

In line 10 of the printed bill, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,280.00".

In line 11 of the printed bill, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$500.00".

In line 12 of the printed bill, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$100.00".

In line 13 of the printed bill, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$100.00".

In line 14 of the printed bill, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$200.00".

In line 15 of the printed bill, strike out the figures "\$1,400.00" and insert in lieu thereof the figures "\$700.00".

In line 16 of the printed bill, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00".

In line 18 of the printed bill, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$8,120.00".

And when so amended recommend that the same do pass.

BEN GILBERTSON,
Chairman.

Mr. Twichell moved that the report of the Committee of the Whole be divided as to Senate Bill No. 51.

Which motion prevailed.

Mr. Twete moved that the report of the Committee of the Whole as to Senate Bills Nos. 318, 39, 46, 80, 132, 140, 217, 278 and 52 be adopted.

Which motion prevailed.

Mr. McManus moved that the House adopt the report of the Committee of the Whole, with Senate Bill No. 51 recommended for passage as amended by the standing committee.

Mr. Etestad moved, as a substitute motion, that Senate Bill No. 51 be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. McManus, that Senate Bill No. 51 be recommended for passage as amended by the standing committee, the motion carried.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the vote by which Senate Concurrent Resolution No. "L" was indefinitely postponed be reconsidered.

Mr. Swendseid moved that the motion of Mr. Swett be laid on the table.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Swendseid, the roll was called and there were ayes, 61; nays, 47; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Peterson, Bottineau
Anderson, Sargent	Holthusen	Piper
Anfinson	Homnes	Rathbun
Arneson	Isaak	Rue
Biewer	Jardine	Savre
Brunsdale	Jodock	Smith
Carlson	Johnston	Sprenger
Correll	Jones	Steedsman
Crockett	Larson, Ransom	Stoa
Cunningham	Lavik	Sundby, McLean
Dittmer	Lillehaugen	Swett
Endres	Lund	Swendseid
Espeland	McManus	Symington
Falconer	Morgan	Thompson
Fuglestad	Mostad	Traynor
Gessner	Nelson, Dickey	Twichell
Hagen	Nelson, Morton	Wright
Hanson, Barnes	Niewoehner	Young
Hanson, Benson	Odegard	Madam Speaker
Henrickson	Oglesby	
Hillman	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peterson, Mountrail
Bailey	Hill	Place
Bettenhausen	Johnson	Rindy
Born	Kapfer	Sandlie
Broschat	Larson, Nelson	Sannes
Dahl	Lemke	Schauss
Erickson, McKenzie	Lofthus	Shurr
Erickson, McLean	McInnes	Solberg
Ettestad	McKellar	Sticka
Fedje	Nelson, Ward	Strutz
Fitzgerald	Noben	Sundry, Renville
Flannigan	Olson, Adams	Svingen
Flaten	Olson, Bowman	Treffry
Gilbertson	Opdahl	Twete
Gilchrist	Owings	Wolf
Godwin	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Lynch	Scholl
Jensen	Muus	

So the motion was declared carried.

Mr. Swett: Madam Speaker, I change my vote from "no" to "aye" for the purpose of reconsideration.

Mr. Ettestad moved that the vote by which Senate Bill No. 265 was indefinitely postponed be reconsidered.

Mr. McManus moved that the motion of Mr. Ettestad be laid on the table.

Which motion prevailed.

Mr. Swett moved that the House do now adjourn.

Which motion prevailed.

FIFTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

The House convened at 2:00 o'clock p. m., pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ellis L. Jackson.

Roll Call: All members present except Representatives Jensen and Scholl.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 26, change roll call to show Piper voting no.

Page 28, lines 3 and 4, strike out "and the motion to reconsider be laid on the table".

Page 42, line 26, strike out "without recommendation".

Page 44, line 1, strike out everything after "amended" and insert "recommend the same do pass".

Page 8, line 4, strike out the figure "3" and insert the figure "2".

Correct the Journal of February 28, on page 110, line 35, by striking out "passed and the title was agreed to" to read "was declared lost". Line 37, strike out "passed" and insert "lost".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Young moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram signed by James Bintz of Grand Forks and 38 others, opposing passage of Senate Bill No. 129 (Basic Science Bill) was received.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 2, 1933.

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 Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 5. 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. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Very respectfully yours,

WILLIAM LANGER,
Governor.

REPORTS OF STANDING COMMITTEES

The minority of the Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Have had the same under consideration and recommend that the same do pass.

MARY A. RATHBUN,
FRANK GESSNER.

The majority of the Committee on Public Health made the following report:

Madam Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL P. WOLF,
BJORN FUGLESTAD,
C. H. MORGAN,
IGNATZ STICKA,
F. PAUL SMITH,
LOUIS ENDRES.

O. N. JODOCK,
Chairman.

Mr. Jodock moved that the report of the majority be adopted.

Mrs. Rathbun moved, as a substitute motion, that the report of the minority be substituted for the report of the majority, which motion lost.

Roll Call demanded and granted.

ROLL CALL

The question being on the motion of Rathbun, the roll was called and there were ayes, 40; nays, 67; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Peters
Anderson, Sargent	Henrickson	Rathbun
Bettenhausen	Holte	Rue
Born	Isaak	Stoa
Brunsdale	Jardine	Strutz
Correll	Johnston	Sundby, McLean
Cunningham	Lavik	Svingen
Dahl	Lynch	Thompson
Erickson, McKenzie	McKellar	Treffry
Fedje	McManus	Twichell
Fitch	Muus	Wright
Fitzgerald	Nelson, Morton	Young
Flannigan	Noben	
Gilchrist	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Peterson, Bottineau
Anfinson	Homnes	Peterson, Mountrail
Arneson	Jodock	Piper
Bailey	Johnson	Place
Biewer	Jones	Rindy
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Crockett	Larson, Ransom	Schauss
Dittmer	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Smith
Espeland	Lund	Sprenger
Ettestad	McInnes	Steedsmen
Falconer	Morgan	Sticka
Flaten	Nelson, Dickey	Sundby, Renville
Fuglestad	Nelson, Ward	Swett
Gessner	Niewoehner	Swendseid
Hagen	Odegard	Symington
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Olson, Adams	Wolf
Hanson, Stark	Olson, Bowman	Madam Speaker
Hill	Opdahl	
Hillman	Owings	

Absent and not voting:

Messrs.	Messrs.	
Gilbertson	Mostad	Scholl
Jensen	Sandlie	Traynor

So the motion was declared lost.

Mr. Swett served notice of intention to reconsider the vote by which the report of the minority was rejected.

The question being on the motion of Mr. Jodock, that the report of the majority be adopted, the motion prevailed and the report was adopted.

Mr. Flannigan served notice of intention to move for reconsideration of the vote by which the report of the majority was adopted.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations; lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Also,

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Also,

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Also,

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear

before a grand jury or court, when such witnesses are unable to give the security required by the court.

Also,

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Also,

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Also,

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Also,

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Also,

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Also,

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Also,

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such

Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Also,

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Concurrent Resolution No. E.

Also,

Concurrent Resolution No. I: To tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problem of the American people.

Which the House has indefinitely postponed.

Also return:

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 19. 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,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the

amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled

Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Which the House has passed unchanged.

Also return:

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 23. 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,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931. Specifications.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Which the Senate has passed unchanged.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Which the Senate has amended.

Also,

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bills Nos. 69, 168, 225, 313, 342, 152, 154, 112, 17, 32, 275, 34, 124, 215, 235.

Also House Concurrent Resolution No. 10.

Which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 126, 13, and 177.

Also,

The President of the Senate has appointed Senators Fine, Eastgate and Marshall as a Conference Committee to act with a like Committee from the House to confer on the House amendment to Senate Bill No. 18.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Brunsdale moved that the House recess for ten minutes.

Which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

Mr. Peters moved that the Chair appoint a Conference Committee on Senate Bill No. 18.

Which motion prevailed.

The Chair appointed the following committee: Representatives Solberg, Thompson and Sannes.

Mr. Falconer 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.

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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, 7; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Oglesby
Anderson, Sargent	Hanson, Benson	Olson, Adams
Anfinson	Hanson, Stark	Olson, Bowman
Arneson	Henrickson	Opdahl
Bailey	Hill	Owings
Bettenhausen	Hillman	Peterson, Bottincau
Biewer	Holte	Peterson, Mountrail
Born	Isaak	Piper
Broschat	Jardine	Place
Brunsdale	Jodock	Rathbun
Carlson	Johnson	Rindy
Correll	Johnston	Sannes
Crockett	Jones	Savre
Cunningham	Kapfer	Schauss
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Sprenger
Erickson, McKenzie	Lemke	Sticka
Erickson, McLean	Lillehaugen	Stoa
Espelund	Lofthus	Strutz
Falconer	Lund	Sundby, Renville
Flaten	Lynch	Svingen
Fedje	McKellar	Swendsoid
Fitzgerald	Morgan	Symington
Flannigan	Mostad	Thompson
Fuglestad	Muus	Treffry
Gessner	Nelson, Dickey	Twete
Gilbertson	Nelson, Morton	Wolf
Gilchrist	Niewoehner	Young
Godwin	Noben	Madam Speaker
Hagen	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Nelson, Ward	Solberg	Wright
Peters	Steedsman	
Rue	Twichell	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Scholl
Ettestad	McInnes	Sundby, McLean
Fitch	McManus	Swett
Holthusen	Patterson	Traynor
Homnes	Sandlie	

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. 89.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and House Bill No. 89 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; 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, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Bottineau
Anderson, Sargent	Hillman	Peterson, Mountrail
Anfinson	Holte	Piper
Arneson	Homnes	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sandlie
Broschat	Jones	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Dahl	Lemke	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson, McLean	Lund	Sticka
Erickson, McKenzie	Lynch	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Muus	Svingen
Fitch	Nelson, Dickey	Swett
Fitzgerald	Nelson, Morton	Swendseid
Flaten	Nelson, Ward	Symington
Fuglestad	Niewoehner	Thompson
Gessner	Noben	Treffry
Gilbertson	Odegard	Twete
Gilchrist	Oglesby	Twichell
Godwin	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Opdahl	Young
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Mostad
Flannigan	Jensen	Scholl
Holthusen	McManus	Traynor

So the bill passed and the title was agreed to.

Mr. Lavik moved that the House concur in the Senate amendments to House Bill No. 297.

Mr. Twichell moved as a substitute motion that the House do not concur in the Senate amendments to House Bill No. 297.

Which motion prevailed.

Mr. Peters moved that the Chair appoint a Conference Committee to confer with a like Committee from the Senate on House Bill No. 297.

Which motion prevailed.

The Chair appointed the following Committee: Representatives Lavik, Crockett and Holte.

Mr. Homnes moved that the House concur in the Senate amendments to House Bill No. 289.

Which motion prevailed.

Mr. Homnes moved that the rules be suspended and House Bill No. 289 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, 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, 87; nays, 16; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Homnes	Place
Biewer	Isaak	Rathbun
Born	Jardine	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Savre
Correll	Kapfer	Schauss
Crockett	Larson, Nelson	Shurr
Dahl	Lavik	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lofthus	Sprengrer
Erickson, McKenzie	Lynch	Sticka
Erickson, McLean	McInnes	Strutz
Espelund	McKellar	Svingen
Ettestad	Mostad	Swett
Falconer	Muus	Swendseid
Fedje	Nelson, Dickey	Thompson
Fitch	Nelson, Morton	Traynor
Flaten	Nelson, Ward	Treffry
Fuglestad	Niewoehner	Twete
Gessner	Noben	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Olson, Adams	Wright
Godwin	Olson, Bowman	Young
Hagen	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Lemke	Steedsman
Hanson, Barnes	Lund	Stoa
Hanson, Benson	Morgan	Sundby, Renville
Hillman	Oglesby	Symington
Jones	Sandlie	
Larson, Ransom	Sannes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jensen	Scholl
Brunsdale	Johnston	Sundby, McLean
Fitzgerald	McManus	
Flannigan	Owings	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Swendseid moved that the House do not concur in the Senate amendments to House Bill No. 207, and that the Chair appoint a Committee to confer with a like Committee from the Senate as to House Bill No. 207.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Anderson of Logan, Lynch and Espeland.

Mr. Lynch moved that the House concur in the Senate amendments to House Bill No. 93.

Mr. Peterson of Mountrail moved as a substitute motion that the House do not concur in the Senate amendments to House Bill No. 93, and that the Chair appoint a Committee to confer with a like Committee from the Senate as to House Bill No. 93.

Which motion prevailed.

The Chair appointed the following Committee: Representatives Peterson of Mountrail, Brunsdale and Jodock.

Senate Concurrent Resolution No. A-A was read.

Mr. Falconer moved that Senate Concurrent Resolution No. A-A be adopted.

Which motion prevailed.

Senate Concurrent Resolution No. X was read.

Mr. Twete moved that Senate Concurrent Resolution No. X be adopted.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

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 words and figures "one million dollars (\$1,000,000.00)" and insert in lieu thereof the words and figures "Two hundred thousand (\$200,000.00) dollars."

In lines 2 and 3 of the printed bill, strike out the words and figures "one million dollars (\$1,000,000.00)" and insert in lieu thereof the words and figures "Two hundred thousand (\$200,000.00) dollars."

And when so amended recommend the same do pass.

C. H. OPDAHL,
Acting Chairman.

Mr. Opdahl, Acting Chairman, moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Madam Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

C. H. OPDAHL,
Acting Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Madam Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
Chairman.

Mr. Opdahl moved that the report be adopted, which motion prevailed and the report was adopted.

The minority of the Committee on Temperance made the following report:

Madam Speaker: Your Committee on Temperance to whom was referred:

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, line 5 of the engrossed bill, after the word "that" strike out the letter "a" and insert in lieu thereof the word "no".

In line 6, strike out the words "having a population of 5000 or less" and in the same line strike out the word "not" after the word "shall".

In lines 7 and 8 strike out the words "and cities having a population in excess of 5000 may operate two such stores".

Section 4, line 6, after the word "or" insert the word "post". In line 7 after the word "municipality" insert the words "and a contract".

In line 12, after the word "sufficient" insert the following "in no event less than \$5,000.00".

In line 15, after the word "board" insert the words "with the approval of such board".

In line 17, strike out the word "six" and insert in lieu thereof the word "fix".

Section 5, line 2, after the letter "M" insert the words "nor after 4 P. M." In the same line strike out the words "be promptly" and insert the word "remain".

Section 7, line 2, strike out all after the word "packages" and in line 3, strike out the four first words and insert the following: "and shall be delivered upon mail orders only, and no personal delivery shall be".

Section 8, line 2, strike out all after the word "purchaser".

In line 3, strike out everything except the words "give his address."

In line 4, strike out the words "age purchased".

Section 9, line 3, strike out the words "transporting the same thereto," and insert the words "in delivering the same".

And when so amended recommend the same do pass.

L. E. CORRELL,
WM. H. BETTENHAUSEN,
N. McKELLAR,
J. A. ERICKSON.

The majority of the Committee on Temperance made the following report:

Madam Speaker: Your Committee on Temperance to whom was referred:

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Have had the same under consideration and recommend that the same be indefinitely postponed.

BJORN FUGLESTAD,
O. B. LARSON,
ED. A. HILL,
J. E. STOA,
LEWIS HAGEN,
L. C. ODEGARD,
C. O. ARNESON,
M. T. LILLEHAUGEN.

R. E. STRUTZ,
Chairman.

Mr. Strutz moved that the report of the majority be adopted.

Mr. Lynch moved that Senate Bill No. 263 be referred to General Orders.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Were delivered to the Governor on March 2, 1933 at 4:30 o'clock p. m.

W. J. GILCHRIST,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 52, also House Bill No. 89, also House Bill No. 289.

Also inform you that the Speaker has appointed as a conference committee on House Bill No. 297 Representatives Lavik, Crockett and Holte.

Also, the Speaker has appointed as a conference committee on House Bill No. 207, Representatives Anderson of Logan, Lynch and Espeland.

Also, the Speaker has appointed as a conference committee on House Bill No. 93, Representatives Peterson of Mountrail, Brunsdale and Jodock.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that the courtesies of the floor be extended to Capt. Morris Rosenzweig of St. Paul, Minn.

Which motion prevailed.

GENERAL ORDERS

Mr. Traynor 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. Traynor to the chair.

When the committee arose it submitted the following report:

Madam Speaker: Your Committee of the Whole have had under consideration:

Senate Bill No. 307. 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 adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

And recommend that the same be amended as follows:

After the words "A BILL" strike out the title and the enacting clause and lines 1, 2 and 3 of page 1 of the printed bill, and insert in lieu thereof the following:

"FOR AN ACT to amend and re-enact Section 811 of the Supplement to the 1913 Compiled Laws relating to Admission to the Bar, Requiring and Fixing an Annual License Fee, and Authorizing the Disbursement of the Same.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

"Section 1. AMENDMENT.) That Section 811 of the Supplement to the 1913 Compiled Laws be amended and re-enacted to read as follows:

"Section 811. WHO MAY PRACTICE. LICENSE FEE. APPROPRIATION.) No person shall be entitled to practice law or act as attorney or counsellor at law in this State unless such person shall first secure a certificate of admission to the bar. Such certificate shall be issued upon payment of the fee provided therefor and, in addition thereto, the further payment of the annual license fee, the amount of which shall be determined as follows: Whenever at the end of any fiscal year there shall be an unexpended balance in the State Bar Fund, according to the books of the State Auditor, of two thousand dollars (\$2,000.00) or more, the annual license fee for the calendar year beginning on the first day of January following the end of such fiscal year shall be five dollars (\$5.00). If at the end of any fiscal year the balance in the State Bar Fund shall be under two thousand dollars, the annual license fee for the succeeding calendar year beginning January 1st shall be ten dollars (\$10.00).

And when so amended recommend that the same do pass.

Also,

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 15, page 2, strike out the word "excepting" and in lieu thereof insert the word "including."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

And recommend that the same be amended by striking out Section 994 of the engrossed bill.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

And recommend the adoption of the standing committee's amendments as follows:

On page 2, line 15, after the word "of" strike out the words "two years" and insert in lieu thereof the words "one year."

In line 17, on the same page, after the word "said" strike out the words "two years" and insert in lieu thereof the words "one year."

In line 20, after the word "said" strike out the word "two" and insert in lieu thereof the word "one."

And recommend the same be further amended as follows:

In Section 1, page 2, following line 21, "Nothing herein shall be construed to postpone or affect any remedy the creditor may have against any party personally liable for the mortgage debt other than the mortgagors and their grantees."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 2, strike out the word "firm" and insert in lieu thereof the word "association." In line 8 of the same Section strike out the word "gathering" and insert in lieu thereof the word "harvesting." In line 1, Section 2, strike out the word "firm" and insert in lieu thereof the word "association." In line 9 of the same Section strike out the word "firm" and insert in lieu thereof the word "association."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Com-

missioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

In line 34½, between the lines 34 and 35, strike out the word "Warden" and insert in lieu thereof the words "and Fish Commission."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

And recommend the adoption of the standing Committee's amendments as follows:

Engrossed bill insert the following in the places specified below, after extracts: "fruit and sugar syrups and all other patented formulas, syrups and flavors," to be inserted in: Line 2 of the title; Sec. 1, line 5; Sec. 2, line 3; Sec. 2, line 11; Sec. 3, line 4; Sec. 4, line 2; Sec. 4, line 5; Sec. 6, line 5; Sec. 6, lines 18 and 20; Sec. 10, line 3; Sec. 10, 15.

Sec. 2, line 4, Subdivision (1) strike out the words and figures "twenty-five cents (25c)" and insert in lieu thereof "fifteen cents (15c)".

Sec. 2, line 5, Subdivision (2) strike out the words and figures "five cents (5c)" and insert in lieu thereof "two cents (2c)".

Sec. 2, line 6, after the word "beverages" insert "cereal beverage, fruit beverage, carbonate waters, pop, ginger ales, mineral waters, and all other bottled beverages."

Sec. 2, line 7, strike out Subdivisions (a), (b), (c).

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined

in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

And recommend that the same be indefinitely postponed.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

And recommend that the same be indefinitely postponed.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

And recommend the adoption of the standing committee's amendments as follows:

Page 7, Section 14, Line 10, of the engrossed bill, strike out the word "fifteen" and insert in lieu thereof the word "ten".

Strike out all of Section 15 and insert the following:

Section 15. DUTIES, EXAMINATIONS, FEES.) It shall be the duty of the State Examiner to examine at least once a year, and as much oftener as he in his discretion may deem advisable, the books and accounts of the Secretary of State, State Auditor, State Treasurer, Clerk of Supreme Court, Commissioner of Insurance, Commissioner of Agriculture and Labor, Department of University and School Lands, Supply Department of the National Guard, Board of Administration,

State Tax Commissioner, County Treasurers, Clerks of the District Court, County Judges, Registers of Deeds, County Superintendents of Schools, Sheriffs, County Auditors, and Public Administrators.

It shall also be the duty of the State Examiner at least once a year to examine the books and accounts of all City Auditors, City Treasurers, Treasurers of Park Districts, Village Clerks and Village Treasurers in cities and villages having a population of 1000 or more and School District Clerks, Secretaries of Boards of Education, and School District Treasurers in school districts comprising cities or villages having a population of 1000 or more. Provided, however, that the governing board of any such city, park board, village or school district, may provide for such examination by a certified public accountant, and in such case the state examiner shall not be required to make such examination. Copies of the report of such examination made by a certified public accountant shall be filed with the State Bonding Fund, and with the state examiner, not more than thirty days after the date of such examination. Fees for such examination shall be charged by the State Examiner, only for the examination of books and accounts of County Treasurers, Clerks of the District Court, County Judges, Registers of Deeds, County Superintendents of Schools, Sheriffs, County Auditors, Public Administrators, City Auditors, City Treasurers, Treasurers of Park Districts, Village Clerks, Village Treasurers, School District Clerks, Secretaries of Boards of Education, and School District Treasurers, at the rate of \$10.00 per day, for the time actually employed by himself or his deputy in such examination, which fees shall be paid into the State Treasury. On petition of 35% of the electors of any school district, city or village, in which such examinations are not hereinbefore provided for, or at the request of the governing board or chairman thereof, of such political subdivision, it shall be the duty of the State Examiner to examine the books, records and accounts of the Treasurer, and Clerk or Auditor thereof, as the case may be. Fees for such services shall be paid by such school district, city or village at the rate of \$10.00 per day for the time actually employed in making such examination and audit, and said fees shall be paid into the State Treasury.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

And recommend the adoption of the standing committee's amendments as follows:

In the re-engrossed bill on page 2, line 30, strike out the figures "1937" and insert in lieu thereof "1933".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 69. 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.

And recommend the adoption of the standing committee's amendments as follows:

In the engrossed bill in Section 1, line 3, strike out the figures "\$100,480.80" and insert in lieu thereof the figures "\$97,480.80."

In the same Section in line 16, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 19, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 21, strike out the figures "\$100,480.80" and insert in lieu thereof the figures "\$97,480.80."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

And recommend the adoption of the standing committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$24,172.00" and insert in lieu thereof the figures "\$23,172.00."

In line 8 of the engrossed bill, strike out the figures "\$21,000.00" and insert in lieu thereof the figures "\$20,000.00".

In line 10 of the engrossed bill, strike out the figures "\$24,172.00" and insert in lieu thereof the figures "\$23,172.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

And recommend the adoption of the standing committee's amendments as follows:

In Section 1, line 3 of the engrossed bill, strike out the figures "\$125,100.00" and insert in lieu thereof the figures "\$121,194.00." In line 11 of the same section strike out the figures "\$12,800.00" and insert in lieu thereof the figures "\$10,944.00." In line 15, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$300.00." In line 16, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$250.00." In line 17, strike out the figures "\$45,000.00"

and insert in lieu thereof the figures "\$40,000.00." In line 20, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$700.00." In line 26, change the total to "\$121,194.00."

And recommend the same be further amended as follows:

In line 17 of the amendment of the Standing Committee, strike out the figures "\$45,000.00" and insert "\$4,000.00" in lieu thereof.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 50. 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 recommend the adoption of the standing committee's amendments as follows:

In the engrossed bill, line 3, Section 1, strike out the figures "\$4,212.00" and insert in lieu thereof the figures "\$3,832.00." In line 9 of the same Section, strike out the figures "\$2,592.00" and insert in lieu thereof "\$2,462.00." In line 10, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$200.00." In line 14, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$500.00." In line 15, strike out the figures "\$450.00" and insert in lieu thereof the figures "\$400.00." In line 17, strike out the figures "\$4,212.00" and insert in lieu thereof the figures "\$3,832.00."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

And recommend the adoption of the standing committee's amendments as follows:

In Section 1, line 3 of the engrossed bill, strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$21,945.00." In line 7 of the same Section, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$3,840.00." In line 11, strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00." In line 12, before the word "clerks" change the word "Four" to "Two." In the same line, change the figures "\$7,000.00" to "\$2,772.00."

In line 13, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,529.00." In line 14, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,000.00." In line 15, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00." In line 16, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00." In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00." In line 18,

strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00." In line 19, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00." In line 22, strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$21,945.00."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

On pages 4 and 5 of the re-engrossed bill, strike out all of Section 6. Renumber the following sections to the next lower numeral.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 66. 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.

And recommend the adoption of the Standing Committee's amendments as follows:

Amendments to engrossed bill:

In line 3, page 1, strike out the figures "\$218,787.00" and insert in lieu thereof the figures "\$184,899.00."

In line 9, page 1, strike out the figures "\$10,463.80" and insert in lieu thereof the figures "\$8,604.00."

In line 10, page 1, strike out the figures "\$14,140.80" and insert in lieu thereof the figures "\$13,677.00."

In line 11, page 1, strike out the figures "\$50,562.40" and insert in lieu thereof the figures "\$49,418.00."

In line 13, page 1, strike out the figures "\$18,920.00" and insert in lieu thereof the figures "\$17,000.00."

In line 15, page 1, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00."

In line 16, page 1, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 17, page 1, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$13,700.00."

In line 18, page 1, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$300.00."

In line 19, page 2, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 21, page 2, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00."

In line 22, page 2, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,500.00."

In line 25, page 2, strike out the figures "\$45,000.00" and insert in lieu thereof the figures "\$40,000.00."

In line 26, page 2, strike out the figures "\$18,000.00" and insert in lieu thereof the figures "\$12,500.00."

In line 27, page 2, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line 29, page 2, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$5,000.00."

In line 32, page 2, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 33, page 2, strike out the figures "\$224,437.00" and insert in lieu thereof the figures "\$194,049.00."

In line 35, page 2, strike out the figures "\$205,437.00" and insert in lieu thereof the figures "\$175,049.00."

Strike out all of lines 38 and 39, page 2.

Re-number sub-item "4" to read "3".

Re-number sub-item "5" to read "3".

Strike out all of line 47, page 2.

In line 51, page 3, strike out the figures "\$218,787.00" and insert in lieu thereof the figures "\$184,899.00."

And recommend the same be further amended as follows:

Replace dollar sign in page 2, line 32, and consecutively number sections.

And when so amended recommend that the same do pass.

EDWARD TRAYNOR,
Chairman.

Mr. Brunsdale moved that the report of the Committee of the Whole divided as to Senate Bill No. 171.

Which motion prevailed.

Mr. Twete moved that the report of the Committee of the Whole be divided as to Senate Bill No. 171.

Which motion prevailed.

Mr. Twete moved that further action on Senate Bill No. 171 be deferred until after recess.

Which motion prevailed.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

And the Speaker signed the same in the presence of the House.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to:

E. O. Bailey, F. H. Waldo, Lucille Coughlan, W. C. Mills, Ethel Mills, Bismarck; A. J. McInnes, Fargo; Mr. and Mrs. E. J. Stee, Bismarck; Hjalmar Solwick, J. Arthur Engen, Finley; Jean Lee, Peggy Homan, Margaret Maddock, Martha Nattveit, Martha Huber, Esther Greenfield, Gladys Erickson, Angela Matijceek, Bismarck; Edward Pederson, Vong; Don Winzel, Elmer O. Nelson, Osnabrock; Mrs. Geo. Laney, Napoleon; Leonard Johnson, Jamestown; Carl Olson, H. N. Fisher, Bowman; Alice B. Bailey, Bismarck; G. Haller, Woburn; Mrs. E. J. Marks, Flaxton; Mrs. G. Haller, Woburn; Lars Soesert, Adams; John Webber, Wishek; O. M. Olson, Grand Forks; Otto Faust, Mrs. Pete Peterson, Antler; Thomas Shea, Hazelton; Wendelin Volk, Karly Kahl, Selfridge; T. W. Lust, Bismarck; Kiva M. Auerbach, Garrison; F. O. Gentz, Beulah; L. G. Eastman, Hazen; John Ellison, Huff; Marie Schoenleber, Cleo Valder, Enid Godwin, Margaret Gould, Mabel Johnel, Margaret Boehm, E. Carlson, Eleanor Dilger, Caroline Echrath, Frances Herner, Evelyn Schultze, Rose Hoffman, Gertrude Roberts, Mary Schevab, Gene Schulte, Edith Sagmiller, Nora Olson, Russell Peterson, Clarence Petzer, Nancy Randall, Helen Smith, Veronica Grosge-

bauer, Myrtle Goodmansey, Adeline Grainer, Seraphin Fix, Mandan; D. E. McLean, Bismarek; Joseph Augustine, Grand Forks; M. M. Werren, Balta; F. A. Albus, Fessenden; K. Bernard, Jamestown; Maynard Cussy; Ruth Blake, Mandan; R. M. Dolve, Fargo; Esther Hultmeyer, Rev. J. Hultmeyer, Mercer; John Behles, Garrison; J. H. Walker, Turtle Lake.

Mr. Twichell moved that the House recess until 8:00 o'clock p. m..

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

House of Representatives,
Bismarck, North Dakota,
March 2-3, 1933.

The House reconvened at 8:00 o'clock P. M., pursuant to recess taken, Speaker Craig presiding.

Mr. Flannigan moved that the rules be suspended and that the House proceed with third reading of House Bills under unanimous agreement.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all 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, 58; nays, 36; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Homes	Rue
Anderson, Sargent	Isaak	Sandlie
Arneson	Jodock	Schauss
Bailey	Johnson	Solberg
Biewer	Larson, Ransom	Sprenger
Born	Lavik	Sticka
Correll	Lund	Stoa
Endres	Lynch	Strutz
Erickson, McKenzie	Morgan	Sundry, McLean

Messrs.	Messrs.	Messrs.
Erickson, McLean	Muus	Sundry, Renville
Ettestad	Nelson, Dickey	Swendseid
Fedje	Nelson, Morton	Thompson
Fitch	Nelson, Ward	Traynor
Fitzgerald	Niewoehner	Twichell
Gessner	Noben	Wolf
Godwin	Olson, Adams	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Owings	Madam Speaker
Holte	Peters	
Holthusen	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Peterson, Bottineau
Anfinson	Hagen	Peterson, Mountrail
Broschat	Hanson, Barnes	Piper
Carlson	Hanson, Benson	Rindy
Crockett	Johnston	Sannes
Cunningham	Kapfer	Savre
Dahl	Lemke	Shurr
Espeland	Lofthus	Steedsman
Falconer	McInnes	Svingen
Flannigan	Mostad	Symington
Fuglestad	Odegard	Treffry
Gilbertson	Oglesby	Twete

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jensen	Patterson
Brunsdale	Jones	Rathbun
Dittmer	Larson, Nelson	Scholl
Flaten	Lillehaugen	Smith
Hill	McKellar	Swett
Hillman	McManus	
Jardine	Opdahl	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Mr. Endres: Madam Speaker, Senate Bill No. 221 is a very good Bill, especially for Sioux County. It provides for consolidation of counties and parts thereof. Freeholders can petition the County Commission for permission to have their county consolidated with and annexed to any adjoining or partly adjoining County. I vote "aye".

Mr. Falconer: Madam Speaker, I want to change my vote from "aye" to "no". I think this is a measure that is going to open up a lot of controversy over county seats and we will find a lot of townships that will be shifting from one county to another. It is going to stir up a lot of strife and bitter feeling between the people of the different sections and therefore I vote "no".

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

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, 82; nays, 11; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peterson, Mountrail
Anderson, Logan	Holthusen	Piper
Anderson, Sargent	Homnes	Place
Anfinson	Isaak	Rindy
Bailey	Jodock	Rue
Biewer	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Kapfer	Savre
Carlson	Lavik	Schauss
Correll	Lemke	Shurr
Dahl	Lofthus	Solberg
Endres	Lynch	Sprenger
Erickson, McKenzie	McInnes	Steedsman
Erickson, McLean	Morgan	Sticka
Espeland	Mostad	Stoa
Ettestad	Muus	Strutz
Falconer	Nelson, Dickey	Sundby, McLean
Fedje	Nelson, Morton	Sundby, Renville
Fitzgerald	Nelson, Ward	Swendseid
Flannigan	Niewoehner	Thompson
Fuglestad	Noben	Traynor
Gessner	Odegard	Treffry
Gilbertson	Oglesby	Twete
Godwin	Olson, Adams	Twitchell
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Peters	
Henrickson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hagen	Symington
Crockett	Larson, Ransom	Wolf
Cunningham	Lund	Young
Gilchrist	Svingen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Opdahl
Brunsdale	Jensen	Patterson
Dittmer	Jones	Rathbun

Messrs.	Messrs.	Messrs.
Fitch	Larson, Nelson	Scholl
Flaten	Lillehaugen	Smith
Hill	McKellar	Swett
Hillman	McManus	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Lynch moved that the courtesies of the floor be extended to Mr. Gordon Cox of Bismarck, former member of the House.

Which motion prevailed.

Senate Bill No. 67. 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, 85; nays, 5; absent and not voting 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peterson, Bottineau
Anderson, Logan	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Henrickson	Piper
Anfinson	Holte	Place
Arneson	Holthusen	Rindy
Bailey	Homnes	Sandlie
Born	Isaak	Savre
Broschat	Jodock	Schauss
Carlson	Johnson	Shurr
Correll	Johnston	Solberg
Crockett	Kapfer	Sprenger
Cunningham	Larson, Ransom	Steedsman
Dahl	Lavik	Sticka
Endres	Lemke	Stoa
Erickson, McKenzie	Lofthus	Strutz
Erickson, McLean	Lund	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Mostad	Swendseid
Fedje	Muus	Symington
Fitch	Nelson, Dickey	Thompson
Fitzgerald	Nelson, Morton	Traynor
Flannigan	Nelson, Ward	Treffry
Fuglestad	Niewoehner	Twete
Gessner	Noben	Twichell
Gilbertson	Odegard	Wright
Gilchrist	Oglesby	Young
Godwin	Owings	
Hanson, Barnes	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biewer	Olson, Bowman	Madam Speaker
Olson, Adams	Wolf	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jensen	Patterson
Brunsdale	Jones	Rathbun
Dittmer	Larson, Nelson	Rue
Flaten	Lillehaugen	Sannes
Hagen	Lynch	Scholl
Hill	McKellar	Smith
Hillman	McManus	Swett
Jardine	Opdahl	

So the bill passed and the title was agreed to.

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, 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, 81; nays, 9; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Place
Bailey	Isaak	Rindy
Biewer	Jodock	Sandlie
Carlson	Johnson	Sannes
Correll	Johnston	Savre
Crockett	Kapfer	Schauss
Dahl	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	McInnes	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Svingen
Falconer	Muus	Swendseid
Fedje	Nelson, Dickey	Symington
Fitzgerald	Nelson, Morton	Thompson

Messrs.	Messrs.	Messrs.
Flannigan	Nelson, Ward	Traynor
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Oglesby	Wright
Godwin	Olson, Adams	Young
Hagen	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Lund	Stoa
Hanson, Barnes	Piper	Sundby, Renville
Hanson, Benson	Steedsman	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Opdahl
Broschat	Jensen	Patterson
Brunsdale	Jones	Rathbun
Cunningham	Larson, Nelson	Rue
Fitch	Lillehaugen	Scholl
Flaten	Lynch	Smith
Hill	McKellar	Swett
Hillman	McManus	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson, Mountrail
Anderson, Logan	Hill	Piper
Anderson, Sargent	Holte	Place
Arneson	Homnes	Rindy
Bailey	Isaak	Rue
Bettenhausen	Jodock	Sandlee
Biewer	Johnson	Sannes

Messrs.	Messrs.	Messrs.
Born	Johnston	Savre
Broschat	Kapfer	Schauss
Carlson	Larson, Ransom	Shurr
Correll	Lavik	Solberg
Crockett	Lemke	Sprenger
Dahl	Lofthus	Steedsman
Endres	Lund	Sticka
Erickson,McKenzie	Lynch	Stoa
Erickson, McLean	McInnes	Strutz
Espeland	Morgan	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Traynor
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilchrist	Oglesby	Twichell
Godwin	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Owings	Young
Hanson, Benson	Peters	Madam Speaker
Hanson, Stark	Peterson,Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Holthusen	McManus
Brunsdale	Jardine	Opdahl
Cunningham	Jensen	Patterson
Dittmer	Jones	Rathbun
Fitch	Larson, Nelson	Scholl
Gilbertson	Lillehaugen	Smith
Hillman	McKellar	Swett

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

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, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson,Bottineau

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Piper
Arneson	Homnes	Place
Bailey	Isaak	Rindy
Bettenhausen	Jardine	Rue
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Broschat	Johnston	Savre
Carlson	Kapfer	Schauss
Correll	Larson, Ransom	Shurr
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Sticka
Erickson, McLean	Lynch	Stoa
Espelund	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Thompson
Gessner	Niewoehner	Traynor
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Twichell
Hagen	Olson, Adams	Wolf
Hanson, Barnes	Olson, Bowman	Wright
Hanson, Benson	Opdahl	Madam Speaker
Hanson, Stark	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Patterson
Crockett	Jones	Rathbun
Dittmer	Larson, Nelson	Scholl
Fitch	Lillehaugen	Smith
Flaten	McManus	Swett
Hillman	Nelson, Dickey	Young

So the bill passed and the title was agreed to.

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

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, 13; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Olson, Bowman
Anderson, Logan	Hanson, Barnes	Owings

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Benson	Peters
Anfinson	Hanson, Stark	Peterson, Bottineau
Arneson	Henrickson	Peterson, Mountrail
Bailey	Hill	Piper
Bettenhausen	Holte	Place
Biewer	Holthusen	Rindy
Born	Isaak	Sannes
Broschat	Jensen	Savre
Carlson	Jodock	Schauss
Correll	Johnston	Shurr
Crockett	Kapfer	Solberg
Cunningham	Larson, Ransom	Sprenger
Dahl	Lavik	Steedsman
Endres	Lemke	Sticka
Erickson, McKenzie	McInnes	Stoa
Espeland	Morgan	Sundby, Renville
Ettestad	Mostad	Sundby, McLean
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gessner	Odegard	Wolf
Gilbertson	Oglesby	Wright
Gilchrist	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Homnes	Lynch	Traynor
Jardine	McKellar	Twichell
Johnson	Rue	Madam Speaker
Lofthus	Sandlie	
Lund	Strutz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Rathbun
Dittmer	Larson, Nelson	Scholl
Erickson, McLean	Lillehaugen	Smith
Fitch	McManus	Swett
Hagen	Opdahl	Young
Hillman	Patterson	

So the bill passed and the title was agreed to.

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation 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, 75; nays, 23; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Bailey	Isaak	Place
Bettenhausen	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Kapfer	Sandlie
Correll	Larson, Nelson	Sannes
Crockett	Larson, Ransom	Savre
Cunningham	Lavik	Schauss
Dahl	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitch	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Wolf
Godwin	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Rathbun
Biewer	Homnes	Smith
Born	Jardine	Sticka
Ettestad	Nelson, Dickey	Symington
Flaten	Niewoehner	Traynor
Gessner	Oglesby	Twichell
Hanson, Barnes	Peters	Wright
Henrickson	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Patterson
Dittmer	Jones	Scholl
Hagen	Lynch	Swett
Hillman	McManus	Thompson
Jensen	Opdahl	Young

So the bill passed and the title was agreed to.

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have

seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, 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, 80; nays, 19; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Olson, Adams
Anderson, Sargent	Hanson, Stark	Olson, Bowman
Anfinson	Henrickson	Peters
Arneson	Hill	Peterson, Bottineau
Bailey	Holthusen	Piper
Bettenhausen	Isaak	Rindy
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Carlson	Kapfer	Savre
Correll	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Traynor
Fuglestad	Niewoehner	Twichell
Gilbertson	Noben	Young
Gilchrist	Odegard	Madam Speaker
Hagen	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Broschat	Jardine	Steedsman
Cunningham	Johnston	Treffry
Gessner	Nelson, Ward	Twete
Godwin	Owings	Wolf
Hanson, Barnes	Peterson, Mountrail	Wright
Holte	Rathbun	
Homnes	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jones	Place
Brunsdale	Lynch	Scholl
Fitch	McManus	Swett

Messrs.	Messrs.	Messrs.
Hillman	Opdahl	Thompson
Jensen	Patterson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

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, 24; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Peterson, Bottineau
Anderson, Logan	Hanson, Barnes	Peterson, Mountrail
Anfinson	Hanson, Benson	Place
Arneson	Hanson, Stark	Rindy
Bailey	Henrickson	Sandlie
Bettenhausen	Hill	Sannes
Biewer	Holte	Savre
Broschat	Holthusen	Schauss
Carlson	Hommes	Shurr
Correll	Jodock	Smith
Crockett	Larson, Nelson	Solberg
Cunningham	Larson, Ransom	Sprenger
Dahl	Lavik	Steedsman
Dittmer	Lemke	Sticka
Endres	Lillehaugen	Stoa
Erickson, McKenzie	Lofthus	Strutz
Erickson, McLean	Lund	Sundby, McLean
Espeland	McInnes	Sundby, Renville
Ettestad	Mostad	Svingen
Falconer	Nelson, Ward	Swendseid
Fedje	Noben	Treffry
Fitzgerald	Odegard	Twete
Flannigan	Oglesby	Wolf
Flaten	Olson, Adams	Young
Fuglestad	Olson, Bowman	
Gilchrist	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Lynch	Rathbun
Gessner	McKellar	Rue
Gilbertson	Morgan	Symington

Messrs.	Messrs.	Messrs.
Hagen	Muus	Traynor
Isaak	Nelson, Dickey	Twichell
Jardine	Nelson, Morton	Wright
Johnson	Niewoehner	Madam Speaker
Johnston	Peters	
Kapfer	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Patterson
Brunsdale	Jones	Scholl
Fitch	McManus	Swett
Hillman	Opdahl	Thompson

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State 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, 92; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Olson, Adams
Anderson, Sargent	Henrickson	Olson, Bowman
Anfinson	Hill	Owings
Arneson	Holte	Peters
Bailey	Holthusen	Peterson, Bottineau
Bettenhausen	Homnes	Peterson, Mountrail
Biewer	Isaak	Piper
Born	Jardine	Rindy
Broschat	Jodock	Rue
Carlson	Johnson	Sandlie
Correll	Johnston	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsmen
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	McKellar	Sundby, Renville
Fitch	Morgan	Svingen
Fitzgerald	Mostad	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Traynor
Gessner	Nelson, Morton	Treffry

Messrs.	Messrs.	Messrs.
Gilbertson	Nelson, Ward	Twete
Gilchrist	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Barnes	Odegard	Young
Hanson, Benson	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.
Lynch	Twichell
Rathbun	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Sannes
Brunsdale	Jones	Scholl
Fedje	McManus	Solberg
Flannigan	Opdahl	Swett
Godwin	Patterson	Thompson
Hillman	Place	

So the bill passed and the title was agreed to.

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

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, 65; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Endres	McInnes
Anderson, Logan	Falconer	McKellar
Anderson, Sargent	Fitzgerald	Noben
Anfinson	Gessner	Odegard
Arneson	Godwin	Olson, Bowman
Bailey	Hagen	Peterson, Bottineau
Bettenhausen	Hanson, Benson	Place
Carlson	Hanson, Stark	Rathbun
Correll	Lavik	Swendseid
Crockett	Lillehaugen	Symington
Dahl	Lofthus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biewer	Jodock	Rue
Born	Johnson	Sandlie
Broschat	Johnston	Savre
Cunningham	Kapfer	Schauss
Dittmer	Larson, Nelson	Shurr

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Larson, Ransom	Smith
Erickson, McLean	Lemke	Sprenger
Espeland	Lund	Steedsman
Ettestad	Lynch	Stoa
Fedje	Morgan	Strutz
Flaten	Mostad	Sundby, McLean
Fuglestad	Muus	Sundby, Renville
Gilbertson	Nelson, Dickey	Svingen
Gilchrist	Nelson, Morton	Traynor
Hanson, Barnes	Niewoehner	Treffry
Henrickson	Oglesby	Twete
Hill	Olson, Adams	Twichell
Holte	Owings	Wolf
Holthusen	Peters	Wright
Homnes	Peterson,Mountrail	Young
Isaak	Piper	Madam Speaker
Jardine	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Solberg
Fitch	Nelson, Ward	Sticka
Flannigan	Opdahl	Swett
Hillman	Patterson	Thompson
Jensen	Sannes	
Jones	Schol	

So the bill was declared lost.

Mr. Twichell moved that the vote by which Senate Bill No. 181 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal 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, 78; nays, 19; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Logan	Homnes	Peterson,Bottineau
Anderson, Sargent	Jardine	Peterson,Mountrail
Anfinson	Jodock	Piper
Bailey	Johnson	Place
Biewer	Johnston	Rathbun
Broschat	Kapfer	Rindy
Carlson	Larson, Nelson	Sandlie
Correll	Larson, Ransom	Savre

Messrs.	Messrs.	Messrs.
Cunningham	Lemke	Schauss
Dahl	Lillehaugen	Shurr
Endres	Lofthus	Smith
Erickson, McKenzie	Lund	Sprenger
Erickson, McLean	McInnes	Steedsman
Ettestad	McKellar	Strutz
Fitch	Mostad	Sundby, McLean
Flannigan	Morgan	Sundby, Renville
Flaten	Muus	Svingen
Gessner	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Symington
Gilchrist	Niewoehner	Traynor
Godwin	Noben	Treffry
Hagen	Oglesby	Twete
Hanson, Barnes	Olson, Adams	Twichell
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Fitzgerald	Odegard
Bettenhausen	Fuglestad	Rue
Born	Henrickson	Sticka
Dittmer	Hill	Stoa
Espeland	Isaak	Wolf
Falconer	Lynch	
Fedje	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Solberg
Crockett	McManus	Swett
Hillman	Opdahl	Thompson
Holte	Patterson	Young
Jensen	Sannes	
Jones	Scholl	

So the bill passed and the title was agreed to.

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, 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, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Olson, Bowman
Anderson, Logan	Henrickson	Opdahl

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Owings
Anfinson	Hillman	Peters
Arneson	Holte	Peterson, Bottineau
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Homnes	Piper
Biewer	Isaak	Place
Born	Jardine	Rathbun
Broschat	Jodock	Rindy
Carlson	Johnson	Sandlie
Correll	Johnston	Savre
Crockett	Jones	Schauss
Cunningham	Kapfer	Shurr
Dahl	Larson, Nelson	Smith
Dittmer	Larson, Ransom	Sprenger
Endres	Lavik	Steedsman
Erickson, McKenzie	Lemke	Sticka
Erickson, McLean	Lillehaugen	Strutz
Espeland	Lofthus	Sundby, McLean
Ettestad	Lund	Sundby, Renville
Falconer	McInnes	Svingen
Fedje	McKellar	Swendseid
Fitch	Morgan	Symington
Fitzgerald	Mostad	Traynor
Flaten	Muus	Treffry
Fuglestad	Nelson, Dickey	Twete
Gessner	Nelson, Morton	Twichell
Gilbertson	Nelson, Ward	Wolf
Gilchrist	Niewoehner	Wright
Godwin	Noben	Young
Hagen	Odegard	Madam Speaker
Hanson, Barnes	Oglesby	
Hanson, Benson	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Patterson	Stoa
Flannigan	Rue	Swett
Jensen	Sannes	Thompson
Lynch	Scholl	
McManus	Solberg	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause 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, 93; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Niewoehner
Anderson, Logan	Hanson, Benson	Odegard
Anderson, Sargent	Hanson, Stark	Oglesby
Anfinson	Henrickson	Olson, Adams
Bailey	Hill	Olson, Bowman
Bettenhausen	Hillman	Opdahl
Biewer	Holte	Owings
Born	Holthusen	Peters
Broschat	Isaak	Peterson, Bottineau
Carlson	Jardine	Peterson, Mountrail
Correll	Jodock	Place
Crockett	Johnston	Rindy
Cunningham	Jones	Rue
Dahl	Kapfer	Sandlie
Endres	Larson, Nelson	Savre
Erickson, McKenzie	Larson, Ransom	Schauss
Erickson, McLean	Lavik	Shurr
Espeland	Lemke	Sprenger
Ettestad	Lillehaugen	Sticka
Falconer	Lofthus	Stoa
Fedje	Lund	Strutz
Fitch	Lynch	Sundby, McLean
Fitzgerald	McInnes	Sundby, Renville
Flannigan	McKellar	Svingen
Flaten	Morgan	Swett
Fuglestad	Mostad	Swendseid
Gessner	Muus	Symington
Gilbertson	Nelson, Dickey	Treffry
Gilchrist	Nelson, Morton	Twete
Godwin	Nelson, Ward	Young
Hagen	Noben	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dittmer	Rathbun	Twichell
Homnes	Smith	Wolf
Johnson	Steedsman	Wright
Piper	Traynor	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arneson	McManus	Scholl
Brunsdale	Patterson	Solberg
Jensen	Sannes	Thompson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927,

relating to limit of property that may be acquired by Fraternal 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, 57; nays, 41; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Owings
Anderson, Logan	Godwin	Nelson, Ward
Anderson, Sargent	Hanson, Stark	Odegard
Anfinson	Hill	Opdahl
Bailey	Hillman	Peters
Bettenhausen	Holte	Peterson, Mountrail
Biewer	Holthusen	Place
Born	Homnes	Rindy
Broschat	Jodock	Savre
Carlson	Johnston	Schauss
Correll	Jones	Smith
Crockett	Kapfer	Sprenger
Falconer	Larson, Nelson	Sticka
Fedje	Lavik	Symington
Fitch	Lemke	Traynor
Fitzgerald	McInnes	Twete
Flannigan	Morgan	Wolf
Gilbertson	Mostad	Wright
Gilchrist	Muus	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Johnson	Rathbun
Cunningham	Larson, Ransom	Rue
Dahl	Lillehaugen	Shurr
Dittmer	Lofthus	Steedsman
Endres	Lund	Stoa
Erickson, McLean	McKellar	Strutz
Espeland	Nelson, Dickey	Sundby, McLean
Flaten	Nelson, Morton	Sundby, Renville
Fuglestad	Niewoehner	Svingen
Gessner	Noben	Swendseid
Hanson, Barnes	Oglesby	Treffry
Hanson, Benson	Olson, Adams	Twichell
Isaak	Olson, Bowman	Madam Speaker
Jardine	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Sannes
Erickson, McKenzie	McManus	Scholl
Ettestad	Patterson	Solberg
Henrickson	Peterson, Bottineau	Swett
Jensen	Sandlie	Thompson

So the bill passed and the title was agreed to.

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of 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, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Hillman	Owings
Anderson, Sargent	Holte	Peters
Anfinson	Holthusen	Peterson, Bottineau
Arneson	Homnes	Peterson, Mountraii
Bettenhausen	Isaak	Piper
Biewer	Jardine	Place
Born	Jodock	Rindy
Broschat	Johnson	Rue
Carlson	Johnston	Sandlie
Correll	Jones	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espelund	Lund	Strutz
Falconer	Lynch	Sundby, McLean
Fedje	McInnes	Sundby, Renville
Fitzgerald	McKellar	Svingen
Flannigan	Morgan	Swendseid
Flaten	Mostad	Symington
Fuglestad	Muus	Traynor
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hagen	Noben	Wright
Hanson, Benson	Odegard	Young
Hanson, Barnes	Oglesby	Madam Speaker
Hanson, Stark	Olson, Adams	
Henrickson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	McManus	Solberg
Brunsdale	Patterson	Swett
Ettestad	Rathbun	Thompson
Fitch	Sannes	
Jensen	Scholl	

So the bill passed and the title was agreed to.

Mr. Lynch moved that Senate Bill No. 247 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, 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, 55; nays, 45; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Anderson, Logan	Holte	Peterson, Mountrail
Bailey	Homnes	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rue
Born	Jodock	Sandlie
Broschat	Johnson	Savre
Carlson	Johnston	Schauss
Correll	Lavik	Smith
Cunningham	Lemke	Sprenger
Falconer	Lynch	Steedsman
Fitzgerald	McKellar	Sticka
Flannigan	Morgan	Sundby, McLean
Flaten	Mostad	Symington
Fuglestad	Muus	Twichell
Gilbertson	Nelson, Morton	Wright
Gilchrist	Olson, Bowman	Young
Godwin	Opdahl	
Hanson, Barnes	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Henrickson	Odegard
Anfinson	Hill	Oglesby
Arneson	Hillman	Olson, Adams
Crockett	Holthusen	Peterson, Bottineau
Dahl	Jones	Piper
Dittmer	Kapfer	Rindy
Endres	Larson, Nelson	Shurr
Erickson, McKenzie	Larson, Ransom	Stoa

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lillehaugen	Strutz
Espeland	Lofthus	Sundby, Renville
Fedje	Lund	Svingen
Fitch	McInnes	Swendseid
Gessner	Nelson, Dickey	Traynor
Hagen	Nelson, Ward	Treffry
Hanson, Benson	Niewoehner	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Patterson	Thompson
Ettestad	Sannes	Twete
Jensen	Scholl	Wolf
McManus	Solberg	
Noben	Swett	

So the bill was declared lost.

Mr. Stoa moved that the vote by which Senate Bill No. 258 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

Mr. Peterson of Mountrail moved a call of the House.

Which motion prevailed.

Roll call disclosed the following Representatives absent: Brunsdale, Jensen, McManus, Patterson and Scholl.

Mr. Lynch moved that further proceedings under the call of the House be dispensed with.

Which motion prevailed.

Mr. Lynch moved that the rules be suspended for the purpose of amending Senate Bill No. 247.

Which motion prevailed.

Mr. Lynch moved that Senate Bill No. 247 be amended by striking out section 2 of the engrossed bill and inserting in lieu thereof Section 2 of the printed bill.

Which motion prevailed.

Mr. Lynch moved that the rules be suspended and that Senate Bill No. 247 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

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, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Opdahl
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Rathbun
Bettenhausen	Homnes	Rindy
Biewer	Isaak	Rue
Born	Jardine	Sandlie
Broschat	Jodock	Sannes
Carlson	Johnson	Savre
Correll	Johnston	Schauss
Crockett	Jones	Shurr
Cunningham	Kapfer	Smith
Dahl	Larson, Nelson	Solberg
Dittmer	Larson, Ransom	Sprenger
Endres	Lavik	Sticka
Erickson, McKenzie	Lemke	Stoa
Erickson, McLean	Lillehaugen	Strutz
Espeland	Lofthus	Sundby, McLean
Ettestad	Lund	Svingen
Fuglestad	Lynch	Swett
Falconer	McInnes	Swendseid
Fedje	McKellar	Symington
Fitch	Morgan	Thompson
Fitzgerald	Mostad	Traynor
Flannigan	Muus	Treffry
Flaten	Nelson, Dickey	Twete
Gessner	Nelson, Morton	Twichell
Gilbertson	Niewoehner	Wolf
Gilchrist	Noben	Wright
Godwin	Odegard	Young
Hagen	Oglesby	
Hanson, Barnes	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Benson	Owings	Sundby, Renville
Nelson, Ward	Place	Madam Speaker
Olson, Bowman	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Scholl
Jensen	Patterson	

So the bill passed and the title was agreed to.

Mr. Lynch moved that the vote by which Senate Bill No.

247 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The House returned to the Eighth Order of Business.

Mr. Flannigan moved that the report of the Committee of the Whole as to Senate Bill No. 171 be adopted.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and Senate Bill No. 171 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; 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, 74; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Olson, Adams
Anderson, Logan	Gilchrist	Olson, Bowman
Anderson, Sargent	Godwin	Opdahl
Anfinson	Hagen	Owings
Arneson	Hanson, Benson	Peterson, Bottineau
Bailey	Hanson, Stark	Peterson, Mountrail
Bettenhausen	Henrickson	Place
Biewer	Hill	Rindy
Born	Isaak	Sandlie
Broschat	Jodock	Sannes
Carlson	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Erickson, McLean	Lund	Strutz
Espeland	McInnes	Sundby, McLean
Ettestad	Morgan	Sundby, Renville

Messrs.	Messrs.	Messrs.
Falconer	Mostad	Svingen
Fedje	Nelson, Ward	Treffry
Fitzgerald	Niewoehner	Twete
Flannigan	Noben	Wolf
Fuglestad	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Rue
Correll	Jones	Smith
Flaten	Lynch	Steedsman
Gessner	McKellar	Swett
Hanson, Barnes	Muus	Swendseid
Hillman	Nelson, Dickey	Symington
Holte	Nelson, Morton	Thompson
Holthusen	Oglesby	Traynor
Homnes	Peters	Twichell
Jardine	Piper	Wright
Johnson	Rathbun	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	McManus	Scholl
Jensen	Patterson	

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which Senate Bill No. 171 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Fedje moved that the vote by which Senate Bill No. 258 was lost be reconsidered.

Which motion prevailed.

Mr. Swett moved that the Senate be requested to return Senate Bill No. 258.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Which the House has passed unchanged.

Also return:

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Also,

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for

the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 129.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding asso-

ciations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

MESSAGES FROM THE SENATE

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Also,

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Also

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating

a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a Conference Committee on House Bill No. 297 Senators Greene, Plath and Lind.

Also the President of the Senate has appointed as a Conference Committee on House Bill No. 207 Senators Burkhart, Fowler, and Erickson of Kidder.

Also the President of the Senate has appointed as a Conference Committee on House Bill No. 93 Senators Fine, Miklethun and Brunsdale.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills Nos. 20, 48, 120, 175, 179, 190, 215, 222, 288, 319, 329, 330, 331, 123, 156, 141, and Senate

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Concurrent Resolution No. H, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House Amendment to Senate Bill No. 107.

Also,

The Senate has voted to recall from the House for further consideration House Bill No. 276, which the Senate has previously indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Twichell moved that the House grant the request of the Senate for the return of Senate Bill No. 276.

Which motion prevailed.

Mr. Fedje moved that the House reconsider the vote by which Senate Bill No. 258 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swett moved that the Senate be requested to return Senate Bill No. 258.

Which motion prevailed.

Mr. Hendrickson moved that the House reconsider the vote by which Senate Bill No. 8 was indefinitely postponed.

Which motion prevailed.

Mr. Flannigan moved that the Senate be requested to return Senate Bill No. 8.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate

J. K. BROSTUEN,
P. J. MURPHY,
GUST WOG.

For the House

OLE ETTESTAD,
F. W. ERICKSON,
K. A. FITCH.

Mr. Ettestad moved that the report be accepted, which motion prevailed and the report was accepted.

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, of the title, after the word "Companies" add a comma and insert the following: "State Fire and Tornado Fund."

In Section 1, line 9, after the word "Companies" add a comma and insert the following: "State Fire and Tornado Fund or in Old Line Fire Insurance Companies; provided that no such insurance may be so placed by any school board or township board except in Companies duly authorized under the laws of the State to do business in the State of North Dakota."

Strike out all of the House amendments.

For the Senate

P. J. MURPHY,
NELS MAGNUSON,
L. O. FREDRICKSON.

For the House

R. A. OWINGS,
J. E. STOA,
M. H. HOLTE.

And when so amended recommend the same do pass.

R. A. OWINGS,
Chairman.

Mr. Owings moved that the report be accepted, which motion prevailed and the report was accepted.

Mr. Twichell moved that the rules be suspended and that Senate Bill No. 102 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

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, 1; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Opdahl
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Peters
Anfinson	Hill	Peterson, Bottineau
Bailey	Hillman	Peterson, Mountrail
Bettenhausen	Holthusen	Piper
Biewer	Homnes	Place
Born	Isaak	Rathbun
Broschat	Jardine	Rindy
Brunsdale	Jodock	Rue
Carlson	Johnson	Sandlie
Crockett	Johnston	Savre
Cunningham	Jones	Solberg
Dahl	Kapfer	Sprenger
Endres	Larson, Nelson	Steedsman
Erickson, McKenzie	Larson, Ransom	Stoa
Erickson, McLean	Lavik	Strutz
Espeland	Lemke	Sundby, McLean
Ettestad	Lillehaugen	Sundby, Renville
Falconer	Lofthus	Svingen
Fedje	Lund	Swendseid
Fitzgerald	McKellar	Symington
Flannigan	Morgan	Traynor
Flaten	Mostad	Treffry
Fuglestad	Nelson, Dickey	Twete
Gessner	Nelson, Morton	Twichell
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Wright
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.

Arneson

Absent and not voting:

Messrs.

Correll
Dittmer
Fitch
Holte
Jensen
Lynch
McInnes

Messrs.

McManus
Muus
Nelson, Ward
Niewoehner
Patterson
Sannes
Schauss

Messrs.

Scholl
Shurr
Smith
Sticka
Swett
Thompson
Young

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that in line 14, the Senate accept the House amendment of \$500.00. in lieu of \$620.00. In line 10, Senate accept the House amendment to strike out all of line 10. In line 11, the Senate accepts House amendment to strike out \$500.00 and to place in lieu thereof \$375.00. In line 13 and line 3, strike out the figures \$12,500.00 and insert in lieu thereof \$10,000.00. In line 16, (Total) strike out the figures \$22,320.00 and insert in lieu thereof the figures \$19,325.00.

For the House

H. R. SOLBERG,
R. C. SANNES,
J. M. THOMPSON.

For the Senate

C. W. FINE,
J. E. EASTGATE,
A. S. MARSHALL.

And when so amended recommend the same do pass.

H. R. SOLBERG,
Chairman.

Mr. Godwin moved that the report be accepted.

Mr. Crockett moved, as a substitute motion, that the House do not accept the report of the Conference Committee on Senate Bill No. 18.

Which motion was lost.

The question being on the motion of Mr. Godwin, that the report be accepted, the motion prevailed, and the report was accepted.

Mr. Twete moved that the rules be suspended and that Senate Bill No. 18 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries 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, 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.
Anderson, Logan	Hanson, Benson	Odegard
Anderson, Sargent	Hanson, Stark	Oglesby
Anfinson	Hill	Opdahl
Arneson	Holte	Owings
Bailey	Holthusen	Peters
Bettenhausen	Homnes	Peterson, Bottineau
Biewer	Isaak	Peterson, Mountrail
Born	Jardine	Piper
Broschat	Johnson	Rathbun
Brunsdale	Johnston	Rindy
Carlson	Jones	Sandlie
Dahl	Kapfer	Sannes
Dittmer	Larson, Nelson	Shurr
Endres	Larson, Ransom	Smith
Erickson, McKenzie	Lavik	Solberg
Erickson, McLean	Lofthus	Sprenger
Espelund	Lund	Steedsman
Ettestad	Lynch	Sticka
Falconer	McKellar	Swendseid
Fitzgerald	Morgan	Symington
Flannigan	Mostad	Thompson
Fuglestad	Muus	Traynor
Gilbertson	Nelson, Dickey	Treffry
Gilchrist	Nelson, Morton	Twete
Godwin	Nelson, Ward	Twichell
Hagen	Niewoehner	Wright
Hanson, Barnes	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Lillehaugen	Sundby, Renville
Fedje	Olson, Bowman	Svingen
Henrickson	Stoa	Wolf
Jodock	Strutz	Madam Speaker
Lemke	Sundby, McLean	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Savre
Correll	McInnes	Schauss
Cunningham	McManus	Scholl
Fitch	Olson, Adams	Swett
Flaten	Patterson	Young
Gessner	Place	
Hillman	Rue	

So the bill passed and the title was agreed to.

Mr. Fedje: "Madam Speaker: I have been a stock raiser and heavily interested in livestock and I have every reason to believe that that is an industry and that we should encourage in North Dakota, but when they come to appropriate large sums of money for something that doesn't sell for hardly anything—a hide of a cow or a horse, or the cow or horse itself will not pay the expenses of the feed, and when it comes to appropriating this amount of money for someone to come out and examine them, I wouldn't do justice to myself and other stock raisers in voting for this appropriation, and I vote 'no'."

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the House concur with the Senate amendments.

For the Senate
E. E. GREENE,
JOHN G. PLATH,
ALEX LIND.

For the House
W. M. CROCKETT,
M. H. HOLTE,
A. N. LAVIK,

JOHN G. PLATH,
Chairman.

Mr. Twichell moved that the report be accepted, which motion prevailed and the report was accepted.

Mr. Flannigan moved that the rules be suspended and that House Bill No. 297 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred

Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

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, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Opdahl
Anderson, Sargent	Hillman	Owings
Anfinson	Holte	Peters
Arneson	Holthusen	Peterson,Bottineau
Bailey	Homnes	Peterson,Mountrail
Born	Isaak	Piper
Broschat	Jardine	Place
Brunsdale	Jodock	Rathbun
Carlson	Johnson	Rindy
Correll	Johnston	Sandlie
Crockett	Jones	Sannes
Dahl	Kapfer	Shurr
Dittmer	Larson, Nelson	Smith
Endres	Larson, Ransom	Solberg
Erickson,McKenzie	Lavik	Sprenger
Erickson, McLean	Lemke	Steedsman
Espeland	Lillehaugen	Sticka
Ettestad	Lofthus	Stoa
Falconer	Lund	Strutz
Fedje	Lynch	Sundby, McLean
Fitzgerald	McKellar	Sundby, Renville
Flannigan	Morgan	Svingen
Fuglestad	Mostad	Symington
Gessner	Muus	Thompson
Gilbertson	Nelson, Dickey	Traynor
Gilchrist	Nelson, Morton	Treffry
Godwin	Nelson, Ward	Twete
Hagen	Niewoehner	Twichell
Hanson, Barnes	Noben	Wolf
Hanson, Benson	Odegard	Wright
Hanson, Stark	Oglesby	Madam Speaker
Henrickson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Savre
Bettenhausen	McInnes	Schauss
Biewer	McManus	Scholl
Cunningham	Olson, Adams	Swett
Fitch	Patterson	Swendseid
Flaten	Rue	Young

So the bill passed and the title was agreed to.

Mr. McKellar moved that the House recess until 9:00 o'clock A. M.

Which motion prevailed.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

The House reconvened at 9:00 o'clock a. m., pursuant to recess taken, Speaker Craig presiding.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section

1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and

Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 8. 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. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year

of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 48. 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. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

And the Speaker signed the same in the presence of the House.

Mr. Flannigan, chairman of the Committee on Highways and Bridges, called attention to failure to report Senate Bill No. 313 within time limit.

Senate Bill No. 313 was placed in General Orders.

Mr. Traynor moved that the House proceed to third reading of Senate Bills, under a unanimous agreement.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

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, 41; nays, 39; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hillman	Nelson, Morton
Anfinson	Holthusen	Nelson, Ward
Arneson	Johnson	Olson, Adams
Bettenhausen	Johnston	Opdahl
Born	Jones	Peters
Brunsdale	Kapfer	Rathbun

Messrs.	Messrs.	Messrs.
Dahl	Larson, Ransom	Schauss
Dittmer	Lavik	Sticka
Erickson,McKenzie	Lemke	Strutz
Falconer	Lund	Symington
Fitzgerald	McKellar	Thompson
Gessner	McManus	Traynor
Gilchrist	Mostad	Wolf
Hanson, Stark	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Endres	Lillehaugen	Sannes
Fedje	Niewoehner	Savre
Flannigan	Noben	Solberg
Fuglestad	Odegard	Sprenger
Gilbertson	Oglesby	Stoa
Hagen	Olson, Bowman	Sundby, Renville
Hanson, Barnes	Owings	Svingen
Hanson, Benson	Peterson,Bottineau	Swendseid
Henrickson	Peterson,Mountraii	Treffry
Hill	Piper	Twete
Isaak	Place	Twichell
Jodock	Rindy	Wright
Larson, Nelson	Sandlie	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Ettestad	Morgan
Anderson, Logan	Fitch	Nelson, Dickey
Bailey	Flaten	Patterson
Biewer	Godwin	Rue
Broschat	Holte	Scholl
Carlson	Homnes	Shurr
Correll	Jardine	Smith
Crockett	Jensen	Steedsman
Cunningham	Lofthus	Sundby, McLean
Erickson, McLean	Lynch	Swett
Espelund	McInnes	Young

So the bill was declared lost.

Mr. Twichell: Madam Speaker, I vote "no" for the purpose of reconsideration.

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Was read the third time.

Mr. McKellar moved that further consideration of Senate Bill No. 296 be indefinitely postponed.

Which motion lost.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 56; nays, 41; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Opdahl
Anderson, Sargent	Isaak	Owings
Arneson	Jensen	Place
Born	Johnston	Rathbun
Brunsdale	Jones	Sannes
Carlson	Kapfer	Savre
Dahl	Larson, Nelson	Smith
Dittmer	Larson, Ransom	Sprenger
Espeland	Lavik	Sticka
Ettestad	Lillehaugen	Strutz
Falconer	Lofthus	Sundby, McLean
Fitzgerald	Lund	Swendseid
Fuglestad	McManus	Symington
Gilchrist	Mostad	Twete
Hagen	Muus	Twichell
Hanson, Barnes	Niewoehner	Wolf
Hanson, Stark	Noben	Young
Henrickson	Oglesby	Madam Speaker
Hill	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Jodock	Piper
Bailey	Johnson	Rindy
Bettenhausen	Lemke	Sandlie
Endres	Lynch	Schauss
Erickson, McKenzie	McKellar	Solberg
Erickson, McLean	Morgan	Steedsmann
Fedje	Nelson, Dickey	Stoa
Flannigan	Nelson, Morton	Sundby, Renville
Gessner	Odegard	Svingen
Gilbertson	Olson, Bowman	Thompson
Godwin	Patterson	Traynor
Hanson, Benson	Peters	Treffry
Hillman	Peterson, Bottineau	Wright
Holthusen	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitch	Rue
Biewer	Flaten	Scholl
Broschat	Homnes	Shurr
Correll	Jardine	Swett
Crockett	McInnes	
Cunningham	Nelson, Ward	

So the bill was declared lost.

A special message from Governor Langer addressed to the members of the legislative assembly was received.

Mr. Flannigan moved that the Governor's Message be printed in the Journal.

Which motion prevailed.

March 3, 1933.

To the Twenty-third Legislative Assembly,
Members of the House and Senate:

The present administration and Legislature were elected after a campaign in which definite promises and pledges were made to the people of this State. These promises and pledges must be kept. Faith must not be broken.

Almost all the pledges in respect to legislation have now been fulfilled by your honorable body. However, on this, the last day of the session, the assembly finds itself without the necessary legislation to safeguard the State's financial integrity. This, too, in face of closed schools, failing ad valorem taxes and weakened citizen morale.

It is most imperative that tax legislation be passed which will produce real money to meet every State obligation.

Bills have been introduced which if prudently considered would have taken care of this serious situation, but unfortunately, even yesterday the Legislature has refused to ratify measures which would have thoroughly taken care of the necessities.

There is yet time to recall this essential tax legislation and pass it to your credit and lasting benefit to your State.

Should you fail in your duty in this respect, it will be necessary for me to call you in special session so that the task, now not yet accomplished, may be completed.

The cost of a special session would be ample for the school needs of many children and the responsibility for such disregard of our children will not easily be excused by the people of our State, and that responsibility is yours.

I realize that this is a time of extraordinary stress and you are beset with many personal anxieties but these tribulations must not blind you to your duties.

There is a Bill now before you, namely, Senate Bill No. 271, which will in a measure help to provide public funds. Also I recommend that you recall the indefinitely postponed sales tax bill and pass it with rates adequate to take care of the deficiencies that are bound to accrue in real estate bond interest and sinking funds, in which the State's financial integrity is so intimately involved.

I refer to Senate Bill No. 315, which is an emergency replacement measures limited to operation to two years and while it meets with some opposition in this period of stringency it is the only means available to accomplish your purpose.

The present is no time for political differences, no time for personal animosities. Our schools must continue to ring with the voices of our children. The financial structure must

be maintained. North Dakota bonds must soar from 76 to par. I leave these matters in your hands.

Yours sincerely,

WILLIAM LANGER,
Governor.

The Speaker announced that a Committee from the Farmers' State Relief Conference had requested an audience at 2:00 o'clock p. m., for the purpose of presenting certain demands.

Mr. Flannigan moved that the House receive the delegation and accord them 30 minutes time and that it be made a Special Order of Business for 2:00 o'clock p. m.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of

North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 48. 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,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Which the Speaker has signed.

Also transmit:

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 334. A Bill for an Act Permitting the Receiving of Evidence from a Person Occupying a Confidential Position Upon Waiver by the Heirs or Representatives of the Deceased Person.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing

Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to inform you that the House has voted to recall from the Senate for further consideration Senate Bill No. 258, also Senate Bill No. 8, which the House has previously indefinitely postponed.

Also return House Bill No. 276 as requested.

Also, Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 18, also Senate Bill No. 102, also House Bill No. 297.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

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, 20; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jensen	Piper
Arneson	Kapfer	Place
Bailey	Larson, Nelson	Rathbun
Bettenhausen	Larson, Ransom	Rindy
Broschat	Lavik	Sannes
Carlson	Lemke	Savre
Dahl	Lillehaugen	Schauss
Dittmer	Lofthus	Shurr
Endres	Lund	Solberg
Ettestad	McInnes	Sprenger
Espeland	McKellar	Symington
Falconer	McManus	Stoa
Fedje	Mostad	Strutz
Fitch	Muus	Sundby, McLean
Fuglestad	Nelson, Dickey	Sundby, Renville
Gilbertson	Nelson, Morton	Swendseid
Gilchrist	Nelson, Ward	Thompson
Hagen	Niewoehner	Treffry
Godwin	Noben	Twichell
Hanson, Stark	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Madam Speaker
Henrickson	Olson, Bowman	
Hill	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Johnston	Steedsman
Crockett	Jones	Sticka
Erickson, McKenzie	Lynch	Svingen
Gessner	Morgan	Traynor
Holte	Owings	Twete
Holthusen	Peters	Young
Johnson	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Peterson, Mountrail
Biewer	Flannigan	Rue
Brunsdale	Flaten	Sandlie
Correll	Homnes	Scholl
Cunningham	Jardine	Swett
Erickson, McLean	Jodock	

So the bill passed and the title was agreed to.

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured

persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tort feason or tort feasons; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tort feasons and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

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, 37; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Peters
Anfinson	Holte	Place
Arneson	Holthusen	Schauss
Bailey	Homnes	Smith
Born	Jensen	Solberg
Brunsdale	Jodock	Sprenger
Cunningham	Johnson	Steedsman
Dahl	Johnston	Stoa
Dittmer	Jones	Strutz
Endres	Lillehaugen	Sundby, McLean
Espelund	Lofthus	Sundby, Renville
Ettestad	McKellar	Svingen
Fedje	McManus	Symington
Fitzgerald	Mostad	Thompson
Flannigan	Muus	Traynor
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Godwin	Niewoehner	Wright
Hagen	Patterson	Young
Henrickson	Piper	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Jardine	Olson, Bowman
Bettenhausen	Kapfer	Owings
Broschat	Larson, Nelson	Peterson, Mountrail
Carlson	Larson, Ransom	Rathbun
Erickson, McLean	Lavik	Rindy
Falconer	Lemke	Sannes
Fuglestad	Lund	Savre
Gilchrist	McInnes	Shurr
Hanson, Barnes	Morgan	Swendseid
Hanson, Benson	Nelson, Dickey	Treffry
Hanson, Stark	Odegard	Wolf
Hillman	Oglesby	
Isaak	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Flaten	Sandlie
Biewer	Lynch	Scholl
Correll	Noben	Sticka
Crockett	Opdahl	Swett
Erickson,McKenzie	Peterson,Bottineau	
Fitch	Rue	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Twete moved that Senate Bill No. 270 be referred to General Orders.

Which motion prevailed.

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:

Madam Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

All amendments to engrossed bill:

Page 1, line 3, strike out the figures "\$173,345.99" and insert in lieu thereof the figures "\$187,375.00."

Page 1, line 9, strike out the figures "\$18,138.40" and insert in lieu thereof the figures "\$16,483.00."

Page 1, line 10, strike out the figures "\$156,456.59" and insert in lieu thereof the figures "\$174,001.00."

Page 1, line 17, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,600.00."

Page 1, line 19, strike out the figures "\$360.00" and insert in lieu thereof the figures "\$200.00."

Page 2, line 6, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$700.00."

Page 2, line 8, strike out the figures "\$900.00" and insert in lieu thereof the figures "\$700.00."

Page 2, line 10, strike out the figures "\$250,345.99" and insert in lieu thereof the figures \$265,375.00."

Page 2, line 12, strike out the figures "\$163,345.99" and insert in lieu thereof the figures "\$178,375.00."

Page 2, line 14, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,000.00."

Page 2, line 16, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

Page 2, line 21, strike out the figures "\$173,345.99" and insert in lieu thereof the figures "\$187,375.00."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 75. 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.

And recommend the adoption of the standing committee's amendments as follows:

All amendments to engrossed bill:

Page 1, Sec. 1, line 3, strike out the figures \$132,657.89 and insert the figures \$116,006.00.

Line 10, strike out the figures \$12,151.59 and insert the figures \$13,009.00.

Line 11, strike out the figures \$88,686.30 and insert the figures \$87,478.00.

Line 12, strike out the figures \$19,600.00 and insert the figures \$19,409.00.

Line 17, strike out the figures \$400.00 and insert the figures \$360.00.

Line 1, page 2, strike out the figures \$1,800.00 and insert the figures \$1,550.00.

Line 3, page 2, strike out the figures \$300.00 and insert the figures \$200.00.

Line 5, page 2, strike out the figures \$1,600.00 and insert the figures \$1,400.00.

Line 12, page 2, strike out the figures \$147,657.89 and insert the figures \$146,426.00.

Line 14, page 2, strike out the figures \$107,657.89 and insert the figures \$106,426.00.

Line 19, page 2, strike out the words "Power Plant" and add an "s" to the word "improvement". Same line, strike out the figures \$19,000.00 and insert the figures \$4,000.00.

Line 21, page 2, strike out the figures \$500.00 and insert the figures \$400.00.

Line 24, page 2, strike out the figures \$400.00 and insert the figures \$320.00.

Line 26, page 2, strike out the figures \$500.00 and insert the figures \$400.00.

Line 27, page 2, strike out the figures \$700.00 and insert the figures \$560.00.

Line 31, strike out the figures \$132,657.89 and insert the figures \$116,006.00.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

All amendments to engrossed bill:

Page 1 line 3 strike out the figures \$127,261.92 and insert the figures \$101,947.00.

Page 1 line 9 strike out the figures \$14,783.20 and insert the figures \$10,331.00.

Page 1 line 10 strike out the figures \$96,728.72 and insert the figures \$84,409.00.

Page 1 line 11 strike out the figures \$20,000.00 and insert the figures \$14,137.00.

Page 1 line 15 strike out the figures \$1500.00 and insert the figures \$1320.00.

Page 1 line 17 strike out the figures \$5500.00 and insert the figures \$4600.00.

Page 1 line 19 strike out the figures \$300 and insert the figures \$200.00.

Page 2 line 7 strike out the figures \$1500.00 and insert the figures \$1000.00.

Page 2 line 8 strike out the figures \$1500 and insert the figures \$1000.00.

Page 2 line 9 strike out the figures \$1500.00 and insert the figures \$1000.00.

Page 2 line 11 strike out the figures \$174,611.92 and insert the figures \$149,297.00.

Page 2 line 13 strike out the figures \$119,611.92 and insert the figures \$94,297.00.

Page 2 line 32 strike out the figures \$127,261.92 and insert the figures \$101,947.00.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

And recommend the adoption of the standing committee's amendments as follows:

All amendments to engrossed bill:

Page 1:

Line 3 Section 1 strike out the figures \$58,950.72 and insert the figures \$54,774.00.

Line 9 strike out the figures \$8746.48 and insert the figures \$9340.00.

Line 10 strike out the figures \$56,641.72 and insert the figures \$58,376.00.

Line 11 strike out the figures \$14,367.52 and insert the figures \$15,018.00.

Line 13 strike out the figures \$10,000.00 and insert the figures \$9,000.00.

Line 17 strike out the figures \$2800.00 and insert the figures \$2520.00.

Page 2:

Line 1 strike out the figures \$270.00 and insert the figures \$200.00.

Strike out all of line 7 page 2.

Line 11 strike out the figures \$109,160.72 and insert the figures \$104,979.00.

Line 13 strike out the figures \$55,160.72 and insert the figures \$50,979.00.

Line 20 strike out the figures \$1200.00 and insert the figures \$1125.00.

Line 24 strike out the figures \$58,950.72 and insert the figures \$54,774.00.

And recommend the same be further amended as follows:

Reinsert line 7, page 2 of the engrossed bill as follows:
Instructors in Common School\$ 5,760.00

Correct line 11 to read:
Total Maintenance 110,739.00

Correct line 13 to read:	
Net Maintenance	56,739.00
Correct line 24 to read:	
Total	60,534.00

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

And recommend the adoption of the standing committee's amendments as follows:

Amendments to engrossed bill.

Line 3, Section 1 page 1 strike out the figures "\$72,934.54" and insert in lieu thereof the figures "\$76,460.00".

Line 8 page 1 strike out the figures 9644.80 and insert the figures \$10,273.00.

Line 9 page 1 strike out the figures \$68,903.74 and insert the figures \$73,367.00.

Line 10 page 1 strike out the figures \$11,216.00 and insert the figures \$11,025.00.

Line 13 page 1 strike out the figures \$5,000 and insert the figures \$4,950.

Line 14 page 1 strike out the figures \$1,200 and insert the figures \$1,170.

Line 16 page 1 strike out the figures \$2,700.00 and insert the figures \$2,340.00.

Line 1 page 2 strike out the figures \$270.00 and insert the figures \$200.00.

Line 3 page 2 strike out the figures \$7,000.00 and insert the figures \$6300.00.

Line 4 page 2 strike out the figures \$350.00 and insert the figures \$400.00.

Line 5 page 2 strike out the figures \$1100.00 and insert the figures \$1000.00.

Line 6 page 2 strike out the figures \$400.00 and insert the figures \$450.00.

Line 7 page 2 strike out the figures \$2700.00 and insert the figures \$3000.00.

Line 9 page 2 strike out the figures \$126,984.54 and insert the figures \$130,975.00.

Line 13 page 2 strike out the figures \$4200.00 and insert the figures \$3825.00.

Line 17 page 2 strike out the figures \$650.00 and insert the figures \$560.00.

Line 19 page 2 strike out the figures \$72,934.54 and insert the figures \$76,450.00.

And recommend the same be further amended as follows:

On line 11 page 2 strike out the figures \$65,000 and insert the figures \$65,975 in lieu thereof.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

And recommend the adoption of the Standing Committee's amendments as follows:

All amendments to engrossed bill:

Page 1, line 3, strike out the figures \$57,793.64 and insert the figures \$58,396.00.

Page 1, line 9, strike out the figures \$7,988.80 and insert the figures \$8,870.00.

Page 1, line 10, strike out the figures \$30,208.00 and insert the figures \$30,671.00.

Page 1, line 11, strike out the figures \$4,131.84 and insert the figures \$4,050.00.

Page 1, line 17, strike out the figures \$1,350.00 and insert the figures \$1,110.00.

Page 1, line 19, strike out the figures \$250.00 and insert the figures \$200.00.

Page 2, line 2, strike out the figures \$900.00 and insert the figures \$600.00.

Page 2, line 5, strike out the figures \$270.00 and insert the figures \$200.00.

Page 2, line 13, strike out the figures \$65,973.64 and insert the figures \$66,576.00.

Page 2, line 15, strike out the figures \$55,973.64 and insert the figures \$56,576.00.

Page 2, line 22, strike out the figures \$50.00 and insert the figures \$100.00.

Page 2, line 23, strike out the figures \$100.00 and insert the figures \$50.00.

Page 2, line 25, strike out the figures \$57,793.64 and insert the figures \$58,396.00.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

And recommend the adoption of the standing committee's amendments as follows:

In the title strike out everything after the figures "1913" in the 8th line.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

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 words and figures "one million dollars (\$1,000,000.00)" and insert in lieu thereof the words and figures "Two hundred thousand (\$200,000.00) dollars."

In lines 2 and 3 of the printed bill, strike out the words and figures "one million dollars (\$1,000,000.00)" and insert in lieu thereof the words and figures "Two hundred thousand (\$200,000.00) dollars."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11,

19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, line 9, strike out the words "three thousand" and insert "twenty-four hundred".

On page 3, subsection (c), line 5, strike out the "period" following the word "county", and insert "or to the registrar".

On page 8, subsection (d), line 4, following the word "Dakota", add "a distance of more than five miles".

And the further amendments:

In the title of the bill in the last two lines after the word "emergency" strike out the comma, insert a period, and strike out the balance of the section.

In line 3, page 21, after the word "approval", strike out the comma, insert a period, and strike out the balance of the section.

In lines four and five of the title of the bill, and whenever same appears in the body of the bill, strike out the words "Clerks of Court" and insert in lieu thereof the words "Register of Deeds."

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

And recommend the adoption of the standing committee's amendments as follows:

In the engrossed bill on page 3, section 3, line 6, strike out the word "or" following the word "livestock", insert "or other agricultural products".

On page 5, line 1, Section 8, following the word "filing," strike out the comma and insert a period (.). Strike out all of lines 2 and 3.

On page 6, Section 11, strike out the first three lines of the section.

On page 7, Section 15, line 7, strike out the word "or" and insert a comma (.). Following the word "livestock" insert "or other agricultural products".

In Section 17, line 4, strike out the word "shall" and insert the word "may". In line 5, strike out the word "twenty" and insert the word "ten". In line 6, following the word "filing", strike out the balance of the line and all of line 7 and insert a period.

In line 9, strike out the word "ten" and insert "five". On page 10, Section 25, in lines 11, 13, and 15, strike out the words "or permit,".

On page 11, Section 26, line 5, following the word "bond" insert "written by company authorized to write such insurance or bond in the State of North Dakota".

On page 12, Section 27, line 26, strike out the word "monthly" and insert "quarterly".

On page 14, Section 33, line 4, strike out the word "shall" and insert "may".

And recommend the same be further amended as follows:

In Section 28, after the word "consumption" in line 4, strike out balance of line 4, all of line 5 and line 6 to and including the word "nor." Strike out all of Section 36.

On page 8, Section 15, line 9, strike out the words "to farm."

On Page 16, in the first line 9, following the word "health" strike out the balance of the line and all of lines 10, 11 and 12.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

And recommend the following amendment to the engrossed bill:

In Section 5, line 2, after the words "9:00 A. M." insert the following: "And shall close promptly at 9:00 P. M. and shall be closed on Sundays and legal holidays."

And when so amended recommend the same do pass as messaged from the Senate and as amended by the Committee of the Whole.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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:

Amendments to the engrossed bill:

Page 1, line 3, strike out the figures \$190,383.85 and insert the figures \$181,621.61.

Page 1, line 9, strike out the figures \$17,268.48 and insert the figures \$16,468.00.

Page 1, line 10, strike out the figures \$172,163.40 and insert the figures \$169,212.00.

Page 1, line 11, strike out the figures \$36,737.36 and insert the figures \$36,737.00.

Page 1, line 14, strike out the figures \$28,000.00 and insert the figures \$27,000.00.

Page 1, line 16, strike out the figures \$2,000.00 and insert the figures \$1,800.00.

Page 1, line 18, strike out the figures \$6,500.00 and insert the figures \$6,400.00.

Page 1, line 20, strike out the figures \$360.00 and insert the figures \$200.00.

Page 2, line 3, strike out the figures \$4,000.00 and insert the figures \$3,600.00.

Page 2, line 5, strike out the figures \$1,800.00 and insert the figures \$1,350.00.

Page 2, line 6, strike out the figures \$283,469.24 and insert the figures \$277,407.00.

Page 2, line 8, strike out the figures \$166,469.24 and insert the figures \$160,407.00.

Page 2, line 16, strike out the figures \$1,500.00 and insert the figures \$1,000.00.

Page 2, line 22, strike out the figures \$8,000.00 and insert the figures \$6,000.00.

Page 2, line 24, strike out the figures \$190,383.85 and insert the figures \$181,621.61.

And recommend the same be further amended as follows:

In line 3, page 2, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$600.00".

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

And recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
Chairman.

Mr. Swett moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved that the House reconsider the vote by which Senate Bill No. 266 was indefinitely postponed.

Mr. Gilbertson moved that the motion of Mr. Flannigan be laid on the table.

Which motion prevailed.

Mr. Hanson of Barnes moved that all absent members be excused.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 3, 1933.

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. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank

of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Very truly yours,

WILLIAM LANGER,
Governor.

Mr. Swett moved that the House do now adjourn.

Which motion prevailed.

SIXTIETH DAY

House of Representatives,
Bismarck North Dakota,

March 3, 1933.

The House convened at 2:00 p. m., pursuant to adjournment taken, Speaker Craig presiding.

Prayer by the Chaplain, Rev. Ellis L. Jackson.

Roll Call: All members present except Representatives Brunsdale, Cunningham, Holte, Jardine, McInnes, McKellar, McManus, Muus, Oglesby, Rathbun, Scholl and Twete.

The Committee on Revision and Correction of the Journal made the following report:

Madam 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 11, line 6, correct spelling of words "nays".

And when so corrected recommend that the same be approved.

EDW. SAVRE,
Chairman.

Mr. Hagen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Correll moved to recess subject to the call of the chair.

Which motion prevailed.

The House reconvened at 2:20 p. m., Speaker Craig presiding.

SPECIAL ORDER OF BUSINESS

The following resolutions and demands of the Farmers' Relief Conference were presented by Mr. Ashbel Ingerson, secretary, and following an address by Mr. Jasper Haaland, chairman, Mr. Godwin moved that same be printed in the Journal.

Which motion prevailed.

NORTH DAKOTA FARMERS RELIEF CONFERENCE

PREAMBLE TO DEMANDS

We farmer delegates of North Dakota have united upon a program of action for which we declare ourselves ready to fight to the last ditch. The North Dakota Farmers Conference which draws up this program has deliberately excluded business men, politicians, and salaried farm "leaders" who have different interests to serve than those of dirt farmers. Just as deliberately we have called for advice from accredited representatives of city unemployed workers, white and colored, because we realize that they are fighting the same forces which are attempting to crush us. We declare ourselves ready to unite our strength with farmers and city workers of the whole country.

Knowing that our power lies in united mass action, we are determined to smash all prejudices which may be used to divide us. We have rubbed out county and state lines. To us no farmer though he come from across the continent is called an "outsider". On the contrary we want real farmer speakers and organizers to keep moving across the country carrying the message of united mass action.

When the agents of the business men and the bankers try to raise the "red scare" by attacking our program as "radical", we know that they are really trying to divide our ranks. We don't care what our program is called so long as our case is just and it fills our basic needs. We are a united front of rank and file farmers of all political parties and all farm organizations, and we will call on all farmers everywhere to unite with us to win better living conditions for our families.

We the farmers of North Dakota are faced with distress, cold, and starvation as our reward for producing a great portion of the nation's spring wheat and other crops. We resent this unnecessary suffering in the midst of plenty. We declare ourselves disgusted and in revolt against the bankers and other business men whose mad scramble for profits has brought on this ruin. We the farmers believe the city workers will unite with us in forcing drastic changes in our economic system which has always held farmers and workers alike in a condition of poverty. We believe that our labor in producing food entitles us to a high standard of living. These demands are just a beginning, they only cover our most pressing immediate needs. But we will not rest until we have won not only relief, and full security of our homes and property, but also our rightful share of the great wealth of this country.

In this emergency we expect the legislature of North Dakota to sweep aside all obstacles and take action on these demands. If necessary a special session must be called at once. If the legislature fails, we must take action ourselves to protect the homes and lives of all farmers and workers.

PROGRAM OF THE NORTH DAKOTA FARMERS RELIEF CONFERENCE

Bismarck, North Dakota
March 1-2-3, 1933

WE FARMERS are making three basic demands:

1. We demand speedy relief from the present distress.
2. We demand security in the possession of our farm, stock, machinery, and household goods.
3. We demand a rise in our standards of living by a fair participation in the national wealth.

Grouped under these three heads, our demands follow:

1. RELIEF

1. Cash Relief: Today on thousands of North Dakota farms there is no cash with which to buy clothes or fuel, or repair drafty, leaky houses. Whole families are badly clothed and badly fed and when these conditions bring on sickness there is no money for medicine or dental care. Cash Relief must immediately be appropriated to cover the needs of all such families during the period between now and when the legislature convenes again.

2. Relief in Kind: Much of the relief required by both farmers and city unemployed is food products and supplies. These should be bought directly from the farmers at a price above the cost of production. The processing and transportation of these food products and other relief supplies should be handled so as to prevent profits to the food monopolies and transportation companies during the period of the economic crisis.
3. Administration of Relief for Farmers: We demand that the determination of how much relief is needed by each family, and the administration of that relief be placed in the hands of local committees of rank and file farmers and workers who need relief and who have no political or business interests to serve. These committees must be selected by a mass meeting of all the farmers and workers.
4. Source of Relief Funds: In answer to the statements made by professional relief organizations that it is impossible to raise a large amount necessary for relief, we demand that amongst others the following sources of funds be tapped:
 - (a) Heavy tax on high incomes, industries and corporations.
 - (b) Reconstruction Finance Corporation.
 - (c) Diversion of funds appropriated for the County Agent and Agricultural Extension Department to relief.

II. SECURITY

1. No Evictions: Because of this national crisis, the legislature must declare all foreclosures, seizure of property and evictions illegal until March 1, 1935, as affecting farmers and workers.
2. Debt Holiday: Cancellation of all back farm taxes, feed and seed loans, and delinquent interest on notes and mortgages. A moratorium until March 1, 1935, on delinquent farm taxes, mortgage payments, interest and rents for all farmers living on and operating such farms.
3. No deficiency Judgments: We demand the unconditional repeal of the deficiency judgment law, covering all cases dating back to July 1, 1929.
4. Voting Rights: Cancellation or moratorium of taxes or debts shall not be used as a basis for limiting any citizen's voting rights.

III. RISE IN STANDARD OF LIVING

1. Abolition of the state militia, the funds for its support to be transferred to public schools.

2. Recognizing that when farmers sell their crops, and when city consumers buy food supplies, that both are robbed there should be formed a price-regulating body of actual consumers and farmers whose duty it shall be to reduce prices to consumers and raise prices for all farm products sold.
3. (a) The defeat of any legislation attempting to raise farm prices by putting an increased load on the consumer, leaving middlemen their usual swollen profits.
- (b) The defeat of any legislation which attempts to curtail the production of food on the theory that there is a "surplus." We declare that with 15,000,000 unemployed city workers and their families, many of whom are suffering hunger, and with serious undernourishment in many farming sections, any talk of a "surplus" of food is a heinous crime.
- (c) We go on record against the various forms of the Domestic Allotment Plan because they propose both to load the burden on the consumer without touching the middlemen, and also because they propose to cut production sharply.
4. Enactment of legislation supplying production credit to all farmers so as to insure a basis for national consumption at normal levels. This credit must not be restricted to those farmers who still have collateral. It should be administered by local committees of rank and file farmers.
5. We demand that all elementary and secondary schools be kept open.

RESOLUTIONS

1. BE IT RESOLVED that this Conference go on record as supporting the demands of workers and farmers for immediate cash relief, medical, dental and hospital care, old-age and disabled pensions and social insurance.
2. BE IT RESOLVED, that this Conference go on record in favor of any and all measures that will loosen the grip of the power trust and give power rights without restriction to the people of the State.
3. WHEREAS, at a time when the farmers in the United States are suffering from starvation and misery, the United States government is expending millions on war preparations. And whereas munitions are being sent from the United States to Japan and to the warring countries of South America, which countries have been instigated by British and American imperialists in their rivalry for world supremacy. And whereas in the Far East, American Imperialism is trying to seize territory, resources and markets at the expense of other imperialist powers,

BE IT RESOLVED, that the Farmers' Relief Conference go on record as absolutely opposed to all imperialistic wars and therefore, we demand that all military forces of our Government be immediately removed from any foreign land, and also we demand the immediate transferring of all war funds to relief and educational purposes.

4. BE IT RESOLVED, that we demand a law to be passed to the effect that those who advocate imperialistic war must serve actively on the front. Those people who are opposed or have no desire to participate in any imperialistic war be exempted from active service.
5. BE IT RESOLVED that we the Farmers and Workers of North Dakota assembled at the North Dakota State Relief Conference hereby declare our solidarity with the workers and farmers of the world regardless of race, color, or creed in their struggle for economic freedom from their common enemy, the Capitalist Class and especially with the masses of China and Germany at the present time.
6. BE IT RESOLVED that we the delegates to North Dakota State Relief Conference vigorously oppose the imprisonment and persecution of Tom Mooney, the Scottsboro boys and other political prisoners. And demand their immediate unconditional release.
7. BE IT RESOLVED that this Conference demands that our Government immediately recognize the Soviet Union.
8. WE DEMAND the repeal of all Vagrancy Laws now on the Statute Books of the State of North Dakota.
9. We, farmers and workers, of North Dakota believe that the soldiers' bonus is very small return for the disruption and risk of life which the soldiers underwent when business men were making war profits. We, therefore, demand the immediate payment of the bonus by the Federal Government.

PLAN OF ACTION

These demands are made to meet the emergency with which we are now faced. We are not willing to permit a condition to go on for long in which we are continually forced to fight for relief, while everything we need surrounds us in the greatest abundance. Yet as we face the future, we see no basis for expecting an improvement so long as the profit system goes on. There is no reason for expecting that the foreign markets which have been lost will be regained. There is no outlook for the reemployment of the 15,000,000 workers who now have no income. Therefore we are not urging plans for issuing currency or a dozen other schemes which do not change the cause of our distress.

Permanent relief from these terrible conditions can only come when a farmers and workers government comes into

power which will control all production and distribution for use and not for profit. This will insure that farmers and workers receive their full share of the wealth which they produce. In a democracy all power is rightfully ours. We propose to use it.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith Senate Bill No. 194 and Senate Bill No. 195, which the President of the Senate has signed and your signature is respectfully requested.

Also return the following House Bills: Nos. 160, 151, 344, 110 and 84, which the President of the Senate has signed.

Also return Senate Bill No. 258 and Senate Bill No. 8, as requested by the House.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at

Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Which the Senate has amended.

Also,

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Also,

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Com-

piled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Which the Senate has amended.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota

for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Which the Senate has passed unchanged.

Also,

House Bill No. 8. 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. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at Sau Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native

Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 7. 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.

Also,

House Bill No. 13. 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. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per

Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Which the Senate has amended.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following House Bills: Nos. 177, 128, 91, 180, 176, 147, 146, 127, 107, 103, 138, 205, 184, 81, 70, 27, which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a new conference committee on House Bill No. 93, Senators Miklethun, Drew and Olson.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has adopted the report of the Senate and House conference committees on Senate Bills Nos. 18, 118 and 102.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a conference committee to act with a like committee of the House, Senators Fredrickson, Hamilton, Brostuen, Burkhart, Fowler, Bonzer and Watt for the purpose of considering a message from the Governor.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 105 and 135.

Also, the President of the Senate has appointed as a conference committee on Senate Bill No. 47, Senators Fredrickson, Atkins and Erickson of Kidder.

Also the President has appointed as a conference committee on Senate Bill No. 23, Senators Magnuson, Dubay and Atkins.

Also, the President has appointed as a conference committee on Senate Bill No. 167 Senators Erickson of Kidder, Stucke and Gronvold.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Fedje moved that the House do not concur in the Senate amendments to Senate Bill No. 167, and that the Chair appoint a Conference Committee of three to confer with a like committee from the Senate as to Senate Bill No. 167.

Which motion prevailed .

The Chair appointed the following committee: Representatives Savre, Dahl and Smith.

Mr. Swett moved that the House do not concur in the Senate amendments to Senate Bill No. 47, and that the Chair appoint a Conference Committee to confer with a like committee from the Senate as to Senate Bill No. 47.

Which motion prevailed .

The Chair appointed the following committee: Representatives Flannigan, Aljets and Peters.

Mr. Swett moved that the Chair appoint a Conference Committee to confer with a like committee from the Senate as to the Governor's Special Message to the Legislature.

Which motion prevailed.

The Chair appointed the following committee: Representatives Swett, Lynch, Peterson of Mountrail, Ettetstad, Brunsdale and Thompson.

Mr. Swett moved that the Chair appoint a Conference Committee of three to confer with a like committee of the Senate on Senate Bills Nos. 23, 25 and 26.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Lemke, Traynor and Strutz.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and fail to agree and ask that the Committee be discharged.

Senate

FINE,
MIKLETHUN,
BRUNSDALE.

House

PETERSON, of Mountrail,
BRUNSDALE,
JODOCK.

Mr. Peterson of Mountrail moved that the report of the Conference Committee be accepted, the Conference Committee discharged and a new Conference Committee appointed.

Which motion prevailed.

The Chair appointed the following committee: Representatives Wolf, Erickson of McKenzie, and Piper.

Mr. Twete moved that the House do not concur in the Senate amendments to House Bill No. 134 and that the Speaker appoint a committee to confer with a like committee from the Senate as to House Bill No. 134.

Mr. Solberg moved, as a substitute motion, that the House do concur in the Senate amendments to House Bill No. 134.

Which motion lost.

The question being on the motion of Mr. Twete, the motion prevailed.

The Speaker appointed the following Conference Committee on House Bill No. 134: Representatives Twete, Niewoehner and Correll.

Mr. Jardine moved that the House do concur in the Senate amendments to House Bill No. 7.

Mr. Hagen moved, as a substitute motion, that the House do not concur in the Senate amendments to House Bill No. 7 and that the Speaker appoint a Conference Committee to confer with a like committee from the Senate as to House Bill No. 7.

Which motion prevailed.

The Chair appointed the following committee: Representatives Thompson, Anderson of Sargent and Opdahl.

Mr. Crockett moved that the House do concur in the Senate amendments to House Bill No. 13.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 13 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 13. 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, as amended, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Oglesby
Anderson, Sargent	Henrickson	Olson, Adams
Anfinson	Hill	Olson, Bowman
Arneson	Hillman	Opdahl
Bailey	Holte	Owings
Bettenhausen	Holthusen	Patterson
Biewer	Isaak	Peterson, Bottineau
Born	Jardine	Piper
Broschat	Jensen	Place
Carlson	Jodock	Rathbun
Correll	Johnston	Rindy
Crockett	Jones	Sandlie
Cunningham	Kapfer	Sannes
Dahl	Larson, Nelson	Savre
Dittmer	Larson, Ransom	Schauss
Endres	Lavik	Shurr
Erickson, McKenzie	Lillehaugen	Smith
Erickson, McLean	Lofthus	Solberg
Espeland	Lund	Sprenger
Falconer	McKellar	Sticka
Fedje	McManus	Stoa
Fitzgerald	Morgan	Sundby, McLean
Flaten	Mostad	Sundby, Renville
Fuglestad	Muus	Swendseid
Gessner	Nelson, Dickey	Symington
Gilbertson	Nelson, Morton	Treffry
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wright
Hanson, Barnes	Noben	Young
Hanson, Benson	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Svingen	Wolf	
Twete		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Scholl
Brunsdale	Lemke	Steedsman
Ettestad	Lynch	Strutz
Fitch	McInnes	Swett
Flannigan	Peters	Thompson
Hagen	Peterson, Mountrail	Traynor
Homnes	Rue	

So the bill passed and the title was agreed to.

Mr. Lillehaugen moved that the House concur in the Senate amendments to House Bill No. 74.

Which motion prevailed.

Mr. Lillehaugen moved that the rules be suspended and House Bill No. 74 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings 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, 82; nays, 7; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Oglesby
Anderson, Sargent	Hill	Opdahl
Anfinson	Hillman	Olson, Adams
Arneson	Holte	Olson, Bowman
Biewer	Holthusen	Owings
Born	Isaak	Patterson
Carlson	Jardine	Sandlie
Correll	Jensen	Sannes
Crockett	Jodock	Savre
Cunningham	Johnson	Schauss
Dahl	Johnston	Shurr
Dittmer	Jones	Smith
Endres	Kapfer	Solberg
Erickson, McLean	Larson, Nelson	Sprenger
Erickson, McKenzie	Larson, Ransom	Steedsman
Espeland	Lavik	Sticka
Falconer	Lillehaugen	Stoa
Fedje	Lund	Sundby, McLean
Fitzgerald	McKellar	Svingen

Messrs.	Messrs.	Messrs.
Flaten	McManus	Swendseid
Fuglestad	Morgan	Treffry
Gessner	Mostad	Twete
Gilbertson	Muus	Wolf
Gilchrist	Nelson, Morton	Wright
Godwin	Nelson, Ward	Young
Hagen	Niewoehner	Madam Speaker
Hanson, Benson	Noben	
Hanson, Stark	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Rathbun	Symington
Hanson, Barnes	Rindy	
Piper	Sundby, Renville	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lemke	Place
Bailey	Lofthus	Rue
Broschat	Lynch	Scholl
Brunsdale	McInnes	Strutz
Ettestad	Nelson, Dickey	Swett
Fitch	Peters	Thompson
Flannigan	Peterson, Bottineau	Traynor
Homnes	Peterson, Mountrail	Twichell

So the bill passed and the title was agreed to.

Mr. Sandlie moved that the House concur in the Senate amendments to House Bill No. 195.

Which motion prevailed.

Mr. Sandlie moved that the rules be suspended and House Bill No. 195 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a 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, 85; nays, 6; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Patterson
Anderson, Sargent	Hillman	Place
Anfinson	Holte	Rathbun

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Rindy
Bailey	Isaak	Rue
Born	Jodock	Sandlie
Carlson	Johnston	Sannes
Correll	Jones	Savre
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dahl	Lavik	Smith
Dittmer	Lillehaugen	Solberg
Endres	Lund	Sprenger
Erickson,McKenzie	McKellar	Steedsman
Erickson, McLean	McManus	Sticka
Espeland	Morgan	Stoa
Falconer	Mostad	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Treffry
Gilbertson	Noben	Twete
Gilchrist	Odegard	Twichell
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Young
Hanson, Benson	Olson, Bowman	Madam Speaker
Hanson, Stark	Opdahl	
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Piper
Fitch	Jensen	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Peterson,Mountrail
Biewer	Kapfer	Scholl
Broschat	Lemke	Strutz
Brunsdale	Lofthus	Swett
Ettestad	Lynch	Thompson
Flannigan	McInnes	Traynor
Godwin	Peters	
Homnes	Peterson,Bottineau	

So the bill passed and the title was agreed to.

Mr. Place moved that the vote by which House Bill No. 195 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Anderson of Sargent moved that the House concur in the Senate amendments to House Bill No. 323.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and

House Bill No. 323 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

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, 1; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Owings
Anderson, Sargent	Holthusen	Patterson
Anfinson	Isaak	Piper
Arneson	Jardine	Place
Bailey	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Johnston	Sannes
Carlson	Jones	Savre
Cunningham	Kapfer	Schauss
Dahl	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lund	Sprenger
Erickson, McLean	McKellar	Steedsman
Espeland	McManus	Sticka
Falconer	Morgan	Stoa
Fedje	Mostad	Sundry, Renville
Fitch	Muus	Svingen
Fitzgerald	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Odegard	Wolf
Hanson, Barnes	Oglesby	Wright
Hanson, Stark	Olson, Adams	Young
Henrickson	Olson, Bowman	Madam Speaker
Hill	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Benson		
Absent and not voting:		
Aljets	Hillman	Peterson, Mountrail
Broschat	Homnes	Sandlie

Messrs.	Messrs.	Messrs.
Brunsdale	Lavik	Scholl
Correll	Lemke	Strutz
Crockett	Lofthus	Sundby, McLean
Ettestad	Lynch	Swett
Flannigan	McInnes	Thompson
Gessner	Peters	Traynor
Godwin	Peterson, Bottineau	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House do not concur in the Senate amendments to House Bill No. 249.

Mr. Twete moved, as a substitute motion, that the House do concur in the Senate amendments to House Bill No. 249.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and House Bill No. 249 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, 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, 66; nays, 19; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Oglesby
Anderson, Sargent	Hill	Opdahl
Anfinson	Hillman	Olson, Adams
Bailey	Holthusen	Olson, Bowman
Bettenhausen	Isaak	Owings
Biewer	Jodock	Peters
Crockett	Johnston	Piper
Endres	Kapfer	Rindy
Erickson, McKenzie	Larson, Nelson	Sandlie
Erickson, McLean	Larson, Ransom	Sannes
Espeland	Lavik	Shurr
Falconer	Lillehaugen	Solberg
Fedje	Lofthus	Sprenger
Fitzgerald	Lund	Stoa
Flannigan	McKellar	Sundby, McLean
Fuglestad	McManus	Sundby, Renville
Gilbertson	Mostad	Svingen
Gilchrist	Nelson, Dickey	Swendseid
Godwin	Nelson, Ward	Symington
Hanson, Barnes	Niewoehner	Treffry
Hanson, Benson	Noben	Twete
Hanson, Stark	Odegard	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Correll	Jensen	Steedsman
Cunningham	Johnson	Twichell
Flaten	Jones	Wolf
Gessner	Morgan	Wright
Hagen	Nelson, Morton	Madam Speaker
Holte	Rathbun	
Jardine	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Schauss
Arneson	Lemke	Scholl
Born	Lynch	Smith
Broschat	McInnes	Sticka
Brunsdale	Muus	Strutz
Carlson	Patterson	Swett
Dahl	Peterson, Bottineau	Thompson
Dittmer	Peterson, Mountrail	Traynor
Ettestad	Place	
Fitch	Savre	

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which House Bill No. 249 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Mr. Lund: Inasmuch as the Senate has seen fit to increase the salaries of the officials created under this Act, I vote "no."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 751a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Concurrent Resolution No. A.A.

Also,

Senate Concurrent Resolution No. X.

Which the House has passed unchanged.

Also return:

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Which the House has amended.

Also return:

Senate Bill No. 181. A Bill for an Act to amend and re-enact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Also,

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail. *

Also,

Senate Bill No. 296. A Bill for an Act to amend and re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Also,

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, pro-

viding for a Basic Science Board of Examiners, and prescribing their duties.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 7, Thompson, Anderson of Sargent, and Opdahl.

Also the Speaker has appointed as a Conference Committee on House Bill No. 134, Twete, Niewoehner and Correll.

Also the Speaker has appointed as a Conference Committee on House Bill No. 93, Wolf, Erickson of McKenzie and Piper.

Also the Speaker has appointed as a Conference Committee on House Bill No. 167, Savre, Dahl and Smith.

Also the Speaker has appointed as a Conference Committee on House Bills No. 23, 26 and 25, Lemke, Traynor and Strutz.

Also the Speaker has appointed as a Conference Committee on Senate Bill No. 47, Flannigan, Aljets and Peters.

Also the Speaker has appointed as a joint committee to consider the governor's message, Swett, Aljets, Lynch, Peterson (Mtrl.), Ettetstad, Brunsdale and Thompson.

Also return:

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Jodock moved that the House do concur in the Senate amendments to House Bill No. 244.

Which motion prevailed.

Mr. Jodock moved that the rules be suspended and House Bill No. 244 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, 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, 83; nays, 2; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Olson, Adams
Anderson, Sargent	Hill	Olson, Bowman
Anfinson	Hillman	Opdahl
Bailey	Holte	Owings
Bettenhausen	Holthusen	Patterson
Biewer	Isaak	Peters
Born	Jardine	Peterson, Bottineau
Correll	Jensen	Piper
Crockett	Jodock	Rathbun
Cunningham	Johnson	Rue
Dittmer	Jones	Sandlie
Endres	Kapfer	Shurr
Erickson, McKenzie	Larson, Nelson	Solberg
Espeland	Larson, Ransom	Sprenger
Falconer	Lavik	Steedsman
Fedje	Lillehaugen	Stoa
Fitch	Lofthus	Sundby, McLean
Fitzgerald	Lund	Sundby, Renville
Flannigan	McKellar	Svingen
Flaten	McManus	Swendseid
Fuglestad	Morgan	Symington
Gessner	Mostad	Treffry
Gilbertson	Muus	Twete
Gilchrist	Nelson, Morton	Twichell
Hagen	Nelson, Ward	Wolf
Hanson, Barnes	Noben	Wright
Hanson, Benson	Odegard	Madam Speaker
Hanson, Stark	Oglesby	

Those voting in the negative were:

Messrs.

Lemke
Nelson, Dickey

Absent and not voting:

Messrs.

Aljets
Arneson
Broschat
Brunsedale
Carlson
Dahl
Erickson, McLean
Ettestad
Godwin
Homnes

Messrs.

Johnston
Lynch
McInnes
Niewoehner
Peterson, Mountrail
Place
Rindy
Sannes
Savre
Schauss

Messrs.

Scholl
Smith
Sticka
Strutz
Swett
Thompson
Traynor
Young

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House do not concur in the Senate amendments to House Bill No. 102.

Mr. Peters moved, as a substitute motion, that further consideration of House Bill No. 102 be indefinitely postponed.

Mr. Twete moved that the motion of Mr. Peters be laid on the table.

Which motion prevailed.

Mr. Crockett moved, as a substitute motion, that the House do concur in the Senate amendments to House Bill No. 102.

Roll call demanded and granted.

ROLL CALL

The question being on substitute motion of Crockett, the roll was called and there were ayes, 52; nays, 44; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.

Anderson, Logan
Anderson, Sargent
Anfinson
Biewer
Broschat
Carlson
Crockett
Erickson, McKenzie
Erickson, McLean
Espeland
Falconer
Fedje
Fitzgerald

Messrs.

Hanson, Benson
Henrickson
Hill
Jodock
Johnston
Kapfer
Larson, Nelson
Larson, Ransom
Lavik
Lemke
Lillehaugen
Mostad
Nelson, Ward

Messrs.

Owings
Patterson
Peterson, Bottineau
Place
Rindy
Sannes
Schauss
Shurr
Solberg
Sprenger
Stoa
Sundby, McLean
Sundby, Renville

Messrs.	Messrs.	Messrs.
Fuglestad	Noben	Svingen
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Jardine	Rathbun
Bettenhausen	Jensen	Rue
Born	Johnson	Sandlie
Correll	Jones	Steedsman
Cunningham	Lofthus	Sticka
Dittmer	Lund	Strutz
Endres	McKellar	Swendseid
Fitch	McManus	Symington
Flaten	Morgan	Traynor
Gessner	Muus	Twichell
Gilbertson	Nelson, Dickey	Wolf
Hanson, Stark	Nelson, Morton	Wright
Hillman	Niewoehner	Young
Holte	Peters	Madam Speaker
Isaak	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Savre
Arneson	Homnes	Scholl
Brunsdale	Lynch	Smith
Dahl	McInnes	Swett
Ettestad	Opdahl	Thompson
Flannigan	Peterson, Mountrail	

So the motion was declared carried.

EXPLANATION OF VOTE

Mr. Lund: Madam Speaker: I consider this is an impractical piece of legislation, furthermore it is class legislation. It works a hardship on those who pay their taxes in cash. Therefore I vote "no."

Mr. Crockett moved that the rules be suspended and that House Bill No. 102 be considered properly re-engrossed and placed upon third reading and final passage.

Mr. Twete moved, as a substitute motion, that further action be deferred on House Bill No. 102.

Which motion prevailed.

Mr. Solberg moved that the House concur in the Senate amendments to House Bill No. 245.

Which motion prevailed.

Mr. Solberg moved that the rules be suspended and House Bill No. 245 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final pasage of the Bill, as amended, 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.
Anderson, Logan	Holthusen	Patterson
Anderson, Sargent	Homnes	Peters
Anfinson	Isaak	Peterson, Bottineau
Bailey	Jardine	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Johnston	Rindy
Carlson	Jones	Sandlie
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Schauss
Dittmer	Larson, Ransom	Shurr
Endres	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lofthus	Sticka
Falconer	Lund	Stoa
Fitzgerald	McKellar	Strutz
Flaten	McManus	Sundby, McLean
Fuglestad	Morgan	Sundby, Renville
Gessner	Mostad	Svingen
Gilbertson	Muus	Swendseid
Gilchrist	Nelson, Dickey	Symington
Godwin	Nelson, Morton	Traynor
Hagen	Nelson, Ward	Treffry
Hanson, Barnes	Niewoehner	Twete
Hanson, Benson	Noben	Twichell
Hanson, Stark	Odegard	Wright
Henrickson	Oglesby	Young
Hill	Olson, Bowman	Madam Speaker
Hillman	Opdahl	
Holte	Owings	

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Rue
Arneson	Fitch	Savre
Brunsdale	Flannigan	Scholl

Messrs.	Messrs.	Messrs.
Cunningham	Lynch	Smith
Dahl	McInnes	Swett
Ettestad	Olson, Adams	Thompson

So the bill passed and the title was agreed to.

Mr. Opdahl moved that the House do not concur in the Senate amendments to House Bill No. 21 and that the Speaker appoint a Conference Committee to confer with a like committee from the Senate as to House Bill No. 21.

Mr. Johnson moved, as a substitute motion, that the House do concur in the Senate amendments.

Which motion was lost.

The question being on the motion of Mr. Opdahl, the motion prevailed.

The Chair appointed the following committee: Representatives Henrickson, Nelson of Morton, and Hillman.

Mr. Jodock moved that the House do not concur in the Senate amendments to House Bill No. 22.

Mr. Twichell moved, as a substitute motion, that the House do concur in the Senate amendments to House Bill No. 22.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and House Bill No. 22 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 22. 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, as amended, the roll was called and there were ayes, 81; nays, 16; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Olson, Adams
Anderson, Sargent	Hill	Olson, Bowman
Anfinson	Hillman	Opdahl
Arneson	Holte	Owings
Bailey	Holthusen	Patterson
Bettenhausen	Homnes	Peters
Biewer	Jardine	Piper
Born	Johnson	Rathbun
Broschat	Johnston	Rindy

Messrs.	Messrs.	Messrs.
Carlson	Jones	Rue
Correll	Kapfer	Sannes
Cunningham	Larson, Nelson	Shurr
Dittmer	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	McInnes	Sticka
Fitch	McKellar	Sundby, Renville
Fitzgerald	McManus	Svingen
Flannigan	Morgan	Swendseid
Flaten	Muus	Symington
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Noben	Wolf
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Isaak	Stoa
Dahl	Jensen	Strutz
Falconer	Jodock	Sundby, McLean
Fedje	Lemke	Traynor
Hanson, Stark	Niewoehner	
Henrickson	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Mostad	Scholl
Brunsdale	Peterson, Bottineau	Swett
Ettestad	Peterson, Mountrail	Thompson
Gilbertson	Place	Young
Lillehaugen	Sandlie	
Lynch	Schauss	

So the bill passed and the title was agreed to.

Mr. Godwin moved that Senate Bill No. 263 be made a Special Order of Business for tonight at 9:00 o'clock.

Which motion prevailed.

Mr. Flannigan moved that the House do concur in the Senate amendments to House Bill No. 63.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and that House Bill No. 63 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section

2976t15 of the Supplement of the Compiled Laws for 1913 to the General Fund of the State.

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, 16; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Olson, Bowman
Anderson, Sargent	Hanson, Stark	Opdahl
Anfinson	Hill	Owings
Arneson	Hillman	Patterson
Bailey	Holthusen	Peters
Biewer	Isaak	Place
Born	Jensen	Rathbun
Broschat	Jodock	Rindy
Carlson	Kapfer	Sandlie
Crockett	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lavik	Shurr
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Sticka
Falconer	McInnes	Stoa
Fedje	Mostad	Strutz
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Morton	Sundby, McLean
Flaten	Nelson, Ward	Svingen
Fuglestad	Niewoehner	Swendseid
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Wolf
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitch	Johnston	Piper
Gessner	Jones	Steedsman
Holte	McKellar	Symington
Homnes	McManus	Traynor
Jardine	Morgan	
Johnson	Nelson, Dickey	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Swett
Bettenhausen	Lynch	Thompson
Brunsdale	Peterson, Bottineau	Twete
Correll	Peterson, Mountrail	Twichell
Dittmer	Rue	Young
Ettestad	Sannes	
Godwin	Scholl	

So the bill passed and the title was agreed to.

Mr. Isaak moved that the vote by which House Bill No. 63 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the House recede from their amendments.

House

D. L. PETERS,
W. J. FLANNIGAN,
GEO. ALJETS.

Senate

L. O. FREDRICKSON,
O. E. ERICKSON,
S. J. ATKINS.

GEO. ALJETS,
Chairman.

Mr. Falconer moved that the report be accepted, which motion lost.

Mr. Traynor moved that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion prevailed.

The Chair appointed the following committee: Representatives Sandlie, Jones and Sannes.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 167, Savre, Dahl and Smith instead of House Bill No. 167.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills Nos. 126, 177, 13, 19, 55, 225, 238, 252, 327, 283, 242, 246, 264, 311, 262, 145, 186, 142, 25, 299, 297, 213, 249, 284, 180, 170, 151, 287.

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has voted to recall House Bill No. 135, which the Senate has previously indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Laws of 1919, Chapter 8, Entitled "Appeals in Civil Cases Tried Without a Jury"; and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in all Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Which the Senate has passed unchanged.

Also,

House Bill No. 3. 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. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling, and Declaring an Emergency.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose

Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which the Senate has amended.

Also,

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Twete moved that the House grant the request of the Senate for the return of House Bill No. 135.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter. Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Man-

agers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

W. J. GILCHRIST,
Chairman.

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, 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, 91; nays, 4; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peters
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Piper
Anfinson	Hillman	Place
Arneson	Holthusen	Rathbun
Bailey	Jodock	Rindy
Bettenhausen	Johnson	Rue
Biewer	Johnston	Sandlie
Born	Jones	Sannes
Broschat	Kapfer	Schauss
Brunsdale	Larson, Nelson	Shurr
Carlson	Larson, Ransom	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsmen
Dittmer	Lillehaugen	Sticka
Endres	Lund	Stoa
Erickson, McKenzie	Lynch	Strutz
Erickson, McLean	McInnes	Sundby, McLean
Espeland	McManus	Sundby, Renville
Falconer	Morgan	Svingen
Fedje	Mostad	Swendseid
Fitzgerald	Muus	Symington
Flannigan	Nelson, Dickey	Traynor
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Twichell
Gilbertson	Odegard	Wolf
Gilchrist	Oglesby	Wright
Hagen	Opdahl	Madam Speaker
Hanson, Barnes	Owings	
Hanson, Benson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Noben	Savre
Olson, Bowman	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Homnes	Olson, Adams
Crockett	Isaak	Peterson, Mountraii
Ettestad	Jardine	Scholl
Fitch	Jensen	Swett
Godwin	Lofthus	Thompson
Holte	McKellar	Young

So the bill passed and the title was agreed to.

REPORT OF SPECIAL COMMITTEES

The Committee on Consideration of the Governor's Message made the following report:

Madam Speaker: Your Conference Committee to whom was referred:

Governor's Message.

Recommend that the vote by which Senate Bill No. 315 was indefinitely postponed be reconsidered.

We further recommend that Senate Bill No. 315 be passed.

For the Senate

L. O. FREDRICKSON.

For the House

H. F. SWETT,

Chairman.

The Committee on Consideration of the Governor's Message made the following report:

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Recommend that the House pass Senate Bill No. 271.

For the Senate

L. O. FREDRICKSON.

For the House

H. F. SWETT,

Chairman.

FRIDAY, MARCH 3, 1933

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MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 3, 1933.

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. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Execu-

tive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Very respectfully yours,

WILLIAM LANGER, Governor.

Mr. Swett moved that the vote by which Senate Bill No. 315 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Swett moved that Senate Bill No. 315 be re-referred to the same Special Joint Committee that was appointed to confer on the Special Message from the Governor.

Which motion prevailed.

Mr. Swett moved that the Senate be requested to return Senate Bill No. 315.

Which motion prevailed.

Mr. Hanson of Barnes moved that the House do now recess until 7:15 p. m.

Which motion prevailed.

The House reconvened at 7:15 o'clock p. m., pursuant to recess taken, Speaker Craig presiding.

TWELFTH ORDER OF BUSINESS

Mr. Erickson of McKenzie moved that the House do concur in the Senate amendments to House Bill No. 14.

Mr. Opdahl moved, as a substitute motion, that the House do not concur in the Senate amendments to House Bill No. 14, and that the Speaker appoint a Conference Committee to confer with a like committee from the Senate as to House Bill No. 14.

Which motion prevailed.

The Chair appointed the following committee: Representatives Aljets, Johnston and Opdahl.

SEVENTH ORDER OF BUSINESS

Mr. Swett moved that Senate Bill No. 271 be placed on the calendar immediately following the appropriation bills.

Which motion prevailed.

Mr. Swett moved that Senate Bill No. 282 be considered immediately following Senate Bill No. 271.

Which motion prevailed.

House Concurrent Resolution No. 18 was read.

HOUSE CONCURRENT RESOLUTION NO. 18

Introduced by Committee on Employment

Concurrent Resolution to Retain Mailing Force of the Legislative Assembly in Office for a Period of Five Days and the Proof Reader of the House for a Period of three days beyond the close of the Session.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING:

That whereas, it will be impossible for the mailing force of the present legislative assembly to complete its work in mailing the Journals of the House and the Senate before the close of the session, and

Whereas, it will be necessary to have one of the proof readers remain for a period of three days, and

Whereas, those on the mailing list who are interested in the work of the assembly and are now receiving copies of the Journal are desirous of obtaining such copies showing the work done in the closing days of the session;

NOW, THEREFORE, BE IT HEREBY RESOLVED That those employees who are members of the mailing force in the House and the Senate and the proof reader of the House during the present session be retained for a period of five days, with the exception of the proof reader, who shall remain for a period of three days after the close of the present legislative session, during which time they shall continue to perform their duties and complete the work of mailing out copies of the Journal for those days that have not been mailed prior to adjournment, and that for such additional time they shall be entitled to be paid and receive the same compensation as during the regular session.

Mr. Swett moved that the rules be suspended and House Resolution No. 18 be placed upon third reading and final passage.

Which motion prevailed.

House Concurrent Resolution No. 18. Concurrent Resolution to Retain Mailing Force of the Legislative Assembly in Office for a Period of Five Days and the Proof Reader of the House for a Period of three days beyond the close of the Session.

Was read the third time.

ROLL CALL

The question being on the final passage of the Concurrent Resolution, 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	Hillman	Patterson
Anderson, Sargent	Holte	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Homnes	Peters
Bailey	Isaak	Piper
Biewer	Jodock	Place
Bettenhausen	Johnson	Rathbun
Born	Johnston	Rindy
Broschat	Jones	Rue
Carlson	Kapfer	Sandlie
Crockett	Larson, Nelson	Sannes
Dahl	Larson, Ransom	Savre
Dittmer	Lavik	Schauss
Endres	Lemke	Smith
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Ettestad	Lund	Steedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitch	McKellar	Strutz
Fitzgerald	Mostad	Sundby, McLean
Flannigan	Morgan	Sundby, Renville
Flaten	Muus	Svingen
Fuglestad	Nelson, Dickey	Swett
Gessner	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Symington
Gilchrist	Niewoehner	Traynor
Godwin	Noben	Thompson
Hagen	Odegard	Treffry
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Olson, Adams	Twichell
Hanson, Stark	Olson, Bowman	Wolf
Henrickson	Opdahl	Wright
Hill	Owings	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Espeland	Scholl
Brunsdale	Jardine	Shurr
Correll	Jensen	Young
Cunningham	McManus	

So the Resolution was declared passed.

Mr. Swett moved that the vote by which House Resolution No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 19 was read.

HOUSE CONCURRENT RESOLUTION NO. 19

Introduced by Representatives Swett and Twichell

WHEREAS, the Twenty-third Legislative Session Assembly was held in the World War Memorial Building and the City Auditorium, both owned by the city of Bismarck, and

WHEREAS, the City of Bismarck is entitled to expenses for heat, light, water and power and other things rendered the aforesaid Legislative Assembly in the amount of \$4,410.00,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING THEREIN, there is hereby appropriated out of any monies in the General Fund not otherwise appropriated the sum of \$4,410.00 to the Board of Administration to be used in paying the City of Bismarck such sums as may be necessary to pay for heat, light, water and power or other expenses incurred by the City of Bismarck for the Twenty-third Legislative Assembly.

EMERGENCY. This resolution is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval by the Governor.

Mr. Swett moved that the rules be suspended and House Concurrent Resolution No. 19 be placed upon third reading and final passage.

Which motion prevailed.

House Concurrent Resolution No. 19.

Was read the third time.

ROLL CALL

The question being on the final passage of House Concurrent Resolution No. 19, 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.
Anderson, Sargent	Holte	Patterson
Anfinson	Holthusen	Peters
Arneson	Homnes	Peterson, Bottineau
Bailey	Isaak	Peterson, Mountrail
Bettenhausen	Jensen	Piper
Biewer	Jodock	Place
Born	Johnson	Rathbun
Broschat	Jones	Rindy
Carlson	Kapfer	Rue
Dahl	Larson, Nelson	Sandlie
Endres	Larson, Ransom	Sannes
Erickson, McKenzie	Lavik	Savre
Erickson, McLean	Lemke	Smith
Espeland	Lillehaugen	Solberg

Messrs.	Messrs.	Messrs.
Ettestad	Lofthus	Sprenger
Falconer	Lund	Steedsman
Fedje	Lynch	Sticka
Fitch	McInnes	Stoa
Fitzgerald	McKellar	Strutz
Flannigan	Morgan	Sundby, McLean
Flaten	Mostad	Sundby, Renville
Fuglestad	Muus	Swett
Gessner	Nelson, Dickey	Swendseid
Gilbertson	Nelson, Morton	Symington
Gilchrist	Nelson, Ward	Thompson
Godwin	Niewoehner	Traynor
Hagen	Noben	Treffry
Hanson, Barnes	Odegard	Twete
Hanson, Benson	Oglesby	Wolf
Hanson, Stark	Olson, Adams	Wright
Henrickson	Olson, Bowman	Madam Speaker
Hill	Opdahl	
Hillman	Owings	

Those voting in the negative were:

Messrs.
Crockett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dittmer	Scholl
Anderson, Logan	Jardine	Shurr
Brunsdale	Johnston	Svingen
Correll	McManus	Twichell
Cunningham	Schauss	Young

So the Resolution was declared passed.

Mr. Swett moved that the vote by which House Concurrent Resolution No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 13. 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. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special

Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage

and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

Inform you that the report of the Conference Committee on Senate Bill No. 47 was rejected and a new Conference Committee was appointed as follows: Jones, Sandlie and Sannes.

Also,

The Speaker has appointed as Conference Committee on House Bill No. 21, Henrickson, Nelson of Morton, and Cunningham.

Also,

The House requests the return of

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

For further consideration.

Also return:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Fedje moved that the House do not concur in the Senate amendments to House Bill No. 148.

Which motion prevailed.

Mr. Flannigan moved that the Chair appoint a committee to act with a like committee from the Senate as to House Bill No. 148.

The Chair appointed the following committee: Representatives Arneson, Peterson of Mountrail, and Godwin.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 14, Aljets, Johnston and Updahl.

Also transmit:

House Concurrent Resolution No. 18.

Also,

House Concurrent Resolution No. 19.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Opdahl moved that the House do not concur in the Senate amendments to House Bill No. 3, and that the Chair appoint a committee to confer with a like committee from the Senate as to House Bill No. 3.

Which motion prevailed.

The Chair appointed the following committee: Representatives Dahl, Hanson of Barnes, and Holte.

Mr. Piper moved that the House do not concur in the Senate amendments to House Bill No. 16, and that the Chair appoint a Conference Committee to confer with a like committee from the Senate as to House Bill No. 16.

Which motion prevailed.

The Chair appointed the following committee: Representatives Oglesby, Hagen and Holthusen.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 228.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 228 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

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, 3; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Olson, Bowman
Anderson, Logan	Hill	Owings
Anderson, Sargent	Hillman	Peters
Anfinson	Holte	Peterson, Bottineau
Arneson	Hornes	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jardine	Rindy
Biewer	Jensen	Sannes
Born	Jodock	Savre
Broschat	Johnson	Schauss
Carlson	Jones	Shurr
Correll	Kapfer	Solberg
Dittmer	Larson, Nelson	Sprenger
Endres	Larson, Ransom	Steedsman

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Lavik	Sticka
Erickson, McLean	Lemke	Stoa
Espeland	Lillehaugen	Strutz
Falconer	Lund	Sundby, McLean
Fedje	Lynch	Sundby, Renville
Fitch	McInnes	Svingen
Fitzgerald	McKellar	Swett
Flannigan	Morgan	Swendseid
Flaten	Mostad	Symington
Fuglestad	Muus	Thompson
Gessner	Nelson, Dickey	Treffry
Gilbertson	Nelson, Morton	Twete
Gilchrist	Nelson, Ward	Twichell
Godwin	Niewoehner	Wolf
Hanson, Barnes	Noben	Wright
Hanson, Benson	Odegard	Young
Hanson, Stark	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Patterson	Sandlie
Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Holthusen	Peterson, Mountrail
Crockett	Johnston	Rue
Cunningham	Lofthus	Scholl
Dahl	McManus	Smith
Ettestad	Oglesby	Traynor
Hagen	Opdahl	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 236, 171, 247.

Also,

The President of the Senate has appointed Senators Erickson of Kidder, Burkhart and Field to confer with a like committee of the House on House Bill No. 167.

Very respectfully,
SIDNEY A. PAPKE,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 148, Peterson of Mountrail, Godwin and Arneson.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 3, Dahl, Hanson of Barnes, and Holte.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 16, Oglesby, Hagen and Holthusen.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Swendseid moved that the House do not concur in the Senate amendments to House Bill No. 94.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 94 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

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, 20; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Henrickson	Olson, Bowman
Anderson, Sargent	Hill	Owings
Anfinson	Holthusen	Patterson
Bailey	Homnes	Peters
Bettenhausen	Isaak	Peterson, Bottineau
Biewer	Jones	Place
Born	Kapfer	Rathbun
Broschat	Larson, Nelson	Rindy

Messrs.	Messrs.	Messrs.
Carlson	Larson, Ransom	Rue
Correll	Lavik	Sandlee
Crockett	Lemke	Sannes
Cunningham	Lillehaugen	Savre
Erickson, McKenzie	Lofthus	Schauss
Erickson, McLean	Lund	Shurr
Espeland	Lynch	Sprenger
Falconer	McInnes	Steedsman
Fedje	Morgan	Stoa
Fitch	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Wolf
Gilchrist	Noben	Young
Godwin	Odegard	Madam Speaker
Hagen	Oglesby	
Hanson, Stark	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jodock	Svingen
Dittmer	Johnson	Thompson
Endres	McKellar	Traynor
Hanson, Benson	Piper	Twete
Hillman	Smith	Twichell
Jardine	Solberg	Wright
Jensen	Strutz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Peterson, Mountrail
Brunsdale	Holte	Scholl
Dahl	Johnston	Sticka
Ettestad	McManus	Swett
Flannigan	Opdahl	

So the bill passed and the title was agreed to.

Mr. Swett moved that the House do concur in the Senate amendments to House Bill No. 258.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 258 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on 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, 25; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Homnes	Place
Anfinson	Jodock	Rindy
Bailey	Kapfer	Sannes
Biewer	Larson, Nelson	Savre
Broschat	Larson, Ransom	Schauss
Carlson	Lavik	Shurr
Correll	Lemke	Solberg
Crockett	Lillehaugen	Smith
Endres	Lofthus	Sprenger
Erickson, McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Falconer	McKellar	Strutz
Fedje	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flannigan	Nelson, Morton	Svingen
Flaten	Nelson, Ward	Swett
Fuglestad	Niewoehner	Swendseid
Gilchrist	Noben	Symington
Godwin	Odegard	Treffry
Hagen	Oglesby	Twete
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Madam Speaker
Henrickson	Owings	
Hill	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jardine	Rue
Bettenhausen	Jensen	Sandlie
Born	Johnson	Thompson
Cunningham	Jones	Traynor
Dittmer	Muus	Twichell
Gessner	Nelson, Dickey	Wolf
Gilbertson	Peters	Young
Hanson, Stark	Piper	
Hillman	Rathbun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitch	McManus
Brunsdale	Holte	Opdahl
Dahl	Isaak	Peterson, Mountrail
Ettestad	Johnston	Scholl

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

That wherever the figure "8%" occurs in the bill insert in lieu thereof "7%."

House

VAL. P. WOLF,
F. W. ERICKSON,
H. D. PIPER.

Senate

JOHN L. MIKLETHUN,
G. T. DREW,
C. J. OLSON.

Mr. Fedje moved that the House accept the report of the Conference Committee as to House Bill No. 93.

Mr. Lynch moved, as a substitute motion, that the House reject the report of the Conference Committee on House Bill No. 93.

Which motion was lost.

The question being on the motion of Mr. Fedje that the report of the Committee be accepted, the motion prevailed and the report was accepted.

Mr. Fedje moved that the rules be suspended and House Bill No. 93 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, 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, 71; nays, 32; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Isaak	Place
Anderson, Sargent	Jensen	Rathbun
Anfinson	Jodock	Rindy
Arneson	Kapfer	Rue
Bailey	Larson, Nelson	Sannes
Bettenhausen	Lavik	Savre
Biewer	Lemke	Schauss
Broschat	Lillehaugen	Shurr
Carlson	Lofthus	Solberg
Crockett	McInnes	Sprenger
Dahl	Morgan	Stoa
Erickson, McKenzie	Mostad	Strutz
Erickson, McLean	Nelson, Morton	Sundby, McLean
Espeland	Nelson, Ward	Sundby, Renville
Falconer	Niewoehner	Svingen
Fedje	Noben	Swendseid
Fitzgerald	Odegard	Thompson
Fuglestad	Oglesby	Treffry
Gilchrist	Olson, Adams	Twete
Godwin	Olson, Bowman	Wolf
Hanson, Barnes	Owings	Wright
Hanson, Benson	Patterson	Young
Henrickson	Peterson, Bottineau	Madam Speaker
Hill	Piper	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Hillman	Muus
Correll	Holte	Nelson, Dickey
Cunningham	Holthusen	Peters
Dittmer	Homnes	Sandlie
Endres	Jardine	Smith
Fitch	Johnson	Steedsman
Flaten	Jones	Sticka
Gessner	Larson, Ransom	Symington
Gilbertson	Lund	Traynor
Hagen	Lynch	Twichell
Hanson, Stark	McKellar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Scholl
Brunsdale	McManus	Swett
Ettestad	Opdahl	
Flannigan	Peterson, Mountrail	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Fedje moved that the vote by which House Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Have had the same under consideration and recommend that the House concur in the Senate amendment to the bill.

Senate

O. E. ERICKSON,
J. H. BURKHART,
A. W. FOWLER.

House

D. L. ANDERSON,
S. A. ESPELAND,
M. H. LYNCH.

Mr. Twichell moved that the House adopt the report of the Conference Committee on House Bill No. 207.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and that House Bill No. 207 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

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.
Anderson, Logan	Hanson, Benson	Owings
Anderson, Sargent	Hanson, Stark	Patterson
Anfinson	Henrickson	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Arneson	Hill	Piper
Bailey	Hillman	Place
Bettenhausen	Holthusen	Rathbun
Biewer	Isaak	Rindy
Born	Jardine	Sandlie
Broschat	Jensen	Savre
Carlson	Jodock	Schauss
Correll	Johnson	Shurr
Crockett	Kapfer	Solberg
Cunningham	Larson, Nelson	Sprenger
Dahl	Larson, Ransom	Steedsman
Dittmer	Lavik	Stoa
Endres	Lemke	Strutz
Erickson, McKenzie	Lillehaugen	Sundby, McLean
Erickson, McLean	Lofthus	Sundby, Renville
Espeland	Lund	Svingen
Falconer	McInnes	Swett
Fedje	Morgan	Swendseid
Fitch	Mostad	Symington
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Dickey	Traynor
Flaten	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twete
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	
Hanson, Barnes	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hornes	McKellar	Rue
Lynch	Peters	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jones	Scholl
Brunsdale	McManus	Sticka
Ettestad	Opdahl	Twichell
Holte	Peterson, Mountrail	
Johnston	Sannes	

So the bill passed and the title was agreed to.

SPECIAL ORDER OF BUSINESS

The hour of 9 o'clock having arrived, the House proceeded to the consideration of Senate Bill No. 263.

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs

prohibited; the duties of officers; the penalties for violation of this act; and repeal of 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, 57; nays, 51; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Flannigan	Olson, Bowman
Anfinson	Flaten	Owings
Bailey	Gessner	Patterson
Bettenhausen	Gilbertson	Peterson, Bottineau
Biewer	Gilchrist	Peterson, Mountrail
Born	Godwin	Piper
Broschat	Hanson, Stark	Rue
Correll	Henrickson	Schauss
Crockett	Hillman	Solberg
Cunningham	Holthusen	Sprenger
Dahl	Isaak	Sticka
Endres	Johnson	Sundby, McLean
Erickson, McKenzie	Kapfer	Sundby, Renville
Erickson, McLean	Lemke	Svingen
Ettestad	Lynch	Swett
Falconer	McKellar	Treffry
Fedje	Nelson, Morton	Twete
Fitch	Niewoehner	Wolf
Fitzgerald	Noben	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Larson, Nelson	Rathbun
Arneson	Larson, Ransom	Rindy
Brunsdale	Lavik	Sandlie
Carlson	Lillehaugen	Sannes
Dittmer	Lofthus	Savre
Espeland	Lund	Shurr
Fuglestad	McInnes	Smith
Hagen	Morgan	Steedsman
Hanson, Barnes	Mostad	Stoa
Hanson, Benson	Muus	Strutz
Hill	Nelson, Dickey	Swendseid
Holte	Nelson, Ward	Symington
Homnes	Odegard	Thompson
Jardine	Oglesby	Traynor
Jensen	Olson, Adams	Twichell
Jodock	Peters	Wright
Jones	Place	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McManus	Scholl
Johnston	Opdahl	

So the bill passed and the title was agreed to.

Mr. Lynch moved that the vote by which Senate Bill No. 263 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Thompson: "Madam Speaker: I vote no on this bill because I know that it is nothing but a bootleggers' bill. There is nothing to hinder them from buying all the booze they want and taking it out to the country dances and selling it. I know we voted for the repeal but we didn't vote for any such bill as this, and I won't vote for a bill to allow the bootleggers twice the chance they have already got. I vote no."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 288.

Also,

House Bill No. 94.

Also,

House Bill No. 258.

Also,

House Bill No. 207.

Also,

Inform you that the House has adopted the report of the Conference Committee on:

House Bill No. 93.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Flannigan moved that the House reconsider the vote by which Senate Bill No. 129 was indefinitely postponed.

Mr. Swendseid moved the previous question.

Which motion prevailed.

The question being on Mr. Flannigan's motion.

Roll call demanded and granted.

ROLL CALL

The roll was called and there were ayes, 47; nays, 55; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peterson, Bottineau
Anfinson	Isaak	Rathbun
Bettenhausen	Jardine	Rue
Biewer	Jensen	Sandlie
Born	Jodock	Sticka
Broschat	Kapfer	Stoa
Brunsdale	Lavik	Strutz
Correll	Lemke	Svingen
Cunningham	Lynch	Swett
Fedje	McInnes	Thompson
Fitch	Mostad	Trayner
Fitzgerald	Muus	Treffry
Flannigan	Nelson, Dickey	Twichell
Gilbertson	Noben	Wright
Gilchrist	Patterson	Young
Godwin	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Johnson	Place
Anderson, Sargent	Johnston	Rindy
Arneson	Jones	Sannes
Bailey	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Crockett	Lillehaugen	Shurr
Dittmer	Lofthus	Smith
Erickson, McKenzie	Lund	Solberg
Erickson, McLean	McKellar	Sprengr
Espeland	Morgan	Steedsman
Falconer	Nelson, Ward	Sundby, McLean
Flaten	Odegard	Sundby, Renville
Fuglestad	Oglesby	Swendseid
Gessner	Olson, Adams	Symington
Hagen	Olson, Bowman	Twete
Hanson, Stark	Opdahl	Wolf
Hill	Owings	Madam Speaker
Holthusen	Peterson, Mountrail	
Hornes	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Henrickson	Nelson, Morton
Endres	Hillman	Niewoehner
Ettestad	Holte	Scholl
Hanson, Barnes	McManus	

So the motion was declared lost.

The House returned to the Seventh Order of Business.

Mr. Trayner moved that the House proceed to the Four-

teenth Order of Business and continue there until that Order of Business is completed.

Which motion prevailed.

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

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, 8; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Rathbun
Anderson, Sargent	Hill	Rue
Arneson	Homnes	Sandlie
Bettenhausen	Jardine	Schauss
Biewer	Jodock	Shurr
Born	Johnson	Smith
Broschat	Jones	Solberg
Carlson	Larson, Ransom	Sprenger
Correll	Lavik	Steedsman
Cunningham	Lemke	Sticka
Dittmer	Lund	Stoa
Endrès	McKellar	Strutz
Erickson,McKenzie	Mostad	Sundby, Renville
Espeland	Muus	Svingen
Falconer	Nelson, Dickey	Swendseid
Fedje	Nelson, Ward	Symington
Fitzgerald	Niewoehner	Traynor
Flannigan	Odegard	Treffry
Fuglestad	Owings	Twichell
Gessner	Peterson,Bottineau	Wright
Gilbertson	Piper	Madam Speaker
Gilchrist	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Noben	Savre
Isaak	Olson, Bowman	Wolf
Jensen	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Olson, Adams
Anfinson	Holte	Opdahl
Brunsdale	Holthusen	Patterson
Crockett	Johnston	Peters
Dahl	Kapfer	Peterson,Mountrail
Erickson, McLean	Larson, Nelson	Sannes
Ettestad	Lillehaugen	Scholl

Messrs.	Messrs.	Messrs.
Fitch	Lofthus	Sundby, McLean
Flaten	Lynch	Swett
Godwin	McInnes	Thompson
Hagen	McManus	Twete
Hanson, Barnes	Morgan	Young
Hanson, Stark	Nelson, Morton	
Henrickson	Oglesby	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved that the Courtesies of the Floor be extended to Mrs. Governor Langer, Mrs. Berta Baker, Mr. A. J. Gronna, Mr. and Mrs. Alfred S. Dale, Mr. and Mrs. Frank Hyland, and Mr. C. Vernon Freeman.

Which motion prevailed.

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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, the roll was called and there were ayes, 67; nays, 12; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Opdahl
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Hill	Peterson, Bottineau
Bailey	Homnes	Rathbun
Bettenhausen	Jardine	Rue
Biewer	Jensen	Sandlie
Broschat	Jodock	Sannes
Carlson	Jones	Schauss
Correll	Larson, Ransom	Shurr
Crockett	Lavik	Solberg
Dittmer	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Stoa
Espeland	Lund	Strutz
Falconer	Lynch	Sundby, Renville
Fedje	McKellar	Svingen
Fitzgerald	Morgan	Swendseid
Flannigan	Mostad	Symington
Flaten	Muus	Traynor
Fuglestad	Nelson, Dickey	Twichell
Gessner	Nelson, Ward	Wright
Gilbertson	Niewoehner	
Gilchrist	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Piper	Treffry
Isaak	Rindy	Twete
Noben	Savre	Wolf
Olson, Bowman	Sundby, McLean	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Patterson
Arneson	Holte	Peters
Brunsdale	Holthusen	Peterson, Mountrail
Cunningham	Johnson	Place
Dahl	Johnston	Scholl
Erickson, McKenzie	Kapfer	Smith
Ettestad	Larson, Nelson	Sticka
Fitch	McInnes	Swett
Godwin	McManus	Thompson
Hagen	Nelson, Morton	Young
Hanson, Barnes	Oglesby	
Henrickson	Olson, Adams	

So the bill passed and the title was agreed to.

Mr. Swett moved that the rules be suspended for the purpose of considering the report of the Special Conference Committee on the Governor's Message.

Which motion lost.

Mr. Swett moved that the Chief Clerk of the House be authorized to draw up a compilation of House and Senate Bills passed by the 23rd Legislative Assembly, order 1,000 copies printed, place them at the disposal of the Secretary of State for the purpose of sending them to House and Senate members and other citizens who may be interested and that the same be charged to legislative expense.

ROLL CALL

The question being on the motion of Mr. Swett, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Piper
Anderson, Logan	Hillman	Place
Anderson, Sargent	Holthusen	Rathbun
Anfinson	Homnes	Rindy
Arneson	Isaak	Rue
Bailey	Jardine	Sandlie
Bettenhausen	Jodock	Sannes
Biewer	Johnson	Savre
Born	Johnston	Schauss
Broschat	Jones	Shurr
Brunsdale	Larson, Ransom	Smith
Correll	Lavik	Solberg

Messrs.	Messrs.	Messrs.
Crockett	Lemke	Sprenger
Cunningham	Lund	Steedsman
Dittmer	Lynch	Sticka
Endres	McInnes	Stoa
Erickson, McLean	McKellar	Strutz
Erickson, McKenzie	Morgan	Sundby, McLean
Espeland	Muus	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Nelson, Morton	Swett
Fitch	Nelson, Ward	Swendseid
Fitzgerald	Niewoehner	Symington
Flannigan	Noben	Thompson
Flaten	Odegard	Traynor
Fuglestad	Olson, Bowman	Treffry
Gilbertson	Opdahl	Twete
Gilchrist	Owings	Twichell
Godwin	Patterson	Wolf
Hanson, Benson	Peters	Wright
Hanson, Stark	Peterson, Bottineau	Madam Speaker
Henrickson	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carlson	Holte	McManus
Dahl	Jensen	Mostad
Ettestad	Kapfer	Oglesby
Gessner	Larson, Nelson	Olson, Adams
Hagen	Lillehaugen	Scholl
Hanson, Barnes	Lofthus	Young

So the motion was declared carried.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the

Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax

Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Concurrent Resolution No. 4.

Also,

House Concurrent Resolution No. 7. Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Also,

House Concurrent Resolution No. 15.

Also,

House Concurrent Resolution No. 11.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Also,

House Bill No. 13. 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. 22. 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.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and

governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Which the House has amended.

Also return:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Swett moved that the rules be suspended for the purpose of receiving the report of the Special Committee on

Conference on the Governor's Message regarding Senate Bill No. 315.

Which motion prevailed.

REPORT OF SPECIAL COMMITTEE

The Special Committee on the Governor's Message made the following report:

Madam Speaker: Your Special Committee on the Governor's Message to whom was referred

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Have had the same under consideration and recommend the same be amended as follows:

Strike out all House Committee amendments and insert in lieu thereof the following:

On page 2, line 11, strike out the words "personal or." Strike out the same words in line 20, page 2.

On page 3, Section 3, line 3, strike out the words "personal and".

On page 4, Section 4, line 8, strike out the words "personal or".

In line 3, Section 6, page 5, strike out the words "personal or professional" and insert the word "professional" before the word "services".

On page 9, line 9, Section 12, strike out the words "or personal".

On page 12, Section 20, line 3, strike out the word "personal".

On page 2, line 19, after the word "corporation" insert a comma and the words "private or municipal" and add a comma.

On page 3, line 15, Section 3, change the word "may" to "shall".

On page 8, line 27, strike out all of line 27 and all of line 28 and insert in lieu thereof the language "judicial district in which he resides,".

On page 12, Section 21, line 4, commencing with the word "such" strike out the balance of that line and all of line 5 and insert in lieu thereof the following: "75 per cent of such monies shall be credited by the State Treasurer to the Real Estate Bond Interest Payment Fund and the remaining 25 per cent of such monies shall be credited to the State Equalization Fund."

In Section 24 of the printed bill, in line 2, page 13, insert the word "as" after the word "effect" and change the word "was" in line 3 to "were" and put a comma after the word "Act" in line 3 and insert the following: "And where there is a conflict between the rates fixed by the Act and those fixed by the schedule, those in the schedule shall govern."

In Section 25, page 13, lines 2 and 3, strike out the emergency.

On page 14, in Schedule 1, insert a new line 6½ as follows: "Admissions to dances, theatres, circuses, carnivals and other amusements".

On page 17, line 88, change "2%" to "1%".

On page 20, line 163, after the word "commercial" insert "including municipal plants" and change the "2%" to "1%".

On line 164, after the word "industrial" include the words "including municipal plants".

On page 22, line 196, after the word "merchandise" include "tobacco in any form".

On page 18, line 118, change "2%" to "1%".

Insert a new Section 23 to read as follows:

"Section 23. The Tax Commissioner shall have authority to employ all necessary assistants and to provide for and furnish all necessary supplies as may be necessary to carry out the provisions of this Act. The State Auditing Board shall approve all vouchers for salaries and expenses as submitted by the Tax Commissioner, and the State Treasurer shall, upon the approval of the Auditing Board, issue warrants for the payment thereof out of the general fund of the State. The State Treasurer shall reimburse the general fund of the State for all moneys so expended for the enforcement of this Act before such moneys collected under this Act are credited to the Real Estate Bond Interest Payment Fund, as provided in Section 21 herein."

Insert a new Section 24 to read as follows:

"Section 24. EMERGENCY APPROPRIATION.) There is hereby appropriated out of the general fund of the State the sum of \$25,000 for the purpose of carrying out the provisions of this Act until such time as sufficient funds may be collected as provided in Section 25 herein."

ReNUMBER Sections 23, 24, 25, and 26 to read "25, 26, 27, 28".

On page 13, after the word "Act", line 15, insert "The State Board of Equalization is hereby directed and empowered, at any regular or special meeting, from time to time, to revise the rates of levy established hereby by reducing or increasing such rates whenever it appears that such rates are excessive or insufficient provided such rates shall be reduced or increased pro rata and shall not exceed 2% except the rate upon malt and cereal beverages which shall be 3%."

Page 17, line 74, strike out the figure "¼" and insert in lieu thereof "1%".

Page 21, line 171½ (new line) Malt and cereal beverages
..... 3%.

Page 22, line 196, insert after the word "form", "except cigarettes and snuff."

And when so amended recommend the same do pass.

H. F. SWETT,
Chairman.

Mr. Twichell moved that Senate Bill No. 315 be amended as follows:

In the title of the bill, lines 3 and 4 of the printed bill, strike out "and upon sales of personal and professional services".

On page 2, lines 10 and 11, strike out all of line 10 after the word "property" and all of line 11 up to the comma preceding the word "including".

In line 20, page 2, strike out everything after the word "property" and ahead of the word "to".

On page 3, strike out all of line, Section 3, up to and including the word "services".

On page 3, line 3, strike out the words "and upon sales of personal and professional services".

On page 3, line 5, strike out the words "or services".

On page 4, Section 4, line 8, strike out all of line 8 following the word "property" and strike out line 9 up to the word "during".

On page 5, Section 6, lines 3 and 4, strike out the words "or services, personal or professional".

On page 9, Section 12, lines 9 and 19, strike out the words "or personal and professional services".

On page 11, Section 17, lines 15 and 16, strike out the words "or of personal or professional services".

On page 12, Section 20, lines 3 and 4, strike out the words "personal or professional services".

Mr. Swett moved, as a substitute motion, that Mr. Twichell's amendments be rejected.

Roll requested and granted.

ROLL CALL

The question being on the substitute motion of Mr. Swett that amendments offered by Mr. Twichell be rejected, the roll was called and there were ayes, 76; nays, 31; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson, Mountrail
Anderson, Logan	Hill	Piper
Anderson, Sargent	Hillman	Place
Anfinson	Isaak	Rindy
Arneson	Jensen	Sandlie
Bailey	Jodock	Sannes
Bettenhausen	Kapfer	Savre
Biewer	Larson, Nelson	Schauss
Born	Larson, Ransom	Shurr
Broschat	Lavik	Solberg
Carlson	Lemke	Sprenger
Crockett	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	McInnes	Strutz
Erickson, McLean	Mostad	Sundby, McLean
Espelund	Nelson, Ward	Sundby, Renville
Ettestad	Niewoehner	Svingen
Falconer	Noben	Swett
Fedje	Odegard	Swendseid
Fitch	Oglesby	Symington
Flannigan	Olson, Adams	Thompson
Fuglestad	Olson, Bowman	Treffry
Godwin	Opdahl	Twete
Hagen	Owings	Wolf
Hanson, Benson	Patterson	Madam Speaker
Hanson, Stark	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Nelson, Dickey
Correll	Jardine	Nelson, Morton
Cunningham	Johnson	Rathbun
Dittmer	Johnston	Rue
Fitzgerald	Jones	Smith
Flaten	Lund	Steedsman
Gessner	Lynch	Traynor
Gilbertson	McKellar	Twichell
Gilchrist	Morgan	Wright
Holthusen	Muus	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Holte	Peterson, Bottineau
Hanson, Barnes	McManus	Scholl

So the motion was declared carried.

Mr. Swett moved the adoption of the amendments offered by the Special Committee.

Mr. Swett moved the previous question.

Roll call demanded and granted.

ROLL CALL

The question being on shall the main question be now put, the roll was called and there were ayes, 74; nays, 30; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peters
Anderson, Logan	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Henrickson	Place
Anfinson	Hill	Rathbun
Arneson	Hillman	Rindy
Bailey	Isaak	Rue
Bettenhausen	Jodock	Sandlie
Biewer	Kapfer	Sannes
Broschat	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Crockett	Lemke	Shurr
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	McInnes	Sticka
Espeland	Morgan	Stoa
Ettestad	Mostad	Sundby, McLean
Falconer	Nelson, Ward	Sundby, Renville
Fedje	Niewoehner	Svingen
Fitch	Noben	Swett
Fitzgerald	Odegard	Swendseid
Flannigan	Olson, Adams	Symington
Fuglestad	Olson, Bowman	Thompson
Gilchrist	Opdahl	Treffry
Godwin	Owings	Twete
Hagen	Patterson	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Piper
Correll	Johnson	Smith
Cunningham	Johnston	Steedsman
Flaten	Jones	Strutz
Gessner	Lynch	Traynor
Gilbertson	McKellar	Twichell
Hanson, Barnes	Muus	Wright
Holthusen	Nelson, Dickey	Young
Homnes	Nelson, Morton	Madam Speaker
Jardine	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Holte	McManus
Dahl	Lavik	Peterson, Bottineau
Dittmer	Lund	Scholl

So the previous question was ordered.

The question being on the motion of Mr. Swett for the adoption of the amendments offered by the Special Committee on Senate Bill No. 315, the motion prevailed.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 315 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the 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, 42; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Peterson,Bottineau
Anderson, Logan	Hanson, Benson	Peterson,Mountrail
Anderson, Sargent	Henrickson	Place
Anfinson	Hill	Rindy
Arneson	Hillman	Sandie
Bailey	Isaak	Sannes
Bettenhausen	Kapfer	Savre
Biewer	Larson, Nelson	Schauss
Broschat	Larson, Ransom	Shurr
Crockett	Lavik	Sprenger
Endres	Lemke	Stoa
Erickson,McKenzie	Lofthus	Sundby, McLean
Erickson, McLean	McInnes	Sundby, Renville
Espeland	Nelson, Morton	Swett
Ettetstad	Niewoehner	Swendseid
Falconer	Noben	Symington
Fedje	Odegard	Thompson
Fitch	Olson, Adams	Treffry
Flannigan	Olson, Bowman	Twete
Gilchrist	Opdahl	Wolf
Godwin	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson	Rathbun
Carlson	Johnston	Rue
Correll	Jones	Smith
Cunningham	Lillehaugen	Solberg
Fitzgerald	Lynch	Steedsman
Flaten	McKellar	Sticka
Fuglestad	Morgan	Strutz
Gessner	Mostad	Svingen
Gilbertson	Muus	Traynor
Hanson, Stark	Nelson, Dickey	Twichell
Holthusen	Nelson, Ward	Wright
Homnes	Oglesby	Young
Jardine	Patterson	Madam Speaker
Jensen	Peters	
Jodock	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hanson, Barnes	McManus
Dahl	Lund	Scholl
Dittmer	Holte	

So the bill passed and the title was agreed to.

Mr. Swett moved that the vote by which Senate Bill No. 315 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Traynor moved that Senate Bill No. 80 be placed at the head of the calendar.

Which motion prevailed.

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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, 84; nays, 1; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holthusen	Peters
Anfinson	Homnes	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jodock	Rathbun
Born	Johnson	Rindy

Messrs.	Messrs.	Messrs.
Broschat	Jones	Rue
Correll	Kapfer	Sannes
Crockett	Larson, Nelson	Schauss
Cunningham	Larson, Ransom	Shurr
Dittmer	Lavik	Solberg
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lund	Sticka
Falconer	McInnes	Stoa
Fedje	McKellar	Strutz
Fitzgerald	Mostad	Sundby, McLean
Flannigan	Muus	Sundby, Renville
Flaten	Nelson, Dickey	Svingen
Fuglestad	Nelson, Morton	Swendseid
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Benson	Olson, Adams	Wright
Hanson, Stark	Owings	Young
Hill	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Anderson, Sargent	Hillman	Place
Bailey	Holte	Sandlie
Brunsdale	Jensen	Savre
Carlson	Johnston	Scholl
Dahl	Lofthus	Smith
Endres	Lynch	Swett
Ettestad	McManus	Thompson
Fitch	Morgan	
Hanson, Barnes	Olson, Bowman	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service

in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 75. 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.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 7; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Jodock	Patterson
Bettenhausen	Johnson	Peters
Biewer	Johnston	Peterson, Bottineau
Born	Jones	Peterson, Mountrail
Correll	Kapfer	Piper
Crockett	Larson, Nelson	Place
Cunningham	Larson, Ransom	Rathbun
Erickson, McKenzie	Lavik	Sannes
Erickson, McLean	Lemke	Schauss
Espeland	Lillehaugen	Shurr
Falconer	Lofthus	Smith
Fedje	Lund	Solberg
Fitzgerald	Lynch	Sprenger
Flannigan	McInnes	Sticka
Fuglestad	McKellar	Stoa
Gessner	Morgan	Sundby, Renville
Gilchrist	Mostad	Svingen
Godwin	Muus	Swett
Hagen	Nelson, Dickey	Swendseid

Messrs.	Messrs.	Messrs.
Hanson, Benson	Nelson, Morton	Symington
Hanson, Stark	Nelson, Ward	Traynor
Hillman	Niewoehner	Twete
Holthusen	Odegard	Wright
Homnes	Oglesby	Young
Isaak	Olson, Bowman	
Jardine	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hill	Savre	Madam Speaker
Noben	Sundby, McLean	
Rindy	Treffry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Endres	Olson, Adams
Anderson, Sargent	Ettestad	Opdahl
Anfinson	Fitch	Rue
Arneson	Flaten	Sandlie
Bailey	Gilbertson	Scholl
Broschat	Hanson, Barnes	Steedsman
Brunsdale	Henrickson	Strutz
Carlson	Holte	Thompson
Dahl	Jensen	Twichell
Dittmer	McManus	Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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, 79; nays, 8; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peters
Anderson, Logan	Hillman	Peterson, Bottineau
Anfinson	Holthusen	Peterson, Mountrail
Arneson	Isaak	Place
Bailey	Jardine	Rathbun
Bettenhausen	Jodock	Rue
Biewer	Johnson	Sandlie
Born	Johnston	Sannes
Broschat	Jones	Schauss
Carlson	Kapfer	Shurr
Correll	Larson, Ransom	Smith
Cunningham	Lemke	Solberg
Dittmer	Lofthus	Sprenger

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka
Espeland	McInnes	Stoa
Falconer	McKellar	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flaten	Muus	Swendseid
Fuglestad	Nelson, Dickey	Traynor
Gessner	Nelson, Ward	Twete
Gilbertson	Niewoehner	Twichell
Hagen	Odegard	Wolf
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Owings	
Henrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lillehaugen	Rindy	Young
Noben	Savre	Madam Speaker
Piper	Treffry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Olson, Adams
Brunsdale	Hanson, Barnes	Olson, Bowman
Crockett	Holte	Opdahl
Dahl	Homnes	Scholl
Endres	Jensen	Strutz
Ettestad	Larson, Nelson	Swett
Fitch	Lavik	Symington
Flannigan	McManus	Thompson
Gilchrist	Nelson, Morton	

So the bill passed and the title was agreed to.

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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, 69; nays, 10; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Odegard
Anderson, Logan	Gilbertson	Oglesby
Anfinson	Godwin	Owings
Arneson	Hagen	Peters
Bailey	Hanson, Benson	Peterson,Bottineau
Bettenhausen	Hanson, Stark	Piper
Biewer	Henrickson	Rathbun

Messrs.	Messrs.	Messrs.
Born	Hillman	Rue
Broschat	Holthusen	Sandlie
Correll	Homnes	Schauss
Crockett	Isaak	Shurr
Cunningham	Jensen	Smith
Dittmer	Jodock	Solberg
Erickson, McKenzie	Jones	Sprenger
Erickson, McLean	Larson, Ransom	Steedsman
Espeland	Lofthus	Stoa
Ettestad	Lund	Sundby, McLean
Falconer	Morgan	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swett
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Morton	Wright
Fuglestad	Nelson, Ward	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lillehaugen	Rindy	Wolf
Noben	Savre	Madam Speaker
Olson, Bowman	Treffry	
Peterson, Mountrail	Twete	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnston	Patterson
Brunsdale	Kapfer	Place
Carlson	Larson, Nelson	Sannes
Dahl	Lavik	Scholl
Endres	Lemke	Sticka
Fitch	Lynch	Strutz
Gilchrist	McInnes	Swendseid
Hanson, Barnes	McKellar	Thompson
Hill	McManus	Traynor
Holte	Niewoehner	Twichell
Jardine	Olson, Adams	
Johnson	Opdahl	

So the bill passed and the title was agreed to.

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for 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, 71; nays, 7; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Piper
Anderson, Logan	Hanson, Stark	Rathbun
Anfinson	Henrickson	Rue

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Sandlie
Bettenhausen	Holthausen	Sannes
Biewer	Isaak	Schauss
Born	Jensen	Shurr
Broschat	Jodock	Solberg
Correll	Johnston	Sprenger
Crockett	Lemke	Steedsman
Erickson, McLean	Lillehaugen	Sticka
Erickson, McKenzie	Lofthus	Stoa
Espeland	Lund	Sundby, McLean
Ettestad	Morgan	Sundby, Renville
Falconer	Mostad	Svingen
Fedje	Nelson, Morton	Swendseid
Fitzgerald	Noben	Symington
Flaten	Odegard	Twete
Fuglestad	Oglesby	Twichell
Gessner	Olson, Adams	Wolf
Gilbertson	Olson, Bowman	Wright
Gilchrist	Owings	Young
Godwin	Peterson, Bottineau	Madam Speaker
Hagen	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Homnes	Rindy	Treffry
Muus	Savre	
Peters	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holte	Nelson, Dickey
Bailey	Jardine	Nelson, Ward
Brunsdale	Johnson	Niewoehner
Carlson	Jones	Opdahl
Cunningham	Kapfer	Patterson
Dahl	Larson, Nelson	Place
Dittmer	Larson, Ransom	Scholl
Endres	Lavik	Strutz
Fitch	Lynch	Swett
Flannigan	McInnes	Thompson
Hanson, Barnes	McKellar	Traynor
Hill	McManus	

So the bill passed and the title was agreed to.

Senate Bill No. 50. 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, as amended, the roll was called and there were ayes, 80; nays, 2; absent and not voting, 31.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Mountrail
Anderson, Logan	Holte	Piper
Anderson, Sargent	Holthusen	Place
Anfinson	Homnes	Rathbun
Arneson	Isaak	Rindy
Bettenhausen	Jensen	Sandie
Biewer	Jodock	Sannes
Born	Jones	Smith
Broschat	Kapfer	Solberg
Correll	Lemke	Sprenger
Dahl	Lofthus	Steedsman
Endres	Lund	Sticka
Erickson, McKenzie	McInnes	Stoa
Espeland	Morgan	Sundby, Renville
Ettestad	Mostad	Svingen
Falconer	Muus	Swett
Fedje	Nelson, Dickey	Swendseid
Fitzgerald	Nelson, Morton	Symington
Flaten	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Twichell
Gilchrist	Odegard	Wolf
Godwin	Oglesby	Wright
Hagen	Opdahl	Young
Hanson, Benson	Owings	Madam Speaker
Hanson, Stark	Peters	
Henrickson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.
Fuglestad	Olson, Bowman
Lillehaugen	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Jardine	Rue
Brunsdale	Johnson	Savre
Carlson	Johnston	Schauss
Crockett	Larson, Nelson	Scholl
Cunningham	Larson, Ransom	Shurr
Dittmer	Lavik	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Fitch	McKellar	Thompson
Flannigan	McManus	Traynor
Hanson, Barnes	Olson, Adams	
Hillman	Patterson	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has not concurred in the Conference Committee's

amendment to House Bill No. 93, and the President of the Senate has appointed as a new Conference Committee Senators Greene, Olson and Trovatten.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 263.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Lynch moved that the House do concur in the Senate amendments as to House Bill No. 93.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and that House Bill No. 93 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, 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, 75; nays, 19; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Opdahl
Anderson, Logan	Homnes	Owings
Anderson, Sargent	Isaak	Peters
Anfinson	Jardine	Peterson, Mountrail
Arneson	Jodock	Place
Bailey	Johnson	Rathbun
Biewer	Johnston	Rue
Born	Jones	Sandlie
Broschat	Kapfer	Schauss
Brunsdale	Larson, Nelson	Shurr
Carlson	Larson, Ransom	Sprenger
Correll	Lavik	Steedsman

Messrs.	Messrs.	Messrs.
Crockett	Lillehaugen	Sticka
Cunningham	Lofthus	Stoa
Espeland	Lund	Sundby, McLean
Ettestad	Lynch	Svingen
Falconer	McInnes	Swett
Flaten	McKellar	Swendseid
Gessner	Morgan	Symington
Gilbertson	Mostad	Thompson
Godwin	Muus	Traynor
Hagen	Nelson, Dickey	Twichell
Hanson, Benson	Niewoehner	Wright
Hanson, Stark	Noben	Young
Hill	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Nelson, Ward	Savre
Erickson, McKenzie	Odegard	Sundby, Renville
Erickson, McLean	Oglesby	Treffry
Fedje	Patterson	Twete
Fitzgerald	Peterson, Bottineau	Wolf
Fuglestad	Piper	
Gilchrist	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Hillman	Sannes
Dittmer	Holte	Scholl
Endres	Jensen	Smith
Fitch	Lemke	Solberg
Flannigan	McManus	Strutz
Hanson, Barnes	Nelson, Morton	
Henrickson	Olson, Bowman	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Mr. Peters 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. 66. 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, 79; nays, 10; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peterson, Bottineau
Anderson, Logan	Holthusen	Peterson, Mountrail
Anderson, Sargent	Homnes	Rathbun
Anfinson	Jardine	Rue
Bailey	Jodock	Sandlie
Biewer	Johnson	Sannes
Broschat	Johnston	Savre
Brunsdale	Jones	Schauss
Carlson	Kapfer	Shurr
Correll	Larson, Nelson	Solberg
Crockett	Larson, Ransom	Sprenger
Cunningham	Lillehaugen	Steedsman
Erickson, McKenzie	Lynch	Sticka
Erickson, McLean	McInnes	Stoa
Espeland	McKellar	Sundby, Renville
Ettestad	Morgan	Svingen
Falconer	Mostad	Swett
Fedje	Muus	Swendseid
Flannigan	Nelson, Dickey	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Noben	Twete
Gilbertson	Odegard	Twichell
Gilchrist	Olson, Adams	Wright
Godwin	Olson, Bowman	Young
Hagen	Owings	
Hanson, Stark	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Lund	Wolf
Bettenhausen	Oglesby	Madam Speaker
Born	Piper	
Lofthus	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	Hillman	Opdahl
Dittmer	Holte	Patterson
Endres	Isaak	Place
Fitch	Jensen	Scholl
Fitzgerald	Lavik	Smith
Hanson, Barnes	Lemke	Strutz
Hanson, Benson	McManus	Sundby, McLean
Henrickson	Nelson, Morton	Traynor

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 75. 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.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Which the House has amended.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Which the House has passed unchanged.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 93.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Swett moved that Senate Bill No. 143 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10,

189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Was read the third time.

Mr. Jones asked unanimous consent to amend Senate Bill No. 143.

Which request was refused.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Opdahl
Anderson, Logan	Holthusen	Owings
Anderson, Sargent	Isaak	Peterson, Bottineau
Anfinson	Jardine	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnston	Rathbun
Born	Kapfer	Rue
Broschat	Larson, Ransom	Sandlie
Carlson	Lavik	Sannes
Crockett	Lillehaugen	Shurr
Erickson, McLean	Lofthus	Solberg
Espeland	Lund	Sprenger
Ettestad	McInnes	Sticka
Falconer	McKellar	Stoa
Fedje	Morgan	Sundby, McLean
Fitzgerald	Mostad	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Fuglestad	Niewoehner	Swett
Gilchrist	Noben	Swendseid
Godwin	Odegard	Thompson
Hagen	Oglesby	Twete
Hanson, Benson	Olson, Adams	Wolf
Hanson, Stark	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Gessner	Peters

Messrs.	Messrs.	Messrs.
Brunsdale	Gilbertson	Rindy
Cunningham	Hornes	Schauss
Dittmer	Johnson	Steedsman
Erickson, McKenzie	Jones	Symington
Fitch	Muus	Twichell
Flaten	Nelson, Ward	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Larson, Nelson	Scholl
Dahl	Lemke	Smith
Endres	Lynch	Strutz
Hanson, Barnes	McManus	Traynor
Henrickson	Nelson, Morton	Treffry
Hillman	Patterson	Young
Holte	Savre	

So the bill passed and the title was agreed to.

Mr. Owings moved that the vote by which Senate Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twete: "Madam Speaker: I am not in accord with Senate Bill No. 143. During the last campaign we told the people in my district that if they elected us that we would change the hail laws so they would have compulsory hail insurance or at least compulsory listing, but being unable in my effort to get through a bill that the people in my district would approve of, I vote aye on this bill so the emergency may carry so that it will go in effect this year, but I want to vote for it for the purpose of getting the emergency in order that it may be in operation this year. So I vote aye."

Mr. Godwin: "Madam Speaker: I vote aye on this bill, not because I think it is a good bill, but because a majority of the farmers on the Committee said that it was a good bill. I personally don't think it is worth a hang."

Mr. Fedje: "Madam Speaker: The delegation from Williams County were instructed for compulsory hail insurance. When we came down here we found that it was impossible for us to put a law like that across. Personally, my colleagues and I feel that this bill will not take care of the farmers of the middle western section of the State, but it is the best we can do at this time and we have decided not to oppose it, so as to have a skeleton of something like the hail insurance law. I vote aye."

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills Nos. 102, 18, 163, 197, 67, 161, 275,

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1835

328, 294, 107, 178, which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. CC.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also return:

House Concurrent Resolution No. 19.

Which the Senate has amended.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a Conference Committee on Senate Bill No. 47, Senators Stucke, Watt, and Brostuen.

Also,

The President has appointed as a Conference Committee on House Bill No. 21, Senators Tinnes, Matthaei and Porter.

Also,

The President has appointed as a Conference Committee on House Bill No. 3, Senators Fredrickson, Field and Marshall.

Also,

The President has appointed as a Conference Committee on House Bill No. 16, Senators McDonald, Whelan and Atkins.

Also,

The President has appointed as a Conference Committee on House Bill No. 148, Senators Hamilton, Wog and Whitman.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 81 and 73.

Also return:

Senate Bill No. 315, as requested.

Also,

The President of the Senate has appointed Senators Marshall, Brunsdale and Dubay as a Conference Committee on House Bill No. 14.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a Conference Committee on House Bills Nos. 23, 25, 26, Senators Watt, Burkhardt and Indergaard.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following:

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Also,

House Concurrent Resolution No. 11.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Also,

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Also,

House Concurrent Resolution No. 4.

Which the Senate has passed unchanged.

Also,

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 6. 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. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of

liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Which the Senate has amended.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Which the Senate has passed unchanged.

Also,

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Which the Senate has indefinitely postponed.

Also transmit:

Senate Concurrent Resolution No. U. Requesting the Federal Government to provide care, support and education for Indians on Reservations in this state and thus relieve the adjacent communities of the responsibilities of said care.

Also,

Senate Concurrent Resolution No. V. Recommending that the International Peace Garden, Inc., be given the power of Eminent Domain.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 167 Senators Fredrickson, Atkins and Bangert.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a Conference Committee on House Bill No. 7 Senators Bonzer, Atkins and Whelan.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Have had the same under consideration and the same report they have disagreed and ask to be discharged.

Senate

O. E. ERICKSON of Kidder,
E. C. Stucke,
F. T. GRONVOLD,

House

EDW. SAVRE,
MATH DAHL,
F. PAUL SMITH.

Mr. Peters moved that the House accept the report of the Conference Committee on Senate Bill No. 167 that the Committee be discharged, and that the Chair appoint a new Conference Committee on Senate Bill No. 167.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Jardine, Symington and Shurr.

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 7. 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 the same under consideration and are unable to agree, and state that we be discharged and a new Committee be appointed.

For the Senate:

TOM WHELAN,
S. J. ATKINS,
ARTHUR BONZER, JR.

For the House:

O. C. ANDERSON,
J. M. THOMPSON,
C. M. OPDAHL.

Mr. Peters moved that the Conference Committee on House Bill No. 7 be discharged and that the Speaker appoint a new Conference Committee on House Bill No. 7.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Johnson, Sannes and Swendseid.

Mr. Godwin moved that the House recess subject to the call of the Chair.

Which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a new Conference Committee on House Bill No. 21 Senators Tinnes, Trout and Plath.

Also the President has appointed as a new Conference Committee on House Bill No. 7 Senators Thorson, Handley and Bonzer.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Which the Senate has amended.

Also,

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Which the Senate has passed unchanged.

Also,

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Which the Senate has amended.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 315.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEES

Conference Committees made the following report:

Madam Speaker: Your Conference Committee to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have disagreed and ask to be excused.

House:

STONE HILLMAN,
J. T. NELSON,
H. M. HENRICKSON.

Senate:

TINNES,
MATTHAEI,
PORTER.

Mr. Swett moved that the House do concur in the Senate amendments to House Bill No. 21.

Mr. Piper moved, as a substitute motion, that the House do not concur in the Senate amendments to House Bill 21, and that the Speaker appoint a Conference Committee to confer with a like Committee from the Senate as to House Bill No. 21.

Which motion prevailed.

The Chair appointed the following Committee: Representatives Sandlie, Olson of Bowman and Rue.

The Committee on Conference made the following report:

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the bill be amended as follows:

In line 3 of the engrossed bill, strike out the figures "8,504" and insert in lieu thereof the figure "8910."

That the Senate do concur in the house amendments in line 8.

In line 9 of the engrossed bill, strike out the figures "1664" and insert in lieu thereof the figures "2070." Further: That the Senate do concur in the House amendments in lines 12 and 13.

In line 16 of the engrossed bill, strike out the figures "8,504 dollars" and insert in lieu thereof the figures "8,910."

For the House:

A. E. SANDLIE,
R. C. SANNES,
DAN R. JONES.

For the Senate

E. C. STUCKE,
WM. WATT,
J. K. BROSTUEN.

And when so amended recommend the same do pass.

Mr. Falconer moved that the House accept the report of the Conference Committee on Senate Bill No. 47.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 47 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 47. A Bill for an Act making an appropriation for the 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, as amended, the roll was called and there were ayes, 83; nays, 2; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau
Anderson, Sargent	Isaak	Peterson, Mountrail
Anfinson	Jensen	Piper
Arneson	Jodock	Place
Bailey	Johnson	Rathbun
Biewer	Johnston	Rindy
Born	Jones	Sandlie
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Savre
Correll	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa
Ettestad	McKellar	Strutz
Falconer	Morgan	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Twete
Hanson, Barnes	Oglesby	Twichell
Hanson, Benson	Olson, Adams	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

Those voting in the negative were:

Messrs.
Bettenhausen
Crockett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Schauss
Cunningham	Jardine	Scholl
Dahl	Kapfer	Shurr
Dittmer	Lynch	Smith
Fitch	McInnes	Swendseid
Flaten	McManus	Treffry

Messrs.	Messrs.	Messrs.
Godwin	Nelson, Dickey	Wolf
Hagen	Olson, Bowman	Wright
Hill	Patterson	
Holte	Rue	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Committee on Conference made the following report:

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Recommend the House concur in the Senate amendment.

For the Senate:

S. S. McDONALD,
S. J. ATKINS,
TOM WHELAN.

For the House:

S. OGLESBY,
J. D. HOLTHUSEN,
LEWIS HAGEN.

Mr. Swett moved that the House adopt the report of the Conference Committee on House Bill No. 16 and that the Committee be discharged.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that House Bill No. 16 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, 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, 74; nays, 15; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Niewoehner
Anderson, Logan	Gilchrist	Noben
Anderson, Sargent	Hanson, Barnes	Odegard
Anfinson	Hanson, Benson	Oglesby
Arneson	Hanson, Stark	Olson, Adams
Bailey	Hill	Olson, Bowman
Bettenhausen	Holthusen	Owings
Biewer	Isaak	Peters
Born	Jensen	Peterson, Mountrail
Broschat	Jodock	Place
Carlson	Johnson	Rathbun
Correll	Larson, Nelson	Sandlie
Dittmer	Larson, Ransom	Sannes
Endres	Lavik	Solberg
Erickson, McKenzie	Lillehaugen	Sprenger
Erickson, McLean	Lofthus	Steedsman
Espeland	Lund	Sticka
Ettestad	Lynch	Stoa
Falconer	McInnes	Strutz
Fitch	McKellar	Sundby, McLean
Fedje	McManus	Sundby, Renville
Fitzgerald	Mostad	Swett
Flannigan	Muus	Swendseid
Fuglestad	Nelson, Morton	Young
Gessner	Nelson, Ward	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Henrickson	Opdahl	Symington
Hillman	Piper	Thompson
Jones	Rindy	Twete
Lemke	Savre	Wolf
Morgan	Svingen	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Schauss
Crockett	Jardine	Scholl
Cunningham	Johnston	Shurr
Dahl	Kapfer	Smith
Flaten	Nelson, Dickey	Traynor
Godwin	Patterson	Treffry
Hagen	Peterson, Bottineau	Twichell
Holte	Rue	Wright

So the bill passed and the title was agreed to.

Mr. Swett moved that the House concur in the Senate amendments to House Resolution No. 14.

Which motion prevailed.

Mr. Swett moved that House Concurrent Resolution No. 14 be adopted.

Mr. Lynch moved, as a substitute motion, that further consideration of House Concurrent Resolution No. 14 be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. Swett, that the Resolution be adopted, the motion prevailed and the Resolution was adopted.

REPORT OF CONFERENCE COMMITTEE

The Committee on Conference made the following report:

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

We recommend that the House concur in the Senate amendment.

House Members:

H. T. PETERSON,
C. O. ARNESEN,
W. J. GODWIN.

Senate Members:

D. H. HAMILTON,
GUST WOG,
W. S. WHITMAN.

Mr. Swett moved that the House concur in the Senate amendments to House Bill No. 148.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and that House Bill No. 148 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling 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, 84; nays, 9; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Peters
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bailey	Holte	Place
Biewei	Holthusen	Rathbun
Born	Isaak	Rue
Broschat	Jensen	Sandlie
Carlson	Jodock	Sannes
Correll	Johnston	Savre
Crockett	Kapfer	Solberg
Dahl	Larson, Nelson	Sprenger
Dittmer	Larson, Ransom	Steedsman
Endres	Lavik	Sticka
Erickson, McKenzie	Lemke	Stoa
Erickson, McLean	Lillehaugen	Strutz
Espeland	Lofthus	Sundby, McLean
Ettestad	Lynch	Sundby, Renville
Falconer	McInnes	Svingen
Fedje	McKellar	Swendseid
Fitch	Muus	Treffry
Fitzgerald	Nelson, Morton	Twete
Fuglestad	Nelson, Ward	Twichell
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Wright
Gilchrist	Odegard	Young
Godwin	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Barnes	Morgan	Piper
Jones	Mostad	Rindy
Lund	Oglesby	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Jardine	Scholl
Brunsdale	Johnson	Shurr
Cunningham	McManus	Smith
Flannigan	Nelson, Dickey	Swett
Flaten	Opdahl	Thompson
Hagen	Patterson	Traynor
Homnes	Schauss	

So the bill passed and the title was agreed to.

Mr. Godwin moved that the House do concur in the Senate amendments to House Bill No. 209.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that

House Bill No. 209 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; 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, 65; nays, 34; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Adams
Anderson, Logan	Hanson, Benson	Olson, Bowman
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Henrickson	Peters
Arneson	Hill	Peterson, Bottineau
Bettenhausen	Holthusen	Peterson, Mountrail
Biewer	Isaak	Place
Broschat	Jensen	Rathbun
Carlson	Jodock	Sandlie
Crockett	Johnston	Sannes
Dahl	Kapfer	Savre
Erickson, McKenzie	Larson, Nelson	Shurr
Erickson, McLean	Larson, Ransom	Solberg
Espeland	Lavik	Sprenger
Ettestad	Lemke	Sticka
Falconer	Lillehaugen	Strutz
Fedje	Lofthus	Sundby, McLean
Fitzgerald	McInnes	Sundby, Renville
Flannigan	Mostad	Treffry
Fuglestad	Nelson, Ward	Twete
Gilchrist	Noben	Woff
Godwin	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Jones	Steedsman
Brunsdale	Lund	Svingen
Correll	Lynch	Swett
Dittmer	McKellar	Swendseid
Endres	Morgan	Symington

Messrs.	Messrs.	Messrs.
Fitch	Muus	Thompson
Flaten	Nelson, Morton	Twichell
Gessner	Niewoehner	Wright
Gilbertson	Oglesby	Young
Hillman	Piper	Madam Speaker
Holte	Rindy	
Johnson	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	McManus	Scholl
Cunningham	Nelson, Dickey	Smith
Hagen	Opdahl	Stoa
Homnes	Patterson	Traynor
Jardine	Schauss	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills, Nos. 105, 118, 135, 221, 259, 261, 81, 73, 169, 267, 236, 247 and 291.

Also Senate Concurrent Resolution No. AA.

Also Senate Concurrent Resolution No. X.

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEE

Your Conference Committee on:

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Submit the following report and move its adoption:

In line 3 of Section 1 of the engrossed Bill strike out the figures \$101,978 and insert in lieu thereof \$118,904.

In line 9, Section 1, change the figures \$7,700 to \$9,151.

In line 10, Section 1, change the figures \$38,000 to \$49,448.

In line 11, Section 1, change the figures \$16,578 to \$21,145.

In line 14, Section 1, change the figures \$2,000 to \$2,500.

In line 17, Section 1, change the figures \$6,350 to \$5,310.

In line 12, page 2, change the figures \$118,778 to \$135,704.

In line 14, page 2, change the figures \$93,778 to \$110,704.

In line 30, page 2, after the word "Total" change the figures \$101,978 to \$118,904.

For the Senate:

A. S. MARSHALL,
ALBERT DUBAY,
C. N. BRUNSDALE.

For the House:

GEO. ALJETS,
ANDREW JOHNSTON,
C. H. OPDAHL.

Mr. Opdahl moved that the report of the Conference Committee on House Bill No. 14 be adopted.

Which motion prevailed.

Mr. Opdahl moved that the rules be suspended and that House Bill No. 14 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, 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, 84; nays, 9; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Oglesby
Anderson, Logan	Henrickson	Olson, Adams
Anderson, Sargent	Hill	Olson, Bowman
Anfinson	Holte	Opdahl
Arneson	Holthusen	Owings
Bailey	Isaak	Peters
Born	Jensen	Peterson, Bottineau
Broschat	Jodock	Place
Carlson	Johnson	Rathbun
Correll	Johnston	Rindy

Messrs.	Messrs.	Messrs.
Crockett	Jones	Rue
Dahl	Kapfer	Sandlie
Dittmer	Larson, Nelson	Sannes
Endres	Larson, Ransom	Solberg
Erickson, McKenzie	Lavik	Sprenger
Erickson, McLean	Lemke	Sticka
Espeland	Lillehaugen	Strutz
Ettestad	Lofthus	Sundby, McLean
Falconer	Lynch	Sundby, Renville
Fedje	McKellar	Swett
Fitch	Morgan	Swendseid
Flannigan	Mostad	Thompson
Flaten	Muus	Treffry
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wright
Hanson, Barnes	Noben	Young
Hanson, Benson	Odegard	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biewer	Piper	Svingen
Hillman	Savre	Symington
Lund	Stoa	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Homnes	Schauss
Brunsdale	Jardine	Scholl
Cunningham	McInnes	Shurr
Fitzgerald	McManus	Smith
Fuglestad	Nelson, Dickey	Steedsman
Godwin	Patterson	Traynor
Hagen	Peterson, Mountrail	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Fitch moved that the Chair appoint a Committee of three to call on the Bank of North Dakota to arrange for enough currency for the cashing of legislative warrants.

Which motion prevailed.

The Chair appointed the following Committee: Representatives Rue, Carlson and Johnson.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 67 was rejected and a new Conference Committee was appointed as follows: Jardine, Symington and Shurr.

Also,

Inform you that the report of the Conference Committee on House Bill No. 7 was rejected and a new Conference Committee was appointed as follows: Johnson, Sannes and Swendseid.

Also,

Inform you that the report of the Conference Committee on House Bill No. 21 was rejected and a new Conference Committee was appointed as follows: Sandlie, Olson (Bowman) and Rue.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 47.

Also,

Inform you that the House has adopted the report of the Conference Committee on House Bill No. 16.

Also,

Inform you that the House has adopted the report of the Conference Committee on House Bill No. 148.

Also,

Inform you that the House has concurred in the Senate amendment to House Bill No. 209.

Also,

Inform you that the House has concurred in the Senate amendments to House Bill No. 14.

Also return:

Senate Bill No. 66. 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.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; pro-

viding for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Which the Senate has amended.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Which the Senate has passed unchanged.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate requests the Chief Clerk of the House to certify to

the Senate the action which was taken upon the proposed amendment to Senate Bill No. 315, which the Senate has approved.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Fedje moved that the House do concur in the Senate amendments to House Bill No. 167.

Mr. Twete moved, as a substitute motion, that further consideration of House Bill No. 167 be indefinitely postponed.

Mr. Place moved a call of the House.

Which motion prevailed.

Roll call disclosed the following members absent: Scholl and McManus.

Mr. Place moved that the call of the House be dispensed with.

Which motion prevailed.

The question being on the substitute motion of Mr. Twete that further consideration of House Bill No. 167 be indefinitely postponed, the motion lost.

The question being on the original motion of Mr. Fedje that the House concur in the Senate amendments to House Bill No. 167, the motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Bill No. 167 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, 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, 69; nays, 38; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Olson, Bowman
Anderson, Logan	Godwin	Opdahl
Anderson, Sargent	Hagen	Owings
Anfinson	Hanson, Benson	Peterson, Bottineau
Bailey	Hanson, Stark	Peterson, Mountrail
Bettenhausen	Henrickson	Place
Biewer	Hill	Rathbun
Born	Holthusen	Rindy
Broschat	Jardine	Sandlie
Crockett	Jensen	Sannes
Dahl	Jodock	Savre
Endres	Kapfer	Shurr
Erickson, McKenzie	Larson, Nelson	Solberg
Erickson, McLean	Larson, Ransom	Sprenger
Espeland	Lavik	Sticka
Ettestad	Lemke	Strutz
Falconer	Lofthus	Sundby, McLean
Fedje	Lund	Sundby, Renville
Fitch	McInnes	Swendseid
Fitzgerald	Niewoehner	Thompson
Flannigan	Noben	Treffry
Fuglestad	Odegard	Wolf
Gilbertson	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Johnston	Piper
Brunsdale	Jones	Rue
Carlson	Lillehaugen	Smith
Correll	Lynch	Steedsman
Dittmer	McKellar	Stoa
Flaten	Mostad	Svingen
Gessner	Muus	Symington
Hanson, Barnes	Nelson, Dickey	Traynor
Hillman	Nelson, Morton	Twete
Holte	Nelson, Ward	Twichell
Homnes	Oglesby	Wright
Isaak	Patterson	Young
Johnson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Morgan	Scholl
McManus	Schauss	Swett

So the bill passed and the title was agreed to.

Mr. Crockett moved that the vote by which House Bill No. 167 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 8. 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. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures

Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas

Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors

and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota. Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tort feasons; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tort feasons and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Concurrent Resolution No. AA.

Also,

Senate Concurrent Resolution No. X.

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 8. 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. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed With-

out First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota

for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Bill No. 297. A Bill for an Act to amend and reenact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 299. A Bill for an Act amending and reenacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 19. 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,

Senate Bill No. 13. 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.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the Speaker of the House has signed.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

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 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t.15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 13. 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. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 143 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, Defining Usury, and Declaring an Emergency.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Also,

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Also,

House Concurrent Resolution No. 4.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Also,

House Concurrent Resolution No. 11.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Com-

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Concurrent Resolution No. AA.

Also,

Senate Concurrent Resolution No. X.

Which the Speaker of the House has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Twete moved that the House concur in the Senate amendments to House Bill No. 102.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and that House Bill No. 102 be considered properly re-engrossed and placed upon third reading and final passage.

Mr. Gilbertson moved, as a substitute motion, that further consideration of House Bill No. 102 be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. Twete.

Roll call demanded.

ROLL CALL

The question being on suspension of rules, 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	Hanson, Benson	Peterson, Bottineau
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Jodock	Place
Anfinson	Johnston	Rindy
Biewer	Kapfer	Sandlie
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Savre
Crockett	Lavik	Shurr
Dahl	Lemke	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	McInnes	Stoa
Espeland	Mostad	Sundby, McLean
Falconer	Nelson, Ward	Sundby, Renville
Fedje	Noben	Svingen
Fitzgerald	Odegard	Swett
Flannigan	Olson, Adams	Treffry
Fuglestad	Olson, Bowman	Twete
Gilchrist	Opdahl	
Godwin	Owings	
Hagen	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holte	Piper
Bailey	Holthusen	Rathbun
Bettenhausen	Homnes	Rue
Born	Isaak	Schauss
Brunsdale	Jardine	Smith
Correll	Jensen	Steedsman
Cunningham	Johnson	Sticka
Dittmer	Jones	Strutz
Endres	Lillehaugen	Symington
Ettestad	Lund	Thompson
Fitch	Lynch	Traynor
Flaten	McKellar	Twichell
Gessner	Muus	Wolf
Gilbertson	Nelson, Dickey	Wright
Hanson, Barnes	Nelson, Morton	Young
Hanson, Stark	Niewoehner	Madam Speaker
Henrickson	Oglesby	
Hillman	Peters	

Absent and not voting:

Messrs.	Messrs.
McManus	Scholl
Morgan	Swendseid

So the motion was declared lost.

Mr. Swendseid moved that the House reconsider the vote by which it concurred in the Senate amendments to House Bill No. 102.

Which motion prevailed.

Mr. Swendseid moved that the House do not concur in the Senate amendments to House Bill No. 102 and that the Chair appoint a Committee to confer with a like Committee from the Senate, as to House Bill No. 102.

Which motion prevailed.

The Chair appointed the following committee: Representatives Flannigan, Solberg and Jones.

Mr. Twichell moved that the records be corrected to show that third reading of Senate Bill 315 was not given prior to the vote on its final passage.

Which motion prevailed.

THIRD READING OF RESOLUTION

Concurrent Resolution No. 19.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 93; nays, 5; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Patterson
Anderson, Sargent	Homnes	Peters
Anfinson	Isaak	Peterson, Bottineau
Arneson	Jardine	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Biewer	Johnson	Rathbun
Born	Jones	Rindy
Broschat	Kapfer	Rue
Carlson	Larson, Nelson	Sannes
Correll	Larson, Ransom	Savre
Crockett	Lavik	Schauss
Endres	Lemke	Shurr
Erickson, McKenzie	Lillehaugen	Solberg
Erickson, McLean	Lofthus	Sprenger
Espeland	Lund	Stedsman
Falconer	Lynch	Sticka
Fedje	McInnes	Stoa
Fitzgerald	McKellar	Sundby, McLean
Fuglestad	Morgan	Sundby, Renville
Gessner	Mostad	Svingen
Gilbertson	Muus	Swett
Gilchrist	Nelson, Dickey	Swendseid
Godwin	Nelson, Morton	Symington

Messrs.	Messrs.	Messrs.
Hagen	Nelson, Ward	Thompson
Hanson, Barnes	Niewoehner	Traynor
Hanson, Benson	Noben	Treffry
Hanson, Stark	Oglesby	Wolf
Henrickson	Olson, Adams	Wright
Hill	Opdahl	Young
Hillman	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Dittmer	Smith
Cunningham	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Flaten	Sandlie
Dahl	Holthusen	Scholl
Ettestad	Johnston	Strutz
Fitch	McManus	Twete
Flannigan	Olson, Bowman	Twichell

So the Resolution passed and the title was agreed to.

Mr. Piper moved that the House recess, subject to the Call of the Chair.

Which motion prevailed.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 22. 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, 85; nays, 14; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Oglesby
Anderson, Logan	Hanson, Barnes	Olson, Adams
Anderson, Sargent	Hanson, Benson	Owings
Anfinson	Hanson, Stark	Peters
Arneson	Henrickson	Peterson, Bottineau
Bailey	Hill	Peterson, Mountrail
Bettenhausen	Hillman	Piper
Biewer	Holthusen	Rathbun
Born	Homnes	Sannes
Broschat	Isaak	Schauss
Carlson	Jensen	Shurr

Messrs.	Messrs.	Messrs.
Correll	Johnson	Smith
Crockett	Jones	Solberg
Cunningham	Kapfer	Sprenger
Dahl	Larson, Nelson	Sticka
Dittmer	Larson, Ransom	Stoa
Erickson,McKenzie	Lavik	Sundby, Renville
Espeland	Lemke	Svingen
Ettestad	Lofthus	Swett
Falconer	Lund	Swendseid
Fedje	McInnes	Symington
Fitch	McKellar	Thompson
Fitzgerald	Mostad	Twete
Flannigan	Muus	Twichell
Flaten	Nelson, Dickey	Wright
Gessner	Nelson, Morton	Young
Gilbertson	Nelson, Ward	Madam Speaker
Gilchrist	Niewoehner	
Godwin	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Savre
Endres	Lillehaugen	Sundby, McLean
Erickson, McLean	Odegard	Treffry
Fuglestad	Place	Wolf
Jodock	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Holte	Olson, Bowman	Scholl
Jardine	Opdahl	Steedsman
Lynch	Patterson	Strutz
McManus	Rue	Traynor
Morgan	Sandlie	

So the bill passed and the title was agreed to.

Senate Bill No. 69. 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 third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Peters
Anderson, Logan	Hanson, Barnes	Peterson,Bottineau
Anderson, Sargent	Hanson, Benson	Peterson,Mountrail
Anfinson	Hanson, Stark	Piper
Arneson	Henrickson	Place

Bailey	Hill	Rathbun
Bettenhausen	Hillman	Rindy
Biewer	Holthusen	Sannes
Born	Homnes	Schauss
Broschat	Jodock	Shurr
Brunsdale	Johnson	Smith
Carlson	Kapfer	Solberg
Correll	Larson, Nelson	Sprenger
Crockett	Larson, Ransom	Sticka
Dahl	Lavik	Stoa
Dittmer	Lillehaugen	Sundby, McLean
Endres	Lund	Sundby, Renville
Erickson,McKenzie	McInnes	Svingen
Erickson, McLean	McKellar	Swett
Espeland	Mostad	Swendseid
Ettestad	Muus	Symington
Falconer	Nelson, Morton	Thompson
Flaten	Nelson, Ward	Treffry
Fedje	Niewoehner	Twete
Fitzgerald	Noben	Twichell
Flannigan	Odegard	Wright
Fuglestad	Oglesby	Young
Gessner	Olson, Adams	Madam Speaker
Gilchrist	Owings	
Godwin	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Johnston	Savre
Nelson, Dickey	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Jones	Opdahl
Fitch	Lemke	Rue
Gilbertson	Lofthus	Sandlie
Holte	Lynch	Scholl
Isaak	McManus	Steedsman
Jardine	Morgan	Strutz
Jensen	Olson, Bowman	Traynor

So the bill passed and the title was agreed to.

Senate Bill No. 17. 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, the roll was called and there were ayes, 51; nays, 46; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Peterson,Bottineau
Anderson, Logan	Holte	Peterson,Mountrail

Messrs.	Messrs.	Messrs.
Anfinson	Holthusen	Rathbun
Arneson	Johnson	Sannes
Bailey	Jones	Shurr
Broschat	Larson, Nelson	Smith
Carlson	Larson, Ransom	Solberg
Correll	Lofthus	Sprenger
Dittmer	McInnes	Steedsman
Erickson, McKenzie	McKellar	Svingen
Ettestad	Muus	Swett
Falconer	Nelson, Morton	Swendseid
Fedje	Noben	Symington
Flannigan	Odegard	Thompson
Flaten	Opdahl	Twete
Gessner	Owings	Twichell
Gilchrist	Peters	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Henrickson	Patterson
Biewer	Hill	Piper
Born	Hillman	Place
Crockett	Isaak	Rindy
Cunningham	Jensen	Savre
Dahl	Jodock	Schauss
Endres	Johnston	Sticka
Erickson, McLean	Kapfer	Stoa
Espeland	Lavik	Sundby, McLean
Fitzgerald	Lillehaugen	Sundby, Renville
Fuglestad	Lund	Treffry
Gilbertson	Mostad	Wolf
Godwin	Nelson, Ward	Wright
Hanson, Barnes	Niewoehner	Madam Speaker
Hanson, Benson	Oglesby	
Hanson, Stark	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lynch	Sandlie
Brunsdale	McManus	Scholl
Fitch	Morgan	Strutz
Homnes	Nelson, Dickey	Traynor
Jardine	Olson, Bowman	
Lemke	Rue	

So the bill was declared lost.

Senate Bill No. 307. 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, the roll was called and there were ayes, 47; nays, 53; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Nelson, Morton
Anderson, Sargent	Hagen	Odegard
Biewer	Hillman	Opdahl
Broschat	Holte	Peters
Brunsdale	Holthusen	Rathbun
Carlson	Jardine	Sannes
Correll	Johnson	Schauss
Cunningham	Johnston	Smith
Dittmer	Kapfer	Solberg
Erickson, McKenzie	Larson, Ransom	Steedsman
Fedje	Lavik	Thompson
Fitch	Lund	Twete
Flaten	McInnes	Twichell
Gessner	McKellar	Wright
Gilbertson	Mostad	Young
Gilchrist	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Piper
Anfinson	Isaak	Place
Arneson	Jensen	Rindy
Bailey	Jodock	Savre
Bettenhausen	Jones	Shurr
Born	Larson, Nelson	Sprenger
Crockett	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McLean	Nelson, Dickey	Sundby, McLean
Espelund	Nelson, Ward	Sundby, Renville
Ettestad	Niewoehner	Svingen
Falconer	Noben	Swett
Fitzgerald	Oglesby	Swendseid
Fuglestad	Olson, Adams	Symington
Hanson, Barnes	Owings	Treffry
Hanson, Benson	Patterson	Wolf
Hanson, Stark	Peterson, Bottineau	Madam Speaker
Henrickson	Peterson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl	McManus	Scholl
Flannigan	Morgan	Strutz
Homnes	Olson, Bowman	Traynor
Lemke	Rue	
Lynch	Sandlie	

So the bill was declared lost.

Mr. Swett served notice of intention to reconsider the vote by which Senate Bill No. 307 was lost.

Mr. Swett moved that Senate Bill No. 227 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Was read the third time.

Mr. Place moved the call of the House.

Which motion prevailed.

Roll call disclosed the following Representatives absent: Fitch, Lynch, Homnes, Morgan and Scholl.

Mr. Swett moved that further proceedings under the call of the House 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, 95; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Patterson
Anderson, Logan	Hillman	Peterson, Bottineau
Anderson, Sargent	Holthusen	Peterson, Mountrail
Anfinson	Isaak	Piper
Bailey	Jardine	Place
Bettenhausen	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Sandlie
Broschat	Johnston	Sannes
Carlson	Jones	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Smith
Dittmer	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Steedsman
Erickson, McLean	Lofthus	Sticka
Espeland	Lund	Stoa

Messrs.	Messrs.	Messrs.
Ettestad	McInnes	Strutz
Falconer	McManus	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flannigan	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Swendseid
Gilbertson	Niewoehner	Thompson
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Wolf
Hanson, Barnes	Olson, Adams	Wright
Hanson, Benson	Olson, Bowman	Young
Hanson, Stark	Opdahl	Madam Speaker
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Holte	Symington
Brunsdale	McKellar	Traynor
Correll	Muus	Twichell
Flaten	Peters	
Gessner	Rue	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Lynch	Scholl
Homnes	Morgan	

So the bill passed and the title was agreed to.

Mr. Flannigan moved that the vote by which House Bill No. 227 was passed be reconsidered and the motion to reconsider laid on the table.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Flannigan moved that the House request the Senate for the return of Senate Bill No. 315.

Which motion prevailed.

Roll call demanded and not granted.

Mr. Flannigan moved that the rules be suspended and that Senate Bills Nos. 271, 82 and 207 be placed at the head of the Calendar.

Mr. Twichell moved that the motion be divided.

Which motion prevailed.

Roll call demanded and not granted.

Mr. Flannigan moved that the rules be suspended and that Senate Bill No. 271 be placed at the head of the Calendar.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and that Senate Bill No. 82 be placed at the head of the Calendar.

Which motion prevailed.

Mr. Flannigan moved that the rules be suspended and that Senate Bill No. 207 be placed at the head of the Calendar.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 102 was rejected and a new Conference Committee was appointed as follows: Flannigan, Solberg and Jones.

Also inform you that the House has concurred in the Senate amendments to:

House Concurrent Resolution No. 19.

Also return:

Senate Bill No. 22. 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,

Senate Bill No. 69. 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.

Which the House has amended.

Also inform you that the House requests the return of Senate Bill No. 315 for further consideration.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registra-

tion Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

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, 27; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Bowman
Anderson, Logan	Hanson, Benson	Opdahl
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Henrickson	Patterson
Arneson	Hill	Peterson, Bottineau
Bailey	Hillman	Peterson, Mountrail
Bettenhausen	Isaak	Place
Biewer	Jensen	Rindy
Born	Jodock	Sandlie
Broschat	Johnston	Sannes
Carlson	Jones	Savre
Crockett	Kapfer	Schauss
Dahl	Larson, Nelson	Shurr
Endres	Larson, Ransom	Solberg
Erickson, McKenzie	Lavik	Sprenger
Erickson, McLean	Lemke	Sticka
Espeland	Lillehaugen	Stoa
Ettestad	Lofthus	Strutz
Falconer	Lund	Sundby, McLean
Fedje	McInnes	Sundby, Renville
Fitzgerald	McManus	Svingen
Flannigan	Nelson, Ward	Swett
Fuglestad	Niewoehner	Swendseid
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Wolf
Hagen	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnson	Rue
Correll	Lynch	Smith
Cunningham	McKellar	Steedsman
Dittmer	Muus	Symington
Flaten	Nelson, Dickey	Thompson
Gessner	Nelson, Morton	Traynor
Holte	Peters	Twichell
Holthusen	Piper	Wright
Jardine	Rathbun	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Morgan	Scholl
Homnes	Mostad	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, Defining Usury, and Declaring an Emergency.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Concurrent Resolution No. 19.

Also,

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

THIRD READING OF SENATE BILLS

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of

persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for 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, 89; nays, 14; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Opdahl
Anderson, Logan	Hagen	Owings
Anderson, Sargent	Hanson, Benson	Peterson, Bottineau
Anfinson	Hanson, Stark	Peterson, Mountrail
Arneson	Henrickson	Piper
Bailey	Hill	Place
Bettenhausen	Hillman	Rindy
Biewer	Holte	Sandlie
Born	Holthusen	Sannes
Broschat	Isaak	Savre
Brunsdale	Jensen	Schauss
Carlson	Jodock	Shurr
Correll	Kapfer	Solberg
Crockett	Larson, Nelson	Sprenger
Dahl	Larson, Ransom	Sticka
Dittmer	Lavik	Strutz
Endres	Lillehaugen	Sundby, McLean
Erickson, McKenzie	Lofthus	Sundby, Renville
Erickson, McLean	Lund	Svingen
Espeland	McInnes	Swett
Ettestad	McManus	Swendseid
Falconer	Nelson, Dickey	Thompson
Fedje	Nelson, Morton	Treffry
Fitzgerald	Nelson, Ward	Twete
Flannigan	Niewoehner	Wolf
Flaten	Noben	Wright
Fuglestad	Odegard	Young
Gessner	Oglesby	Madam Speaker
Gilbertson	Olson, Adams	
Gilchrist	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson, Barnes	McKellar	Steedsman
Jardine	Peters	Symington
Johnson	Rathbun	Traynor

Messrs.	Messrs.	Messrs.
Johnston	Rue	Twichell
Jones	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Lynch	Patterson
Fitch	Morgan	Scholl
Homnes	Mostad	Stoa
Lemke	Muus	

So the bill passed and the title was agreed to.

Mrs. Rathbun: "Madam Speaker: We would like to have a bill somewhat similar to this, but this discriminates. If I should want to take a load of hogs to Grand Forks and wanted to bring back a load of bran from the mill and elevator, I couldn't do it under that bill. I vote no."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full

annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and appropriation, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this act and for penalties for the violation thereof.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, 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, 86; nays, 18; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Olson, Bowman
Anderson, Logan	Hanson, Benson	Opdahl
Anderson, Sargent	Hanson, Stark	Owings
Anfinson	Henrickson	Peterson, Bottineau
Arneson	Hill	Peterson, Mountrail
Bailey	Hillman	Place

Messrs.	Messrs.	Messrs.
Bettenhausen	Holthusen	Rathbun
Biewer	Isaak	Rindy
Born	Jensen	Sandlie
Broschat	Jodock	Sannes
Carlson	Johnston	Savre
Crockett	Kapfer	Schauss
Cunningham	Larson, Nelson	Shurr
Dahl	Larson, Ransom	Solberg
Dittmer	Lavik	Sprenger
Erickson, McKenzie	Lemke	Sticka
Erickson, McLean	Lillehaugen	Stoa
Espeland	Lofthus	Strutz
Ettestad	Lund	Sundby, Renville
Falconer	McInnes	Sundby, McLean
Fedje	McManus	Svingen
Fitzgerald	Nelson, Dickey	Swett
Flannigan	Nelson, Morton	Symington
Fuglestad	Nelson, Ward	Treffry
Gessner	Niewoehner	Twete
Gilbertson	Noben	Wolf
Gilchrist	Odegard	Young
Godwin	Oglesby	Madam Speaker
Hagen	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Smith
Correll	Muus	Steedsman
Endres	Patterson	Swendseid
Holte	Peters	Thompson
Jardine	Piper	Traynor
Johnson	Rue	Wright

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fitch	Lynch	Mostad
Flaten	McKellar	Scholl
Homnes	Morgan	Twichell

So the bill passed and the title was agreed to.

Mr. Nelson of Morton moved that the rules be suspended and that Senate Bill No. 258 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from

taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, 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, 51; nays, 57; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Rindy
Anderson, Sargent	Jardine	Rue
Bailey	Jensen	Sandlie
Born	Jodock	Sannes
Broschat	Johnson	Schauss
Carlson	Lund	Shurr
Correll	McInnes	Smith
Dahl	McKellar	Solberg
Endres	McManus	Sprenger
Erickson,McKenzie	Muus	Sundby, McLean
Fedje	Nelson, Morton	Swett
Fitch	Noben	Thompson
Flannigan	Opdahl	Traynor
Gilbertson	Owings	Twichell
Gilchrist	Peters	Wright
Godwin	Peterson,Bottineau	Young
Hagen	Peterson,Mountrail	
Holte	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Oglesby
Anfinson	Henrickson	Olson, Adams
Arneson	Hill	Olson, Bowman
Bettenhausen	Hillman	Patterson
Biewer	Holthusen	Piper
Brunsdale	Johnston	Rathbun
Crockett	Jones	Savre
Cunningham	Kapfer	Steedsman
Dittmer	Larson, Nelson	Sticka
Erickson, McLean	Larson, Ransom	Stoa
Espeland	Lavik	Strutz
Ettestad	Lemke	Sundby, Renville
Falconer	Lillehaugen	Svingen
Fitzgerald	Lofthus	Swendseid
Flaten	Lynch	Symington
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Ward	Wolf
Hanson, Barnes	Niewoehner	Madam Speaker
Hanson, Benson	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Homnes	Mostad	Twete
Morgan	Scholl	

So the bill was declared lost.

MESSAGE FROM THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following House Bills:

119, 46, 105, 323, 74, 202, 249, 195, 129, 335, 13, 245, 63, 22, 266, 139, 203, 331, 133, 262, 343, 308, 174, 194, 15, 19, 8, 93, 229, 182, 2, 89, 220, 231, 144, 316, 330, 349, 289, 244, 123, 131, 188, 189, 99, 271, 291, 284, 340, 304, 277, 282, 314, 204, 132, 130, 161, 136 and 52.

Also,

House Concurrent Resolution No. 11.

House Concurrent Resolution No. 8.

House Concurrent Resolution No. 4.

House Concurrent Resolution No. 15.

House Concurrent Resolution No. 7.

House Concurrent Resolution No. 12.

Which the President of the Senate has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Su-

perseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 13. 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. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of

1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing

the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 8. 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. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, Defining Usury, and Declaring an Emergency.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay

Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913. Having to do with Sentences in Justice Court.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personality.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City

and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodi-

cal Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Pur-

Poses, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

Also,

House Concurrent Resolution No. 11.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Also,

House Concurrent Resolution No. 4.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Also,

House Concurrent Resolution No. 7.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

And the Speaker signed the same in the presence of the House.

Mr. Flannigan moved that the rules be suspended and Senate Bill No. 217 be placed at the head of the calendar.

Which motion prevailed.

The Speaker called Mr. Swendseid to the Chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Was read the third time.

Mr. Flannigan moved that consideration of Senate Bill No. 217 be deferred.

Which motion prevailed.

The Speaker resumed the Chair.

Mr. Flannigan moved that the rules be suspended and that Senate Bill No. 3 be placed at the head of the calendar.

Which motion prevailed.

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

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, 15; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Peterson, Bottineau
Anderson, Logan	Hanson, Benson	Peterson, Mountrail
Anderson, Sargent	Hanson, Stark	Piper
Anfinson	Henrickson	Place
Arneson	Hill	Rindy
Bailey	Hillman	Sannes
Bettenhausen	Holte	Savre
Biewer	Jardine	Schauss
Born	Jodock	Shurr
Broschat	Jones	Smith
Carlson	Kapfer	Solberg
Correll	Larson, Nelson	Sprenger
Crockett	Larson, Ransom	Sticka
Dahl	Lavik	Stoa
Dittmer	Lemke	Sundby, McLean
Endres	Lillehaugen	Sundby, Renville
Erickson, McKenzie	Lofthus	Svingen
Erickson, McLean	Lund	Swett
Espeland	McKellar	Swendseid
Ettestad	McManus	Symington
Falconer	Nelson, Morton	Thompson
Fedje	Nelson, Ward	Traynor
Fitch	Niewoehner	Treffry
Fitzgerald	Noben	Twete
Flannigan	Oglesby	Twichell
Fuglestad	Olson, Adams	Wright
Gilchrist	Olson, Bowman	Madam Speaker
Godwin	Opdahl	
Hagen	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Isaak	Odegard

Messrs.	Messrs.	Messrs.
Flaten	Jensen	Peters
Gessner	Johnston	Sandleie
Gilbertson	Muus	Steedsman
Holthusen	Nelson, Dickey	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Morgan	Scholl
Homnes	Mostad	Strutz
Johnson	Patterson	Young
Lynch	Rathbun	
McInnes	Rue	

So the bill passed and the title was agreed to.

Mr. McKellar moved that the House recess subject to the Call of the Chair.

The House reconvened, pursuant to recess taken, Speaker Craig presiding.

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish 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, 77; nays, 9; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Piper
Bailey	Holte	Place
Bettenhausen	Holthusen	Rathbun
Biewer	Jones	Rindy
Born	Kapfer	Sandleie
Broschat	Larson, Nelson	Sannes
Carlson	Larson, Ransom	Savre
Crockett	Lillehaugen	Smith
Cunningham	Lofthus	Sprenger
Dahl	Lund	Steedsman
Endres	McKellar	Sticka
Erickson, McKenzie	McManus	Stoa
Espelund	Mostad	Strutz
Ettestad	Muus	Sundry, McLean
Falconer	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Swendseid
Gessner	Niewoehner	Symington
Gilbertson	Noben	Traynor

Messrs.	Messrs.	Messrs.
Gilchrist	Odegard	Treffry
Godwin	Oglesby	Twete
Hagen	Opdahl	Wright
Hanson, Barnes	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Olson, Bowman
Erickson, McLean	Jodock	Sundby, Renville
Hanson, Benson	Lemke	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jardine	Rue
Correll	Johnson	Schauss
Dittmer	Johnston	Scholl
Fedje	Lavik	Shurr
Fitch	Lynch	Solberg
Fitzgerald	McInnes	Thompson
Flannigan	Morgan	Twichell
Homnes	Olson, Adams	Wolf
Isaak	Peters	Young

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Joint Resolution No. 6 was read.

Mr. Swett moved that the Resolution be adopted.

Which motion prevailed.

Mr. Swett moved that the courtesies of the floor be extended to Miss Alice B. Tauer, of Bismarck, N. Dak.

Which motion prevailed.

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation 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, 67; nays, 27; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Opdahl
Anderson, Logan	Holte	Owings
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Isaak	Peterson, Mountrail
Bailey	Jardine	Place

Messrs.	Messrs.	Messrs.
Broschat	Jodock	Rindy
Carlson	Jones	Sandlie
Crockett	Kapfer	Sannes
Cunningham	Larson, Nelson	Savre
Dahl	Larson, Ransom	Smith
Endres	Lavik	Solberg
Erickson,McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Sundby, McLean
Espeland	Lund	Swett
Ettestad	McKellar	Swendseid
Falconer	McManus	Thompson
Fedje	Mostad	Treffry
Fitzgerald	Muus	Twete
Fuglestad	Nelson, Morton	Twichell
Gilchrist	Niewoehner	Wright
Godwin	Noben	Madam Speaker
Henrickson	Odegard	
Hill	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jensen	Steedsman
Bettenhausen	Lofthus	Sticka
Biewer	Lynch	Stoa
Born	Nelson, Dickey	Strutz
Gessner	Nelson, Ward	Sundby, Renville
Hagen	Oglesby	Svingen
Hanson, Barnes	Patterson	Symington
Hanson, Benson	Piper	Traynor
Hanson, Stark	Rathbun	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Rue
Correll	Johnson	Schauss
Dittmer	Johnston	Scholl
Fitch	McInnes	Shurr
Flannigan	Morgan	Wolf
Flaten	Olson, Adams	
Gilbertson	Peters	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Mr. Swendseid moved that the vote by which Senate Bill No. 245 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

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, 2; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Patterson
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Hillman	Peterson, Mountrail
Arneson	Holte	Piper
Bailey	Holthusen	Place
Bettenhausen	Isaak	Rathbun
Biewer	Jardine	Rindy
Born	Jensen	Rue
Broschat	Jodock	Sandlie
Brunsdale	Jones	Sannes
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	Lynch	Strutz
Ettestad	McKellar	Sundby, McLean
Falconer	McManus	Sundby, Renville
Fedje	Mostad	Svingen
Fitzgerald	Muus	Swett
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Thompson
Gessner	Nelson, Ward	Traynor
Gilbertson	Niewoehner	Treffry
Gilchrist	Noben	Twete
Godwin	Odegard	Twichell
Hagen	Oglesby	Wright
Hanson, Barnes	Olson, Bowman	Young
Hanson, Benson	Opdahl	

Those voting in the negative were:

Messrs.
Savre
Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	Johnston	Scholl
Fitch	McInnes	Swendseid
Flannigan	Morgan	Wolf
Homnes	Olson, Adams	
Johnson	Peters	

So the bill passed and the title was agreed to.

Senate Bill No. 46. 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, the roll was called and there were ayes, 90; nays, 10; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Piper
Anderson, Logan	Homnes	Place
Anderson, Sargent	Isaak	Rathbun
Anfinson	Jardine	Rindy
Arneson	Jensen	Rue
Bailey	Jodock	Sandlie
Bettenhausen	Johnson	Sannes
Born	Johnston	Savre
Broschat	Jones	Schauss
Carlson	Kapfer	Shurr
Crockett	Larson, Nelson	Smith
Cunningham	Larson, Ransom	Solberg
Dahl	Lavik	Sprenger
Endres	Lund	Steedsman
Erickson, McKenzie	Lynch	Sticka
Erickson, McLean	McKellar	Stoa
Espeland	McManus	Strutz
Falconer	Mostad	Sundby, McLean
Fedje	Muus	Sundby, Renville
Fitzgerald	Nelson, Dickey	Svingen
Flaten	Nelson, Morton	Swett
Fuglestad	Nelson, Ward	Swendseid
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Traynor
Gilchrist	Odegard	Treffry
Godwin	Opdahl	Twete
Hanson, Stark	Owings	Twichell
Hill	Patterson	Wright
Hillman	Peterson, Bottineau	Young
Holte	Peterson, Mountrail	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biewer	Lillehaugen	Symington
Hanson, Barnes	Lofthus	Wolf
Hanson, Benson	Oglesby	
Lemke	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Flannigan	Olson, Adams
Correll	Hagen	Peters

Messrs.	Messrs.	Messrs.
Dittmer	Henrickson	Scholl
Ettestad	McInnes	
Fitch	Morgan	

So the bill passed and the title was agreed to.

Senate Bill No. 39. 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, 97; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anderson, Logan	Isaak	Place
Anfinson	Jardine	Rathbun
Arneson	Jensen	Rindy
Bailey	Jodock	Rue
Bettenhausen	Johnson	Sandlie
Biewer	Jones	Sannes
Born	Lynch	Schauss
Broschat	Kapfer	Shurr
Brunsdale	Larson, Nelson	Smith
Carlson	Larson, Ransom	Solberg
Correll	Lavik	Sprenger
Cunningham	Lemke	Steedsman
Dahl	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	McKellar	Sundby, McLean
Espeland	McManus	Sundby, Renville
Falconer	Mostad	Svingen
Fedje	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flaten	Nelson, Morton	Symington
Gessner	Nelson, Ward	Thompson
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twitchell
Hanson, Barnes	Olson, Bowman	Wolf
Hanson, Benson	Opdahl	Wright

Hanson, Stark	Owings	Madam Speaker
Hill	Patterson	
Hillman	Peterson, Bottineau	

Those voting in the negative were:

Messrs.

Fuglestad
Savre

Absent and not voting:

Messrs.

Crockett
Dittmer
Ettestad
Fitch
Flannigan

Messrs.

Henrickson
Homnes
Johnston
McInnes
Morgan

Messrs.

Olson, Adams
Peters
Scholl
Young

So the bill passed and the title was agreed to.

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Was read the third time.

Mr. Twichell asked unanimous consent to amend Senate Bill No. 51 as follows:

Correct lines to read as follows:

Salary state seed commissioner, \$3,840.00.

Clerk hire, general service and regulatory work, operating expense and equipment, \$10,000.00.

Total, \$13,840.00.

Correct figures in line 3 of the Bill to read \$13,840.00.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and Senate Bill No. 51 be considered properly re-engrossed and placed upon 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, 72; nays, 30; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.

Aljets
Anderson, Logan
Anderson, Sargent
Anfinson
Arneson

Messrs.

Gilchrist
Godwin
Hagen
Hanson, Stark
Hillman

Messrs.

Patterson
Peters
Peterson, Mountrail
Rathbun
Rindy

Messrs.	Messrs.	Messrs.
Bailey	Holte	Rue
Bettenhausen	Holthusen	Sandlie
Biewer	Jardine	Sannes
Born	Jodock	Schauss
Broschat	Johnson	Smith
Brunsdale	Jones	Solberg
Carlson	Kapfer	Sprenger
Correll	Larson, Nelson	Steedsman
Cunningham	Larson, Ransom	Sticka
Endres	Lund	Sundby, McLean
Erickson, McKenzie	McKellar	Sundby, Renville
Erickson, McLean	McManus	Swett
Espeland	Mostad	Swendseid
Falconer	Muus	Symington
Fedje	Nelson, Dickey	Thompson
Fitzgerald	Nelson, Morton	Traynor
Flaten	Nelson, Ward	Twichell
Gessner	Niewoehner	Wright
Gilbertson	Olson, Bowman	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl	Lillehaugen	Place
Fitch	Lofthus	Savre
Fuglestad	Lynch	Shurr
Hanson, Barnes	Noben	Stoa
Hanson, Benson	Odegard	Strutz
Hill	Oglesby	Svingen
Isaak	Opdahl	Treffry
Jensen	Owings	Twete
Johnston	Peterson, Bottineau	Wolf
Lemke	Piper	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Crockett	Henrickson	Morgan
Dittmer	Homnes	Olson, Adams
Ettestad	Lavik	Scholl
Flannigan	McInnes	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which Senate Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Jones: Madam Speaker: I am voting "aye" on this bill out of pure consideration for Mr. Twichell. He seems to be very much in favor of the bill and wants this \$3,840.00.

Mr. McManus: Madam Speaker: I never got up to explain my vote before but I'm going to explain my vote on this bill and I want it recorded. I do not recall at any time

of advancing that salary to \$3,840.00. It is \$10,000.00 in every one of the books back here, but I vote "aye."

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax 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, 98; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peterson, Bottineau
Anderson, Logan	Holthusen	Peterson, Mountrail
Anderson, Sargent	Isaak	Piper
Anfinson	Jardine	Place
Arneson	Jensen	Rathbun
Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Jones	Sandleie
Broschat	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Correll	Larson, Ransom	Schauss
Crockett	Lavik	Shurr
Dahl	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson, McKenzie	Lofthus	Sprenger
Erickson, McLean	Lund	Steedsman
Espeland	Lynch	Sticka
Ettestad	McManus	Stoa
Falconer	Mostad	Strutz
Fedje	Muus	Sundby, McLean
Fitzgerald	Nelson, Dickey	Sundby, Renville
Flaten	Nelson, Morton	Svingen
Fuglestad	Nelson, Ward	Swett
Gessner	Niewoehner	Swendseid
Gilbertson	Noben	Symington
Gilchrist	Odegard	Thompson
Godwin	Oglesby	Traynor
Hagen	Olson, Adams	Treffry
Hanson, Barnes	Olson, Bowman	Twichell
Hanson, Benson	Opdahl	Wright
Hanson, Stark	Owings	Young
Henrickson	Patterson	Madam Speaker
Hill	Peters	

Those voting in the negative were:

Messrs.
Holte
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Flannigan	Morgan
Brunsdale	Homnes	Scholl
Cunningham	Johnston	Twete
Dittmer	McInnes	
Fitch	McKellar	

So the bill passed and the title was agreed to.

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

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, 24; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Owings
Anderson, Logan	Henrickson	Peterson, Bottineau
Anderson, Sargent	Hill	Peterson, Mountrail
Anfinson	Hillman	Place
Bailey	Holthusen	Rathbun
Bettenhausen	Isaak	Rindy
Biewer	Jensen	Sandlie
Born	Jodock	Sannes
Broschat	Jones	Savre
Carlson	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Dahl	Lavik	Solberg
Endres	Lemke	Sprenger
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espelund	Lund	Strutz
Ettestad	McManus	Sundby, McLean
Falconer	Mostad	Sundby, Renville
Fedje	Nelson, Ward	Svingen
Fitch	Niewoehner	Swett
Fitzgerald	Noben	Swendseid
Fuglestad	Odegard	Symington
Gilchrist	Oglesby	Treffry
Hagen	Olson, Adams	Twete
Hansan, Barnes	Olson, Bowman	Wolf
Hanson, Benson	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Johnston	Piper
Brunsdale	Lynch	Rue
Correll	McKellar	Smith
Cunningham	Muus	Steedsman
Gessner	Nelson, Dickey	Traynor
Gilbertson	Nelson, Morton	Twichell
Holte	Patterson	Wright
Jardine	Peters	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	Homnes	Morgan
Flannigan	Johnson	Schol
Flaten	Kapfer	Thompson
Godwin	McInnes	

So the bill passed and the title was agreed to.

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

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, 7; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peters
Anderson, Logan	Hillman	Patterson
Anderson, Sargent	Holte	Peterson, Mountrail
Anfinson	Holthusen	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Biewer	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnston	Sannes
Brunsdale	Jones	Sandlie
Carlson	Kapfer	Schauss
Correll	Larson, Nelson	Shurr
Crockett	Larson, Ransom	Smith
Cunningham	Lavik	Solberg
Dahl	Lemke	Sprenger
Dittmer	Lofthus	Sticka
Erickson, McKenzie	Lund	Stoa
Erickson, McLean	Lynch	Strutz
Espeland	McKellar	Sundby, McLean
Falconer	Mostad	Sundby, Renville
Fedje	Muus	Svingen
Fitch	Nelson, Dickey	Swett
Fitzgerald	Nelson, Morton	Swendseid

Messrs.	Messrs.	Messrs.
Gessner	Nelson, Ward	Symington
Gilbertson	Niewoehner	Traynor
Gilchrist	Noben	Treffry
Godwin	Odegard	Twete
Hagen	Oglesby	Twichell
Hanson, Barnes	Olson, Adams	Wolf
Hanson, Benson	Olson, Bowman	Wright
Hanson, Stark	Opdahl	Young
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Lillehaugen	Madam Speaker
Endres	Savre	
Fuglestad	Steedsman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Johnson	Peterson, Bottineau
Flannigan	McInnes	Scholl
Flaten	McManus	Thompson
Homnes	Morgan	

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 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, 75; nays, 13; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Kapfer	Rue
Anfinson	Larson, Nelson	Sandlie
Brunsdale	Larson, Ransom	Sannes
Dahl	Lavik	Savre
Dittmer	Lund	Schauss
Endres	Lynch	Shurr
Erickson, McKenzie	McInnes	Smith
Falconer	Morgan	Solberg
Fedje	Nelson, Dickey	Sprengr
Fitzgerald	Nelson, Morton	Sticka
Flannigan	Nelson, Ward	Stoa
Fuglestad	Niewoehner	Strutz
Gessner	Noben	Sundby, McLean
Gilbertson	Odegard	Sundby, Renville
Gilchrist	Oglesby	Svingen
Hanson, Barnes	Olson, Adams	Swett
Hanson, Benson	Olson, Bowman	Swendseid
Hanson, Stark	Opdahl	Thompson
Henrickson	Owings	Traynor

Messrs.	Messrs.	Messrs.
Hill	Patterson	Treffry
Hillman	Peterson,Bottineau	Twete
Holthusen	Peterson,Mountrail	Twichell
Jodock	Place	Wright
Johnston	Rathbun	Young
Jones	Rindy	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Johnson	Steedsman
Bettenhausen	Lemke	Symington
Born	Lillehaugen	Wolf
Hagen	Peters	
Isaak	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McLean	Jensen
Anderson, Logan	Espeland	Loffhus
Bailey	Ettestad	McKellar
Biewer	Fitch	McManus
Broschat	Flaten	Mostad
Carlson	Godwin	Muus
Correll	Holte	Scholl
Crockett	Homnes	
Cunningham	Jardine	

So the bill passed and the title was agreed to.

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment 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, 84; nays, 6; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Bowman
Anderson, Logan	Hanson, Stark	Opdahl
Anderson, Sargent	Hill	Owings
Anfinson	Hillman	Peters
Bailey	Holthusen	Peterson,Bottineau
Bettenhausen	Jodock	Place
Biewer	Johnston	Rathbun
Broschat	Jones	Rindy
Brunsdale	Kapfer	Sannes
Carlson	Larson, Nelson	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lavik	Shurr
Dittmer	Lemke	Smith
Endres	Lillehaugen	Solberg
Erickson,McKenzie	Lund	Steedsman
Erickson, McLean	Lynch	Sticka

Messrs.	Messrs.	Messrs.
Espeland	McInnes	Stoa
Falconer	McManus	Sundby, McLean
Fedje	Morgan	Sundby, Renville
Fitzgerald	Mostad	Svingen
Flannigan	Muus	Swendseid
Flaten	Nelson, Dickey	Symington
Fuglestad	Nelson, Morton	Traynor
Gessner	Nelson, Ward	Treffry
Gilbertson	Niewoehner	Twete
Gilchrist	Noben	Twichell
Hagen	Odegard	Wright
Hanson, Barnes	Oglesby	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Piper	Strutz
Born	Sprenger	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	Isaak	Peterson, Mountrail
Crockett	Jardine	Rue
Ettestad	Jensen	Sandlie
Fitch	Johnson	Scholl
Godwin	Lofthus	Swett
Henrickson	McKellar	Thompson
Holte	Olson, Adams	Young
Homnes	Patterson	

So the bill passed and the title was agreed to.

Mr. Svingen moved that the vote by which Senate Bill No. 73 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 46. 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,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Com-

missioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Also,

Senate Bill No. 39. 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,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the House has amended.

Also return:

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and

other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has indefinitely postponed.

Also transmit:

Joint Resolution No. 6.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the third time.

Mr. Godwin moved that the rules be suspended for the purpose of amending Senate Bill No. 131.

Which motion lost.

Mr. Twichell moved that further consideration of Senate Bill No. 131 be indefinitely postponed.

Which motion lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 28; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Owings
Anderson, Logan	Hanson, Barnes	Patterson
Anderson, Sargent	Hanson, Benson	Peterson, Bottineau
Anfinson	Hanson, Stark	Peterson, Mountrail
Arneson	Henrickson	Piper
Bailey	Hill	Place
Bettenhausen	Isaak	Rindy
Biewer	Jodock	Sandlie
Born	Jones	Sannes
Broschat	Kapfer	Savre

Messrs.	Messrs.	Messrs.
Carlson	Larson, Nelson	Schauss
Crockett	Larson, Ransom	Shurr
Dahl	Lemke	Solberg
Endres	Lillehaugen	Sprenger
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McManus	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Nelson, Ward	Svingen
Fedje	Niewoehner	Swett
Fitzgerald	Noben	Swendseid
Flannigan	Odegard	Treffry
Flaten	Oglesby	Twete
Fuglestad	Olson, Adams	Wolf
Gilchrist	Olson, Bowman	Madam Speaker
Godwin	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Johnston	Steedman
Correll	Lynch	Strutz
Cunningham	McKellar	Symington
Dittmer	Muus	Thompson
Fitch	Nelson, Dickey	Traynor
Gilbertson	Nelson, Morton	Twichell
Hillman	Peters	Wright
Holte	Rathbun	Young
Holthusen	Rue	
Jardine	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gessner	Johnson	Morgan
Homnes	Lavik	Scholl
Jensen	McInnes	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Mr. Aljets: "Madam Speaker: I want to vote aye on this bill for the reason that the valuation for taxes has been cut from 75 per cent to 50 per cent which takes away from our state government \$160,000.00 on their 1931 assessed valuation, which is something else for us to think about. I vote aye."

Mr. Peters: "Madam Speaker: I have every confidence in the people who levy the taxes on utilities in this state to believe that they will give the common people a fair deal under the present law. I vote no."

Mr. Swendseid: "Madam Speaker: I vote no on Senate Bill No. 131 because I believe the public utilities should pay taxes on their property based on the same valuation used in rate making."

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith Senate Bill No. 315 as requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Flannigan moved that Senate Bill No. 315 be placed on the Calendar for third reading and final passage.

Which motion prevailed.

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the 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, 60; nays, 45; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Owings
Anderson, Logan	Hagen	Peterson, Bottineau
Anderson, Sargent	Godwin	Peterson, Mountrail
Anfinson	Henrickson	Place
Bailey	Hill	Rindy
Bettenhausen	Hillman	Sannes
Biewer	Jodock	Sandlie
Broschat	Kapfer	Savre
Crockett	Larson, Nelson	Schauss
Dahl	Larson, Ransom	Sprenger
Endres	Lavik	Stoa
Erickson, McLean	Lemke	Strutz
Erickson, McKenzie	Lund	Sundby, McLean
Ettestad	Niewoehner	Sundby, Renville
Espeland	Noben	Swendseid
Falconer	Odegard	Swett

Messrs.	Messrs.	Messrs.
Fedje	Oglesby	Treffry
Fitzgerald	Olson, Adams	Twete
Flannigan	Olson, Bowman	Wolf
Fuglestad	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Jardine	Piper
Born	Jensen	Rathbun
Brunsdale	Johnston	Rue
Carlson	Jones	Shurr
Correll	Lillehaugen	Smith
Cunningham	Lofthus	Solberg
Flaten	Lynch	Steedsman
Gessner	McKellar	Sticka
Gilbertson	Mostad	Svingen
Hanson, Benson	Muus	Symington
Hanson, Barnes	Nelson, Dickey	Thompson
Hanson, Stark	Nelson, Morton	Traynor
Holte	Nelson, Ward	Twichell
Holthusen	Patterson	Wright
Isaak	Peters	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	Johnson	Morgan
Fitch	McInnes	Scholl
Hornes	McManus	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Mr. Arneson: "Madam Speaker: I believe in a sales tax. As I see it there is no other tax that gets everyone. I voted for this sales tax when it was up before but since that time we have passed a bill to take a half million out of the hail insurance fund and the income out of the motor vehicle registration department for three years for the interest and sinking funds. Therefore, at this time I believe this sales tax should be a replacement tax and therefore I vote no."

Mr. Godwin: "Madam Speaker: I vote aye on this question although I believe it to be just one more futile effort to save the system that has closed all the banks in America, has bankrupted the American farmer, and has forced seven-million million working men into the ranks of the unemployed. Nevertheless it seems that we must try all of these wrong methods of saving the system that has become obsolete before we may reach the point of changing the system itself. I therefore vote aye."

Mr. Lund: "Madam Speaker: I think it will be very unpopular but I vote aye for the reason that I want to save the Governor, if possible, from having to call an extra session."

Mr. Nelson of Dickey: "Madam Speaker: I am loyal to the Governor and I want to continue to be. But I am also loyal to the man who will take office in Washington as President, and he has promised this nation help, too. And has assured us that he will do all in his power to help us. For that reason I would rather stay here for an extra session without pay, and I am willing to leave my money here now if that will help the state. I feel that way. For that reason I vote no."

Mr. Peters: "Madam Speaker: I think we ought to be taking off taxes instead of adding on new ones. I vote no."

Mr. Stoa: "Madam Speaker: I am not in favor of a sales tax at this time but under the present financial emergency that is facing the state it is up to this legislature to provide some system of taxation so our government will continue to function throughout this crisis, and so a general breakdown does not happen. I vote aye."

Mr. Strutz: "Madam Speaker: Personally, I think the sales tax is the only just tax and I have advocated the sales tax for many years. I do not like this kind of a sales tax that is presented in this bill but at the same time we are badly in need of money and I feel that this is the only way to keep our banks going and we have to sacrifice something. For that reason I vote aye."

Mr. Thompson: "Madam Speaker: I have been talking sales tax ever since I came down here. I would like to vote for a sales tax as a replacement tax and I think I would vote for this one but I have been figuring it over ever since last night and I see where it is going to double up on some of the fellows who are already paying their taxes, and if it could be put on so it would replace the personal tax even, I would be in favor of it, but I have been figuring so much on it that I will have to vote no on it."

Mr. Twichell: "I vote no on this for the same reason that I gave when I voted no on it before. I vote no on the bill for all of the reasons that I stated on the floor when the bill was first amended by me so as to put this in the school fund and not in the interest fund, and for the same reason that I voted no on it when the House indefinitely postponed the bill. I vote no for the additional reasons that I would have stated if I had not been foreclosed the right to talk the next time it was before the House, and for the same reasons I would have given today if I had not been foreclosed the right to speak by someone making the motion for the previous question. I vote no on any bill that takes the tax off of the utility companies and the railroads and puts it on the people of the state as this does, this and a number of other bills that we have."

Mr. Oglesby: "Madam Speaker: I voted no on this issue yesterday and I intended to vote no this evening but I have studied it over a great deal today. I talked with one of our leading men this morning in the Bank of North Dakota who, I think, is as good a judge as we have on taxation, and after

I had talked with him I hadn't fully made up my mind then, but didn't believe it was going to be such a dangerous bill as we thought. He said he thought that after it was in operation a few months the people would change their minds a good deal. But for the reason that our banks are in the condition they are, I have changed my mind and I shall vote aye."

Mr. Flannigan moved that the report of the majority of the Capitol Building Investigating Committee be accepted.

Mr. Twichell moved to amend the motion of Mr. Flannigan to provide that the reports of the Chairman and of the minority of the Capitol Building Investigating Committee be accepted.

Which motion prevailed.

Mr. Flannigan moved that the report of the majority of the investigating committee be approved.

Mr. Twichell moved to amend the motion of Mr. Flannigan to include the reports of the Chairman and of the minority of the committee.

Which motion lost.

The question being on the motion of Mr. Flannigan, the motion prevailed and the report of the majority was approved.

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof 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, 80; nays, 4; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Sargent	Jardine	Peterson, Bottineau
Anfinson	Jensen	Peterson, Mountrail
Arneson	Jodock	Piper
Bailey	Johnston	Place
Biewer	Jones	Rathbun
Born	Kapfer	Sandlie
Broschat	Larson, Nelson	Sannes
Correll	Larson, Ransom	Shurr
Cunningham	Lavik	Smith
Erickson, McKenzie	Lemke	Solberg

Erickson, McLean	Lund	Sprenger
Espeland	McInnes	Steedsman
Ettestad	McKellar	Sticka
Falconer	Mostad	Stoa
Fedje	Muus	Strutz
Fitzgerald	Nelson, Dickey	Sundby, McLean
Flannigan	Nelson, Morton	Sundby, Renville
Flaten	Nelson, Ward	Svingen
Gessner	Niewoehner	Swett
Gilbertson	Noben	Swendseid
Gilchrist	Odegard	Thompson
Hagen	Oglesby	Traynor
Hanson, Benson	Olson, Adams	Twete
Hanson, Stark	Olson, Bowman	Twichell
Henrickson	Opdahl	Madam Speaker
Hill	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Hillman
Godwin	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Holte	Rindy
Bettenhausen	Homnes	Rue
Carlson	Isaak	Savre
Crockett	Johnson	Schauss
Dahl	Lillehaugen	Scholl
Dittmer	Lofthus	Treffry
Endres	Lynch	Wolf
Fitch	McManus	Wright
Fuglestad	Morgan	Young
Hanson, Barnes	Patterson	

So the bill passed and the title was agreed to.

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

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, 4; absent and not voting, 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Place
Anderson, Sargent	Jensen	Rue
Anfinson	Jodock	Sandlie
Arneson	Johnston	Sannes
Biewer	Jones	Schauss
Born	Kapfer	Shurr

Broschat	Larson, Nelson	Smith
Cunningham	Larson, Ransom	Solberg
Erickson,McKenzie	Lavik	Sprenger
Erickson, McLean	Lund	Steedsman
Espelund	McKellar	Sticka
Falconer	Mostad	Stoa
Fedje	Muus	Strutz
Fitzgerald	Nelson, Dickey	Sundby, McLean
Flannigan	Nelson, Morton	Sundby, Renville
Flaten	Nelson, Ward	Svingen
Gessner	Niewoehner	Swett
Gilchrist	Noben	Swendseid
Godwin	Odegard	Thompson
Hagen	Oglesby	Traynor
Hanson, Stark	Olson, Adams	Twete
Henrickson	Opdahl	Twichell
Hill	Owings	Wolf
Holthusen	Peterson,Bottineau	Madam Speaker
Isaak	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.
Hanson, Barnes	Piper
Hanson, Benson	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Fuglestad	Morgan
Bailey	Gilbertson	Olson, Bowman
Bettenhausen	Hillman	Patterson
Brunsdale	Holte	Peters
Carlson	Homnes	Rathbun
Correll	Johnson	Rindy
Crockett	Lemke	Savre
Dahl	Lillehaugen	Scholl
Dittmer	Lofthus	Treffry
Endres	Lynch	Wright
Ettestad	McInnes	Young
Fitch	McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

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, 17; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Jardine	Place
Arneson	Jensen	Rathbun
Biewer	Jodock	Rindy
Born	Johnson	Rue
Broschat	Johnston	Sandlie
Crockett	Kapfer	Savre
Cunningham	Larson, Ransom	Schauss
Dahl	Lemke	Shurr
Erickson, McKenzie	Lofthus	Solberg
Erickson, McLean	McKellar	Sprenger
Espeland	Mostad	Sticka
Ettestad	Muus	Sundby, McLean
Falconer	Nelson, Morton	Swett
Fedje	Nelson, Ward	Swendseid
Fitzgerald	Niewoehner	Symington
Gessner	Noben	Thompson
Gilchrist	Odegard	Traynor
Godwin	Olson, Adams	Treffry
Hagen	Olson, Bowman	Twete
Hanson, Benson	Opdahl	Wolf
Hanson, Stark	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Lund	Strutz
Fuglestad	Nelson, Dickey	Sundby, Renville
Gilbertson	Oglesby	Svingen
Hanson, Barnes	Smith	Wright
Jones	Steedsman	Madam Speaker
Larson, Nelson	Stoa	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Hillman	Morgan
Bettenhausen	Holte	Patterson
Brunsdale	Homnes	Peterson, Bottineau
Carlson	Isaak	Sannes
Correll	Lavik	Scholl
Dittmer	Lillehaugen	Twichell
Endres	Lynch	Young
Fitch	McInnes	
Flaten	McManus	

So the bill passed and the title was agreed to.

The Speaker called Mr. Swendseid to the Chair.

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which

such lien shall be perfected, the priority thereof, 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, 61; nays, 29; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Piper
Anderson, Logan	Gilchrist	Rathbun
Anderson, Sargent	Godwin	Rindy
Arneson	Hagen	Rue
Biewer	Hanson, Stark	Sannes
Born	Hill	Sandlie
Broschat	Holthusen	Savre
Brunsdale	Johnson	Solberg
Carlson	Jones	Sprenger
Correll	Lavik	Steedsman
Crockett	Lund	Strutz
Cunningham	Mostad	Svingen
Dahl	Muus	Symington
Erickson,McKenzie	Niewoehner	Thompson
Espeland	Noben	Twete
Ettestad	Odegard	Twichell
Falconer	Opdahl	Wolf
Fitzgerald	Owings	Wright
Flaten	Peters	Madam Speaker
Fuglestad	Peterson,Bottineau	
Gessner	Peterson,Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Larson, Ransom	Place
Fedje	Lemke	Schauss
Hanson, Barnes	Lillehaugen	Shurr
Hanson, Benson	Lofthus	Stoa
Henrickson	Nelson, Dickey	Sundby, McLean
Jensen	Nelson, Morton	Sundby, Renville
Jodock	Nelson, Ward	Swett
Johnston	Oglesby	Swendseid
Kapfer	Olson, Adams	Treffry
Larson, Nelson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Morgan
Bailey	Homnes	Patterson
Bettenhausen	Isaak	Scholl
Dittmer	Jardine	Smith
Endres	Lynch	Sticka
Fitch	McInnes	Traynor
Flannigan	McKellar	Young
Hillman	McManus	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Gilbertson moved that the vote by which Senate Bill No. 309 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, 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, 79; nays, 5; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Peterson, Bottineau
Anderson, Logun	Hanson, Stark	Peterson, Mountrail
Anderson, Sargent	Hill	Piper
Anfinson	Holthusen	Rathbun
Arneson	Jensen	Rue
Biewer	Jodock	Sannes
Born	Johnson	Savre
Broschat	Jones	Schauss
Brunsdale	Kapfer	Solberg
Carlson	Larson, Ransom	Sprenger
Correll	Lemke	Steedsman
Crockett	Lillehaugen	Sticka

Dahl	Lofthus	Stoa
Erickson, McKenzie	Lund	Strutz
Erickson, McLean	Mostad	Sundby, McLean
Espelund	Muus	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Nelson, Morton	Swendseid
Fitzgerald	Nelson, Ward	Symington
Flaten	Niewoehner	Thompson
Fuglestad	Odegard	Treffry
Gessner	Oglesby	Twichell
Gilbertson	Olson, Adams	Wolf
Gilchrist	Olson, Bowman	Wright
Godwin	Opdahl	Madam Speaker
Hagen	Owings	
Hanson, Barnes	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Place	Sandlie
Larson, Nelson	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Homnes	Noben
Bettenhausen	Isaak	Patterson
Cunningham	Jardine	Scholl
Dittmer	Johnston	Shurr
Endres	Lavik	Smith
Ettestad	Lynch	Swett
Fitch	McInnes	Traynor
Henrickson	McKellar	Twete
Hillman	McManus	Young
Holte	Morgan	

So the bill passed and the title was agreed to.

Mr. Flannigan moved that further consideration of Senate Bill No. 302 be indefinitely postponed.

Which motion prevailed.

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

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, 0; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Isaak	Place
Arneson	Jensen	Rathbun

Bettenhausen	Jodock	Rindy
Biewer	Johnson	Rue
Born	Jones	Sandlie
Broschat	Kapfer	Sannes
Brunsdale	Larson, Nelson	Savre
Carlson	Larson, Ransom	Schauss
Correll	Lavik	Shurr
Crockett	Lemke	Solberg
Cunningham	Lillehaugen	Sprenger
Dahl	Lofthus	Steedsman
Erickson,McKenzie	Lund	Sticka
Erickson, McLean	Muus	Stoa
Espeland	Nelson, Dickey	Strutz
Falconer	Nelson, Morton	Sundby, McLean
Fedje	Nelson, Ward	Sundby, Renville
Fitzgerald	Niewoehner	Svingen
Flannigan	Noben	Swendseid
Flaten	Odegard	Symington
Fuglestad	Oglesby	Thompson
Gessner	Olson, Adams	Traynor
Gilbertson	Olson, Bowman	Treffry
Gilchrist	Opdahl	Twichell
Hagen	Owings	Wolf
Hanson, Barnes	Patterson	Wright
Hanson, Benson	Peters	Madam Speaker
Hanson, Stark	Peterson,Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	McManus
Bailey	Holte	Morgan
Dittmer	Homnes	Mostad
Endres	Jardine	Scholl
Ettestad	Johnston	Smith
Fitch	Lynch	Swett
Godwin	McInnes	Twete
Henrickson	McKellar	Young

So the bill passed and the title was agreed to.

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

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, 16; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Patterson
Anderson, Logan	Hanson, Stark	Peters
Anderson, Sargent	Holthusen	Peterson,Bottineau
Anfinson	Johnson	Peterson,Mountrail

Bettenhausen	Johnston	Place
Biewer	Kapfer	Rue
Born	Larson, Nelson	Savre
Broschat	Larson, Ransom	Schauss
Brunsdale	Lavik	Shurr
Carlson	Lillehaugen	Solberg
Correll	Lofthus	Steedsman
Cunningham	Lund	Sticka
Dahl	Mostad	Stoa
Espelund	Muus	Strutz
Ettestad	Nelson, Dickey	Sundby, McLean
Falconer	Nelson, Morton	Sundby, Renville
Fitzgerald	Niewoehner	Svingen
Flannigan	Noben	Swendseid
Flaten	Odegard	Symington
Fuglestad	Oglesby	Thompson
Gilbertson	Olson, Adams	Treffry
Gilchrist	Olson, Bowman	Twichell
Hagen	Opdahl	Wolf
Hanson, Barnes	Owings	Wright

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hill	Rindy
Crockett	Isaak	Sandlie
Erickson,McKenzie	Jensen	Sannes
Erickson, McLean	Jodock	Sprenger
Gessner	Lemke	
Henrickson	Rathbun	

Absent and not voting:

Messrs.	Messrs.	
Bailey	Jardine	Scholl
Dittmer	Jones	Smith
Endres	Lynch	Swett
Fedje	McInnes	Traynor
Fitch	McKellar	Twete
Godwin	McManus	Young
Hillman	Morgan	Madam Speaker
Holte	Nelson, Ward	
Homnes	Piper	

So the bill passed and the title was agreed to.

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing 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, 67; nays, 19; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Rue
Anderson, Sargent	Hanson, Stark	Sannes
Anfinson	Henrickson	Savre
Arneson	Holthusen	Shurr
Bettenhausen	Jodock	Solberg
Born	Johnston	Sprenger
Broschat	Kapfer	Steedsman
Brunsdale	Larson, Ransom	Sticka
Carlson	Lavik	Strutz
Correll	Lemke	Sundby, Renville
Dahl	Lund	Svingen
Erickson, McKenzie	Mostad	Swett
Erickson, McLean	Muus	Swendseid
Falconer	Nelson, Morton	Symington
Fedje	Niewoehner	Thompson
Fitzgerald	Oglesby	Traynor
Flaten	Olson, Adams	Treffry
Fuglestad	Opdahl	Twichell
Gessner	Peterson, Bottineau	Wolf
Gilbertson	Peterson, Mountrail	Wright
Gilchrist	Piper	Madam Speaker
Godwin	Rathbun	
Hagen	Rindy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crockett	Lillehaugen	Owings
Flannigan	Lofthus	Patterson
Hanson, Benson	Nelson, Dickey	Place
Hill	Nelson, Ward	Sandlie
Isaak	Noben	Stoa
Jensen	Odegard	
Larson, Nelson	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	McManus
Bailey	Holte	Morgan
Biewer	Homes	Peters
Cunningham	Jardine	Schauss
Dittmer	Johnson	Scholl
Endres	Jones	Smith
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Twete
Fitch	McKellar	Young

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Speaker Craig resumed the Chair.

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the North-west Agricultural Livestock and Fair Association, 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, 48; nays, 39; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jensen	Peters
Anfinson	Jodock	Peterson, Bottineau
Carlson	Johnston	Peterson, Mountrail
Dahl	Jones	Place
Erickson, McKenzie	Larson, Ransom	Sannes
Erickson, McLean	Lemke	Savre
Falconer	Lillehaugen	Shurr
Fedje	Lofthus	Solberg
Fitzgerald	Lund	Sprenger
Flannigan	Mostad	Strutz
Fuglestad	Muus	Sundby, McLean
Gilbertson	Nelson, Ward	Swett
Gilchrist	Niewoehner	Swendseid
Godwin	Noben	Wright
Hagen	Odegard	Young
Isaak	Owings	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Henrickson	Rindy
Bettenhausen	Hill	Sandlie
Biewer	Holthusen	Smith
Born	Kapfer	Steedsman
Broschat	Larson, Nelson	Sticka
Brunsdale	Lavik	Stoa
Correll	Lynch	Sundby, Renville
Crockett	Nelson, Dickey	Symington
Espeland	Nelson, Morton	Thompson
Gessner	Oglesby	Traynor
Hanson, Barnes	Olson, Bowman	Treffry
Hanson, Benson	Piper	Twichell
Hanson, Stark	Rathbun	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Olson, Adams
Anderson, Logan	Holte	Opdahl
Bailey	Homnes	Patterson
Cunningham	Jardine	Rue
Dittmer	Johnson	Schauss
Endres	McInnes	Scholl
Ettestad	McKellar	Svingen
Fitch	McManus	Twete
Flaten	Morgan	

So the bill was declared lost.

Mr. Twichell moved that further consideration of Senate Bill No. 205 be indefinitely postponed.

Which motion lost.

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, 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, 42; nays, 47; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Henrickson	Olson, Bowman
Broschat	Holthusen	Owings
Carlson	Jodock	Patterson
Dahl	Jones	Peterson, Mountrail
Dittmer	Larson, Ransom	Place
Erickson, McKenzie	Lavik	Sannes
Erickson, McLean	Lemke	Sandlie
Ettestad	Lund	Savre
Falconer	Mostad	Solberg
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Ward	Swett
Fuglestad	Niewoehner	Swendseid
Gilchrist	Noben	Treffry
Godwin	Odegard	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hill	Piper
Anderson, Sargent	Hillman	Rathbun
Anfinson	Isaak	Rindy
Arneson	Jardine	Smith
Biewer	Jensen	Sprenger
Brunsdale	Kapfer	Steedsman
Correll	Larson, Nelson	Sticka
Crockett	Lillehaugen	Stoa
Espeland	Lofthus	Strutz
Fedje	Lynch	Symington
Gessner	Nelson, Dickey	Thompson
Gilbertson	Nelson, Morton	Traynor
Hagen	Oglesby	Twichell
Hanson, Barnes	Opdahl	Wright
Hanson, Benson	Peters	Madam Speaker
Hanson, Stark	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Rue
Bailey	Johnson	Schauss
Born	Johnston	Scholl
Cunningham	McInnes	Shurr
Endres	McKellar	Sundby, McLean
Fitch	McManus	Svingen
Flaten	Morgan	Twete
Holte	Olson, Adams	Young

So the bill was declared lost.

EXPLANATION OF VOTE

Mr. Fedje: "Madam Speaker: I change my vote from aye to no for the purpose of reconsideration."

Mr. Owings moved that the House do now recess, subject to the call of the Chair.

Which motion prevailed.

The House reconvened pursuant to recess taken, Speaker Craig presiding.

HOUSE CONCURRENT RESOLUTION NO. 22.

Introduced by Representatives Twichell and Swett.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA: THE SENATE CONCURRING, THAT:

WHEREAS, the House and Senate have been employed two extra days during this session;

THEREFORE, IT IS HEREBY DIRECTED that each of said employees be paid for two extra days at the rate at which they were employed, such monies to be paid from the appropriation for legislative expense of the 1933 legislative assembly of the State of North Dakota.

Mr. Swett moved the Resolution be adopted.

ROLL CALL

The question being on House Concurrent Resolution No. 22, for extra pay, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Peters
Anderson, Sargent	Holthusen	Peterson, Bottineau
Anfinson	Isaak	Peterson, Mountrail
Bettenhausen	Jardine	Piper
Biewer	Jensen	Place

Born	Jodock	Rathbun
Broschat	Johnston	Rindy
Brunsdale	Jones	Sandlie
Carlson	Kapfer	Sannes
Crockett	Larson, Nelson	Savre
Dahl	Larson, Ransom	Smith
Erickson,McKenzie	Lavik	Solberg
Erickson, McLean	Lemke	Sprenger
Espeland	Lillehaugen	Steedsman
Ettestad	Lofthus	Sticka
Falconer	Lund	Stoa
Fedje	Lynch	Strutz
Fitzgerald	McKellar	Sundby, McLean
Flannigan	Mostad	Sundby, Renville
Fuglestad	Nelson, Dickey	Swett
Gessner	Nelson, Morton	Swendseid
Gilbertson	Nelson, Ward	Symington
Gilchrist	Niewoehner	Thompson
Godwin	Noben	Traynor
Hagen	Ødegard	Treffry
Hanson, Barnes	Oglesby	Twichell
Hanson, Stark	Olson, Bowman	Wolf
Henrickson	Owings	Wright
Hill	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.

Arneson

Absent and not voting:

Messrs.

**Aljets
Bailey
Correll
Cunningham
Dittmer
Endres
Fitch
Flaten
Hanson, Benson**

Messrs.

**Holte
Homnes
Johnson
McInnes
McManus
Morgan
Muus
Olson, Adams
Opdahl**

Messrs.

**Rue
Schauss
Scholl
Shurr
Svingen
Twete
Young**

So the Resolution passed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Also,

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Which the Senate has amended.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Which the Senate has passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 82, 83 and 75.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bills:

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Which the Senate has amended.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the Conference Committee report on Senate Bill No. 47.

Also: The President of the Senate has appointed as a new Conference Committee on House Bill No. 21 Senators Whitman, Larson and Lind.

Also: The President has appointed as a Conference Committee on Senate Bill No. 74 Senators Micklethun, Marshall and Plath.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 76, 80 and 233.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills Nos. 50, 263, 171, 47, 75, 167, 82, 76, 83, 80 and 233.

Which the President of the Senate has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FRIDAY, MARCH 3, 1933

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Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following bill:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Which the Senate has indefinitely postponed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a Conference Committee on Senate Bill No. 143 Senators Magnuson, Olson and Regeth.

Also: The President has appointed as a Conference Committee on Senate Bill No. 66 Senators Brunsdale, Stucke and Field.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 69, 227 and 271.

Also: The President of the Senate has appointed as a Conference Committee on Senate Bill No. 22 Senators Erickson of Kidder, Drew and Patten.

Also: The President has appointed as a Conference Committee on House Bill No. 102 Senators Lynch, Tinnes and Greene.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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 House do concur in the Senate amendments to House Bill No. 21.

For the Senate:

W. S. WHITMAN,
ANTON LARSON,
W. D. LYNCH.

For the House:

A. E. SANDLIE,
C. T. OLSON,
MILTON RUE.

Mr. Traynor moved that the report of the Conference Committee on House Bill No. 21 be rejected and that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion prevailed.

The Chair appointed the following Conference Committee: Representatives Twete, Piper and Jenson.

Mr. Sundby moved that the House concur in the Senate amendments to House Bill No. 242.

Mr. Twichell moved, as a substitute motion, that the House do not concur in the Senate amendments to House Bill No. 242, and that the Chair appoint a Conference Committee to confer with a like Committee from the Senate to act on House Bill No. 242.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Godwin, Hanson of Stark and Johnson.

Mr. Wolf moved that the House do not concur in the Senate amendments to House Bill No. 216, and that the Chair appoint a Conference Committee to confer with a like Committee from the Senate as to House Bill No. 216.

Which motion prevailed.

The Chair appointed the following Committee: Representatives Aljets, Kapfer and Flaten.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State

Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Which the House has amended.

Also transmit:

House Concurrent Resolution No. 22.

Which the House has passed and your favorable consideration is respectfully requested.

Also,

Mr. President: I have the honor to inform you that Senate Bill No. 50 was erroneously messaged to the Senate as having passed unchanged, whereas the same was amended by the House and such amendments are transmitted herewith.

Also,

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 21 was rejected and a new Conference Committee was appointed as follows: Twete, Piper and Jensen.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 242, Godwin, Hanson of Stark, and Johnson.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 216, Aljets, Kapfer and Flaten.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate requests the return of enrolled Senate Bill No. 50, which the House has amended and reported to the Senate as passed unchanged.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Crockett moved that the House concur in the Senate amendments.

Mr. Twete moved, as a substitute motion, that the report be returned for correction.

Which motion prevailed.

Mr. Twete moved that the House reconsider the action taken on House Bill No. 78.

Which motion prevailed.

Mr. Biewer moved that the House accept the Senate amendments to House Bill No. 78.

Mr. Stoa moved, as a substitute motion, that further consideration of House Bill No. 78 be indefinitely postponed.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 7. 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.

Beg leave to report that they could not agree and request that they be discharged.

Senate

A. F. BONZER, JR.,
HERMAN THORSON,
W. S. HANDLEY.

House

R. C. SANNES,
R. E. SWENDSEID,
A. C. JOHNSON.

A. C. JOHNSON,
Chairman.

Mr. Swendseid moved that the report of the Conference Committee be adopted, that the Conference Committee be discharged, and a new Conference Committee on House Bill No. 7 be appointed.

Mr. Place moved, as a substitute motion, that further consideration of House Bill No. 7 be indefinitely postponed.

Which motion lost.

The question being on the motion of Mr. Swendseid, the motion prevailed, and the Committee was discharged.

The Chair appointed the following committee: Representatives Lynch, Bettenhausen and Oglesby.

The Conference Committee on House Bill No. 3 submitted a report of conference on House Bill No. 3.

Mr. Godwin moved that the House consider the report of the Conference Committee on House Bill No. 3 by subsections.

Which motion prevailed.

Mr. Swendseid moved that the House reconsider the vote by which it agreed to adopt the report of the Conference Committee on House Bill No. 3 by subsections.

Which motion prevailed.

Mr. Peters moved that the report of the Conference Committee on House Bill No. 3 be rejected, and that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion prevailed.

The Chair appointed the following committee: Representatives Falconer, Crockett and Cunningham.

Mr. Swett moved that the House accede to the request of the Senate for the return of Senate Bill No. 50.

Which motion prevailed.

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

And recommend the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$12,500.00," and in line 7 of the said Section, strike out the figures "\$5,500.00" and insert in lieu thereof the figures "\$3,125.00."

House

EDW. SAVRE,
F. PAUL SMITH,
MATH DAHL.

Senate

S. J. ATKINS,
CHARLES S. BANGERT.

(Amendments read).

Mr. Lund moved that the report of the Conference Committee on Senate Bill No. 167 be accepted.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and that Senate Bill No. 167 be considered properly re-engrossed and placed upon 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, 86; nays, 4; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Olson, Adams
Anderson, Logan	Hanson, Stark	Olson, Bowman
Anderson, Sargent	Henrickson	Owings
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Place
Bailey	Holte	Rathbun
Bettenhausen	Holthusen	Rindy
Born	Isaak	Sandlie
Broschat	Jardine	Sannes
Brunsdale	Jensen	Savre
Carlson	Jodock	Shurr
Dahl	Johnson	Smith

Endres	Johnston	Solberg
Erickson,McKenzie	Jones	Sprenger
Erickson, McLean	Kapfer	Steedsman
Espeland	Larson, Nelson	Stoa
Ettestad	Lillehaugen	Sundby, Renville
Falconer	Lofthus	Svingen
Fedje	Lund	Swett
Fitch	Lynch	Swendseid
Fitzgerald	Mostad	Symington
Flaten	Muus	Thompson
Fuglestad	Nelson, Dickey	Treffry
Gessner	Nelson, Morton	Twete
Gilbertson	Nelson, Ward	Twichell
Gilchrist	Niewoehner	Wolf
Godwin	Noben	Wright
Hagen	Odegard	Young
Hanson, Barnes	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.
Biewer	Piper
Crockett	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McInnes	Rue
Cunningham	McKellar	Schauss
Dittmer	McManus	Scholl
Flannigan	Morgan	Sticka
Hornes	Opdahl	Strutz
Larson, Ransom	Patterson	Sundby, McLean
Lavik	Peters	Traynor
Lemke	Peterson,Mountrail	

So the bill passed and the title was agreed to.

Mr. Godwin moved that the House do concur in the Senate amendments to House Bill No. 206.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and House Bill No. 206 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

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, 1; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Peterson, Bottineau
Anderson, Sargent	Henrickson	Piper
Anfinson	Hill	Place
Arneson	Hillman	Rathbun
Bailey	Holte	Rindy
Biewer	Isaak	Rue
Born	Jardine	Sannes
Broschat	Jensen	Savre
Brunsdale	Johnston	Schauss
Carlson	Jones	Shurr
Cunningham	Larson, Nelson	Smith
Dahl	Lavik	Sprenger
Endres	Lillehaugen	Steedsman
Erickson, McKenzie	Lofthus	Sticka
Erickson, McLean	Lund	Stoa
Espeland	McInnes	Sundby, McLean
Ettestad	Mostad	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swett
Fitch	Nelson, Morton	Swendseid
Fitzgerald	Nelson, Ward	Symington
Flannigan	Niewoehner	Thompson
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilbertson	Olson, Adams	Twichell
Gilchrist	Olson, Bowman	Wolf
Godwin	Opdahl	Wright
Hagen	Owings	Young
Hanson, Barnes	Peters	Madam Speaker

Those voting in the negative were:

Messrs.
Jodock

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson	Patterson
Bettenhausen	Kapfer	Peterson, Mountrail
Correll	Larson, Ransom	Sandlie
Crockett	Lemke	Scholl
Dittmer	Lynch	Solberg
Flaten	McKellar	Strutz
Hanson, Benson	McManus	Traynor
Holthusen	Morgan	
Homnes	Oglesby	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the House do concur in the Senate amendments to House Bill No. 326.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and House Bill No. 326 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; 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, 88; nays, 4; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hillman	Piper
Anderson, Sargent	Holte	Place
Arneson	Holthusen	Rathbun
Bailey	Isaak	Rindy
Biewer	Jardine	Rue
Born	Jensen	Sannes
Broschat	Jodock	Savre
Brunsdale	Johnson	Schauss
Dahl	Johnston	Shurr
Endres	Kapfer	Smith
Erickson, McLean	Larson, Nelson	Solberg
Erickson, McKenzie	Lavik	Sprenger
Espeland	Lillehaugen	Sticka
Ettestad	Lofthus	Stoa
Falconer	Lund	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitzgerald	Muus	Svingen
Flannigan	Nelson, Dickey	Swett
Flaten	Nelson, Morton	Swendseid
Fuglestad	Nelson, Ward	Symington
Gessner	Niewoehner	Thompson
Gilbertson	Noben	Treffry
Gilchrist	Odegard	Twete
Godwin	Oglesby	Twichell
Hagen	Olson, Bowman	Wolf
Hanson, Barnes	Owings	Wright
Hanson, Benson	Patterson	Young
Hanson, Stark	Peters	Madam Speaker
Henrickson	Peterson, Bottineau	
Hill	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.
Anfinson	Jones
Cunningham	Steedsman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Homnes	Morgan
Bettenhausen	Larson, Ransom	Olson, Adams
Carlson	Lemke	Opdahl
Correll	Lynch	Sandlie
Crockett	McInnes	Scholl
Dittmer	McKellar	Strutz
Fitch	McManus	Traynor

So the bill passed and the title was agreed to.

Mr. Swett moved that the House do concur in the Senate amendments to House Bill No. 114.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 114 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation 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, 78; nays, 13; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Stark	Owings
Anderson, Sargent	Henrickson	Patterson
Anfinson	Hill	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bettenhausen	Isaak	Piper
Biewer	Jensen	Place
Born	Jodock	Rathbun
Broschat	Johnson	Rindy
Carlson	Johnston	Sandlie
Dahl	Jones	Savre
Erickson, McKenzie	Kapfer	Schauss
Erickson, McLean	Larson, Nelson	Shurr
Espeland	Lavik	Solberg
Ettestad	Lillehaugen	Sprenger
Falconer	Lofthus	Sticka
Fedje	Lund	Stoa
Fitch	Mostad	Sundby, McLean
Fitzgerald	Muus	Sundby, Renville
Flannigan	Nelson, Dickey	Svingen
Fuglestad	Nelson, Morton	Swett
Gessner	Nelson, Ward	Swendseid

Gilchrist	Niewoehner	Symington
Godwin	Noben	Thompson
Hagen	Odegard	Treffry
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Bowman	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey	Holthusen	Steedsman
Brunsdale	Jardine	Wolf
Cunningham	Peters	Wright
Gilbertson	Rue	
Holte	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lemke	Sannes
Correll	Lynch	Scholl
Crockett	McInnes	Strutz
Dittmer	McKellar	Traynor
Endres	McManus	Twete
Flaten	Morgan	Twichell
Homnes	Olson, Adams	
Larson, Ransom	Opdahl	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Conference Committee to whom was referred:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Have had the same under consideration and recommend that the House do not concur in Senate amendments and that the House and Senate pass House Bill No. 102 as originally passed by the House.

For the Senate:

W. D. LYNCH,
E. E. GREENE,
DANA J. TINNES.

For the House:

W. J. FLANNIGAN,
H. R. SOLBERG,
DAN R. JONES.

Mr. Swett moved that the House accept the report of the Conference Committee on House Bill No. 102 and that the Committee be discharged.

Which motion prevailed.

Mr. Twichell moved that the House do concur in the Senate amendments to House Bill No. 287.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 287 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

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, 2; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson,Bottineau
Anderson, Logan	Hill	Peterson,Mountrail
Anderson, Sargent	Hillman	Place
Anfinson	Holte	Rathbun
Arneson	Holthusen	Rindy
Bettenhausen	Isaak	Rue
Biewer	Jardine	Sandlie
Broschat	Jodock	Sannes
Cunningham	Johnston	Savre
Dahl	Jones	Schauss
Endres	Kapfer	Shurr
Erickson,McKenzie	Larson, Nelson	Smith
Erickson, McLean	Lavik	Solberg
Espeland	Lillehaugen	Sprenger
Ettestad	Lofthus	Steedsman
Falconer	Lund	Sundby, McLean
Fedje	Mostad	Sundby, Renville
Fitch	Muus	Swett
Fitzgerald	Nelson, Dickey	Swendseid
Flannigan	Nelson, Morton	Symington
Flaten	Nelson, Ward	Thompson
Fuglestad	Niewoehner	Treffry
Gessner	Odegard	Twichell
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Adams	Wright
Hagen	Olson, Bowman	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson	Peters	

Those voting in the negative were:

Messrs.
 Brunsdale
 Patterson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnson	Piper
Born	Larson, Ransom	Scholl
Carlson	Lemke	Sticka
Correll	Lynch	Stoa
Crockett	McInnes	Strutz
Dittmer	McKellar	Svingen
Godwin	McManus	Traynor
Hanson, Stark	Morgan	Twete
Homnes	Noben	
Jensen	Opdahl	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE TO THE SENATE

House of Representatives,
 Bismarck, North Dakota,
 March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to Senate Bill No. 167.

Also, the House has concurred in the Senate amendments to House Bill No. 206.

Also, the House has concurred in the Senate amendments to House Bill No. 326.

Also, the House has concurred in the Senate amendments to House Bill No. 114.

Also, inform you that the House has concurred in the Senate amendment to House Bill No. 287.

Also inform you that the Speaker has appointed a Conference Committee on Senate Bill No. 52. Peterson, Hagen and Nelson of Dickey.

Also, the Speaker has appointed a Conference Committee on Senate Bill No. 270. Mostad, Brunsdale and Lavik.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 165. Svingen, Gilchrist and Holte.

Also, the Speaker has appointed as a Conference Committee on House Bill No. 265. Peterson of Mountrail, Symington and Johnston.

Also, inform you that the House has concurred in the Senate amendment to House Bill No. 86.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on Senate Bill No. 46, Senators Larson and Eastgate.

Also, the President has appointed as a Conference Committee on House Bill No. 21, Senators Bangert, Bonzer and Trovatten.

Also, the President has appointed as a Conference Committee on Senate Bill No. 52, Senators Burkhart, Cain and Jones.

Also, the President has appointed as a Conference Committee on Senate Bill No. 168, Senators Patten, Gronvold and Miller.

Also, the President has appointed as a Conference Committee on Senate Bill No. 270, Senators Brostuen, Tinnes and Brunsdale.

Also, the President has appointed as a Conference Committee on House Bill No. 242, Senators Greene, Fowler and Indergaard.

Also, the President has appointed as a Conference Committee on ~~House Bill No. 216~~, Senators McDonald, Drew and Porter.

Also, the President has appointed as a Conference Committee on Senate Bill No. 165, Senators Hamilton, Trout and Lynch.

Also, the President has appointed as a new Conference Committee on H. B. No. 7, Senators Magnuson, Hamilton and Bonzer.

Also, the President has appointed as a Conference Committee on Senate Bill No. 164, Senators Erickson of Kidder, Regeth and Whitman.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

FRIDAY, MARCH 3, 1933

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Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Sepaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 39, 318, 23, 132, 130, 140, 326 and 309.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 3 has been rejected and a new Conference Committee was appointed as follows: Falconer, Crockett and Cunningham.

Also, the report of the Conference Committee on House Bill No. 7 has been rejected and a new Conference Committee was appointed as follows: Lynch, Bettenhausen and Oglesby.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Lynch moved that the Chair appoint a Conference Committee to confer with a like Committee from the Senate to act on Senate Bill No. 52.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Patterson, Hagen and Nelson of Dickey.

Mr. Jodock moved that the Chair appoint a Conference Committee to confer with a like Committee from the Senate to act on Senate Bill No. 270.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Mostad, Brunsdale and Lavik.

Mr. Flannigan moved that the Chair appoint a Conference Committee to confer with a like Committee from the Senate to act on Senate Bill No. 165.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Svingen, Gilchrist and Holte.

House Concurrent Resolution No. 6 was read.

Mr. Lillehaugen moved that the House do concur in the Senate amendments to House Concurrent Resolution No. 6.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Concurrent Resolution No. 6 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Mr. Swendseid moved that the House do concur in the Senate amendments to House Bill No. 86.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and House Bill No. 86 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of 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, 79; nays, 4; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Peters
Anderson, Logan	Hillman	Peterson, Bottineau
Anderson, Sargent	Holthusen	Place
Anfinson	Isaak	Rathbun
Bailey	Jardine	Rue
Biewer	Jodock	Sandlie
Born	Johnson	Sannes
Broschat	Jones	Savre
Brunsdale	Kapfer	Shurr
Carlson	Larson, Nelson	Smith
Dahl	Lavik	Solberg
Dittmer	Lillehaugen	Sprenger
Endres	Lofthus	Steedsman
Erickson, McKenzie	Lund	Stoa
Espeland	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Fedje	Mostad	Svingen
Fitch	Muus	Swendseid
Fitzgerald	Nelson, Dickey	Symington
Flannigan	Nelson, Morton	Treffry
Fuglestad	Nelson, Ward	Twichell
Gessner	Niewoehner	Wolf

Messrs.	Messrs.	Messrs.
Gilbertson	Odegard	Wright
Hanson, Barnes	Oglesby	Young
Hanson, Benson	Olson, Adams	Madam Speaker
Hanson, Stark	Opdahl	
Henrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.
Arneson	Rindy
Erickson, McLean	Thompson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Homnes	Patterson
Correll	Jensen	Peterson, Mountrail
Crockett	Johnston	Piper
Cunningham	Larson, Ransom	Schauss
Falconer	Lemke	Scholl
Flaten	McKellar	Sticka
Gilchrist	McManus	Strutz
Godwin	Morgan	Swett
Hagen	Noben	Traynor
Holte	Olson, Bowman	Twete

So the bill passed and the title was agreed to.

Mr. Opdahl moved that the House do not concur in the Senate amendments to House Bill No. 265, and that the Chair appoint a Conference Committee to confer with a like committee from the Senate to act on House Bill No. 265.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Peterson of Mountrail, Symington and Johnson.

Mr. Jodock moved that the House proceed to the Fourteenth Order of Business.

Which motion prevailed.

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural 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, 54; nays, 34; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Peterson, Mountrail
Anderson, Logan	Hanson, Barnes	Place
Anderson, Sargent	Hanson, Benson	Rathbun
Anfinson	Hanson, Stark	Rindy
Bailey	Hill	Sandlie
Bettenhausen	Jodock	Sannes
Born	Larson, Nelson	Savre
Broschat	Lavik	Shurr
Carlson	Lillehaugen	Solberg
Dahl	Lund	Sprenger
Endres	Mostad	Stoa
Erickson, McKenzie	Nelson, Morton	Sundby, McLean
Erickson, McLean	Niewoehner	Sundby, Renville
Espeland	Noben	Swendseid
Fedje	Oglesby	Symington
Fitzgerald	Olson, Bowman	Treffry
Flannigan	Owings	Wolf
Fuglestad	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biewer	Isaak	Peters
Brunsdale	Jardine	Peterson, Bottineau
Dittmer	Johnson	Rue
Ettestad	Jones	Smith
Flaten	Kapfer	Steedsmen
Gessner	Lofthus	Svingen
Gilbertson	Lynch	Swett
Hagen	McInnes	Thompson
Henrickson	Nelson, Dickey	Wright
Hillman	Odegard	Young
Holte	Olson, Adams	
Holthusen	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arneson	Johnston	Schauss
Correll	Larson, Ransom	Scholl
Crockett	Lemke	Sticka
Cunningham	McKellar	Strutz
Falconer	McManus	Traynor
Fitch	Morgan	Twete
Gilchrist	Muus	Twichell
Homnes	Nelson, Ward	
Jensen	Piper	

So the bill was declared lost.

Mr. Swett changed his vote from "aye" to "no" for the purpose of reconsideration.

Mr. Swett served notice of intention to reconsider the vote by which Senate Bill No. 217 was lost.

Mr. Swendseid moved that further consideration of Senate Bill No. 214 be indefinitely postponed.

Which motion prevailed.

Mr. Swett moved that the House reconsider the vote by which Senate Bill No. 217 was lost.

Which motion prevailed.

Mr. Swett moved that Senate Bill No. 217 be re-referred to a Special Committee to be appointed by the Speaker, of which the mover was not a member, for the purpose of amendment.

Which motion prevailed.

The Speaker appointed the following Special Committee on Senate Bill No. 217: Representatives Twichell, Sprenger and Swendseid.

Mr. Hagen moved that the House do now recess, subject to the call of the Chair.

Which motion prevailed.

The House reconvened pursuant to recess taken, Speaker Craig presiding.

Mr. Wolf moved that the Chair appoint a Conference Committee of three to confer with a like committee from the Senate to confer on Senate Bill No. 74.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Arneson, Dittmer and Schauss.

Mr. Swendseid moved that the Chair appoint a Conference Committee of three to confer with a like committee from the Senate to act on Senate Bill No. 46.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Muus, Rinde and Place.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the Senate recede from its amendments.

Senate

E. E. GREENE,
A. W. FOWLER.

House

W. J. GODWIN,
HANSON, of Stark,
A. C. JOHNSON.

Mr. Peterson moved that the House accept the report of the Conference Committee on House Bill No. 242.

Which motion prevailed.

Mr. Fedje moved that the House reconsider the vote by which Senate Bill No. 205 was lost.

Which motion prevailed.

House Concurrent Resolution No. 20 was read.

Mr. Lynch moved that the House reject House Concurrent Resolution No. 20.

Mr. Treffry moved, as a substitute motion, that the House adopt House Concurrent Resolution No. 20.

Which motion lost.

The question being on the motion of Mr. Lynch, the motion prevailed, and the resolution was rejected.

House Concurrent Resolution No. 5 was read.

Mr. Aljets moved the adoption of the Resolution.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Have had the same under consideration and recommend that the House do concur in the Senate amendment.

For the Senate

W. H. PORTER,
G. F. DREW,
S. S. McDONALD.

For the House

GEO. ALJETS,
H. G. KAPFER,
P. J. FLATEN.

Mr. Aljets moved that the House accept the report of the Conference Committee on House Bill No. 216.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and House Bill No. 216 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County 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, 71; nays, 13; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Peters
Anderson, Logan	Holte	Peterson, Bottineau
Born	Holthusen	Peterson, Mountrail
Broschat	Isaak	Place
Brunsdale	Jensen	Rathbun
Carlson	Jodock	Rue
Dahl	Johnston	Sannes
Endres	Jones	Savre
Erickson, McKenzie	Kapfer	Shurr
Erickson, McLean	Lavik	Smith
Ettestad	Lillehaugen	Solberg
Fedje	Lofthus	Steedsman
Fitzgerald	Lund	Sticka
Flannigan	Lynch	Stoa
Flaten	McInnes	Sundby, McLean
Fuglestad	Mostad	Sundby, Renville
Gessner	Muus	Svingen
Gilchrist	Nelson, Morton	Swett
Godwin	Niewoehner	Swendseid
Hanson, Barnes	Noben	Symington
Hanson, Benson	Oglesby	Wright
Hanson, Stark	Olson, Bowman	Young
Henrickson	Opdahl	Madam Speaker
Hill	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Sandlie
Anfinson	Odegard	Treffry
Bailey	Olson, Adams	Wolf
Bettenhausen	Piper	
Espeland	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arneson	Johnson	Patterson
Biewer	Jardine	Schauss
Correll	Larson, Nelson	Scholl
Crockett	Larson, Ransom	Sprenger
Cunningham	Lemke	Strutz
Dittmer	McKellar	Thompson
Falconer	McManus	Traynor
Fitch	Morgan	Twete
Hagen	Nelson, Dickey	Twichell
Homnes	Nelson, Ward	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the name of Senator Fine should be added to the Conference Committee on Senate Bill No. 46.

Also,

In a previous message to the House, a bill was messaged as Senate Bill No. 168 which should be changed to Senate Bill No. 68.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Concurrent Resolution No. O was read.

Mr. Lynch moved that further consideration of Senate Concurrent Resolution No. O be indefinitely postponed.

Mr. Jodock moved the previous question.

Which motion prevailed.

The question being on the motion of Mr. Lynch, the motion was lost.

The question being on the motion of Mr. Aljets that Senate Concurrent Resolution No. O be adopted.

Senate Concurrent Resolution No. O was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 54; nays, 42; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hillman	Rathbun
Born	Holte	Rindy
Broschat	Holthusen	Rue
Carlson	Johnson	Sannes
Correll	Jones	Savre
Endres	Kapfer	Shurr
Erickson, McKenzie	Lemke	Sprenger
Erickson, McLean	Lillehaugen	Steedsman
Espeland	Lund	Stoa
Fedje	McInnes	Strutz
Fitch	Muus	Svingen
Flaten	Nelson, Dickey	Swendseid
Fuglestad	Nelson, Morton	Symington
Gessner	Niewoehner	Thompson
Gilchrist	Olson, Adams	Twichell
Hagen	Opdahl	Wolf
Hanson, Benson	Owings	Wright
Hill	Peters	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Barnes	Olson, Bowman
Anderson, Sargent	Hanson, Stark	Patterson
Anfinson	Henrickson	Peterson, Bottineau
Arneson	Isaak	Peterson, Mountrail
Bailey	Jensen	Piper
Bettenhausen	Jodock	Place
Dahl	Johnston	Schauss
Dittmer	Lofthus	Smith
Ettestad	Lynch	Solberg
Falconer	Mostad	Sticka
Fitzgerald	Nelson, Ward	Sundby, McLean
Flannigan	Noben	Sundby, Renville
Gilbertson	Odegard	Swett
Godwin	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Larson, Nelson	Sandlie
Brunsdale	Larson, Ransom	Scholl
Crockett	Lavik	Traynor
Cunningham	McKellar	Treffry
Homnes	McManus	Twete
Jardine	Morgan	

So the Resolution was declared lost.

EXPLANATION OF VOTE

Mr. Swett: "I change my vote from aye to no for the purpose of reconsideration."

Mr. Swett moved that the Chair appoint a committee to confer with a like committee from the Senate as to Senate Bill No. 164.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Twichell, Gilbertson and Jodock.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the House

ALFRED MOSTAD,
A. N. LAVIK,
KARL H. BRUNSDALE.

For the Senate

J. K. BROSTUEN,
C. N. BRUNSDALE,
DANA J. TINNES.

Mr. Swett moved that the report of the Conference Committee on Senate Bill No. 270 be accepted and that the Conference Committee be discharged.

Which motion prevailed.

The Conference Committee made the following report:

Madam Speaker: Your Conference Committee to whom was referred

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In the re-engrossed bill on page 2, line 30, strike out the figures "1933" and insert in lieu thereof the figures "1935".

For the Senate

D. H. HAMILTON,
W. J. TROUT,
W. D. LYNCH.

For the House

W. J. GILCHRIST,
C. O. SVINGEN,
M. H. HOLTE.

And when so amended recommend the same do pass.

Mr. Svingen moved that the House adopt the report of the Conference Committee on Senate Bill No. 165.

Which motion prevailed.

Mr. Peters moved that the rules be suspended and Senate Bill No. 165 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

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, 25; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peterson, Bottineau
Anderson, Logan	Henrickson	Piper
Anderson, Sargent	Holte	Place
Anfinson	Holthusen	Rue
Bailey	Jardine	Sandlie
Broschat	Jodock	Sannes
Carlson	Johnson	Savre
Correll	Johnston	Schauss
Cunningham	Jones	Shurr
Dahl	Lavik	Solberg
Erickson, McKenzie	Lillehaugen	Steedsman
Espeland	Lund	Stoa
Ettestad	Lynch	Strutz
Falconer	Mostad	Sundby, Renville
Fedje	Muus	Sundby, McLean
Fitch	Nelson, Dickey	Svingen
Fitzgerald	Nelson, Morton	Swett
Flannigan	Nelson, Ward	Thompson
Flaten	Niewoehner	Trayno
Fuglestad	Noben	Twete
Gilbertson	Olson, Adams	Wolf
Gilchrist	Olson, Bowman	Wright
Godwin	Owings	Young
Hagen	Patterson	Madam Speaker
Hanson, Barnes	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Oglesby
Bettenhausen	Isaak	Rathbun

Messrs.	Messrs.	Messrs.
Crockett	Jensen	Rindy
Dittmer	Kapfer	Smith
Endres	Larson, Nelson	Sprenger
Erickson, McLean	Lemke	Swendseid
Gessner	Lofthus	Treffry
Hanson, Benson	McInnes	
Hill	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	McKellar	Scholl
Born	McManus	Sticka
Brunsdale	Morgan	Symington
Homnes	Opdahl	Twichell
Larson, Ransom	Peterson, Mountrail	

So the bill passed and the title was agreed to.

Mr. Fitch moved that Senate Bill No. 205 be placed at the head of the Calendar.

Mr. Crockett moved, as a substitute motion, that further consideration of Senate Bill No. 205 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved the clincher motion.

Which motion prevailed.

Mr. Lynch moved that the House reconsider the vote by which Senate Bill No. 258 was lost.

Mr. Swendseid moved that the motion of Mr. Lynch be laid on the table.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Swendseid, the roll was called and there were ayes, 36; nays, 59; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hagen	Odegard
Anfinson	Hanson, Barnes	Oglesby
Arneson	Hanson, Benson	Piper
Bettenhausen	Henrickson	Rindy
Dittmer	Hill	Savre
Espeland	Jodock	Strutz
Ettestad	Jones	Sundby, McLean
Falconer	Larson, Nelson	Sundby, Renville
Fitzgerald	Lillehaugen	Svingen
Fuglestad	Lofthus	Swendseid
Gessner	Lund	Treffry
Gilbertson	McInnes	Wright

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Owings
Anderson, Sargent	Hanson, Stark	Patterson
Bailey	Hillman	Peters
Biewer	Holte	Peterson, Bottineau
Born	Holthusen	Place
Broschat	Isaak	Rathbun
Brunsdale	Jardine	Rue
Carlson	Jensen	Sandlie
Correll	Johnson	Sannes
Crockett	Kapfer	Schauss
Cunningham	Lemke	Smith
Dahl	Lynch	Solberg
Endres	Mostad	Sprengrer
Erickson, McKenzie	Muus	Steedsman
Erickson, McLean	Nelson, Dickey	Swett
Fedje	Nelson, Morton	Thompson
Fitch	Nelson, Ward	Wolf
Flannigan	Niewoehner	Young
Flaten	Noben	Madam Speaker
Gilchrist	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Homnes	Morgan	Sticka
Johnston	Olson, Adams	Stoa
Larson, Ransom	Opdahl	Symington
Lavik	Peterson, Mountrail	Traynor
McKellar	Scholl	Twete
McManus	Shurr	Twichell

So the motion was declared lost.

The question being on the motion of Mr. Lynch that the House reconsider the vote by which Senate Bill No. 258 was lost, the motion prevailed.

Mr. Swett moved that the Senate be requested to return Senate Bill No. 258.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 74, Arneson, Dittmer and Schauss.

Also,

The Speaker has appointed as a Conference Committee on Senate Bill No. 46, Muus, Rindy and Place.

Also,

The Speaker has appointed as a Conference Committee on Senate Bill No. 164, Twichell, Gilbertson and Jodock.

Also,

The House has concurred in the Senate amendment to Senate Bill No. 270.

Also,

The House has concurred in the Senate amendment to Senate Bill No. 165.

Also inform you that the House requests the return of:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

For further consideration.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 69. 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.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and

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State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 315.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 321, 314, 3 and 46.

Also, the Senate has receded from its amendments to House Bill No. 102 and House Bill No. 242.

Also, the President has appointed as a Conference Committee on House Bill No. 3, Senators Stucke, Atkins and Brostuen.

Also, the President has appointed as a Conference Committee on House Bill No. 265, Senators Miklethun, Fine and Trovatten.

Also, the President has appointed as a Conference Committee on House Bill No. 134, Senators McDonald, Miklethun and Eastgate.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 7. 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 be amended as follows:

In line 3 of the engrossed bill strike out the figures "\$40,000" and insert in lieu thereof "\$50,000."

Senate:

NELS MAGNUSON,
D. H. HAMILTON,
A. F. BONZER, JR.

House:

W. H. LYNCH,
S. OGLESBY,
W. H. BETTENHAUSEN.

And when so amended recommend the same do pass.

Mr. Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Lynch moved that the report of the Conference Committee on House Bill No. 7 be accepted and the Conference Committee discharged.

Which motion prevailed.

Mr. Lynch moved that the rules be suspended and House Bill No. 7 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 7. 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, as amended, the roll was called and there were ayes, 46; nays, 48; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Patterson
Anderson, Logan	Hanson, Benson	Peters
Anfinson	Hanson, Stark	Piper
Bettenhausen	Hill	Rathbun
Born	Holthusen	Rue
Dahl	Jardine	Sandlie
Endres	Jensen	Sticka
Ettestad	Jodock	Stoa
Falconer	Johnson	Swendseid
Fitch	Kapfer	Thompson
Flannigan	Lund	Twichell
Flaten	Lynch	Wolf
Fuglestad	Muus	Wright
Gilbertson	Nelson, Morton	Young
Gilchrist	Odegard	
Hagen	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Henrickson	Owings
Arneson	Hillman	Peterson, Bottineau
Bailey	Holte	Place
Biewer	Isaak	Rindy
Broschat	Jones	Sannes
Carlson	Larson, Nelson	Savre
Correll	Lavik	Smith
Crockett	Lemke	Solberg
Cunningham	Lillehaugen	Sprenger
Dittmer	Lofthus	Steedsman
Erickson, McKenzie	Nelson, Dickey	Sundby, McLean
Erickson, McLean	Nelson, Ward	Sundby, Renville
Espeland	Niewoehner	Svingen
Fedje	Noben	Swett
Fitzgerald	Olson, Adams	Treffry
Gessner	Olson, Bowman	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	McManus	Shurr
Godwin	Morgan	Strutz
Homnes	Mostad	Symington
Johnston	Opdahl	Traynor
Larson, Ransom	Peterson, Mountrail	Twete
McInnes	Schauss	
McKellar	Scholl	

So the bill was declared lost.

EXPLANATION OF VOTE

Mr. Crockett: Madam Speaker: I vote "no" on this bill for the reason that when people are starving to death from malnutrition I don't think it is right to appropriate money for the National Guard.

Mr. Swett served notice of intention to reconsider the vote by which Senate Bill No. 258 was lost.

Mr. Swett moved that the Chair appoint a Committee to confer with a like Committee from the Senate, as to Senate Bill No. 143.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Patterson, Wright and Sticka.

Mr. Swett moved that the Chair appoint a Committee to confer with a like Committee from the Senate, as to Senate Bill No. 66.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Olson of Adams, Peters and Savre.

Mr. Swett moved that the Chair appoint a Committee to confer with a like Committee from the Senate, as to Senate Bill No. 22.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Broschat, Larson of Nelson and Smith.

Concurrent Resolution No. BB was read.

Mr. Swett moved that the rules be suspended for the purpose of amendment.

Which motion prevailed.

Mr. Swett moved that Concurrent Resolution No. BB be amended as follows:

Amend Resolution BB, line 4, after "House," insert and "Howard Thomas, 1st Assistant Chief Clerk."

In line 17, after the words "House," insert and "Howard Thomas, 1st Assistant Chief Clerk."

In line 18 strike out figures "\$320.00" and insert "\$400.00."

Which motion prevailed.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 69; nays, 3; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Place
Anderson, Logan	Hanson, Benson	Rathbun
Anderson, Sargent	Hanson, Stark	Rindy
Anfinson	Henrickson	Rue
Arneson	Hillman	Sandlie
Bettenhausen	Holte	Sannes
Biewer	Isaak	Schauss
Born	Jardine	Solberg
Correll	Johnson	Sprenger
Cunningham	Kapfer	Steedsman
Dahl	Lavik	Sticka
Dittmer	Lillehaugen	Strutz
Endres	Lund	Sundby, McLean
Erickson, McKenzie	Lynch	Sundby, Renville
Erickson, McLean	Muus	Svingen
Espeland	Nelson, Dickey	Swett
Ettestad	Nelson, Morton	Swendseid
Falconer	Niewoehner	Thompson
Fitzgerald	Noben	Treffry
Flannigan	Odegard	Wolf
Flaten	Owings	Wright
Gessner	Peterson, Bottineau	Young
Godwin	Piper	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Carlson	Oglesby
Hanson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Johnston	Opdahl
Broschat	Jones	Patterson
Brunsdale	Larson, Nelson	Peters
Crockett	Larson, Ransom	Peterson, Mountrail
Fedje	Lemke	Savre
Fitch	Lofthus	Scholl
Fuglestad	McInnes	Shurr
Gilbertson	McKellar	Smith
Gilchrist	McManus	Stoa
Hill	Morgan	Symington
Holthusen	Mostad	Traynor
Homes	Nelson, Ward	Twete
Jensen	Olson, Adams	Twichell
Jodock	Olson, Bowman	

So the Resolution was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith Senate Bill No. 258 as requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Conference Committee to whom was referred

House Bill No. 3. 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:

All Amendments to Engrossed Bill:

Subdivision 3

Clerkhire:

Item 3, strike out the figures "\$6,209.29" and insert in lieu thereof "\$10,348.80."

Item 4, postage, strike out "\$875.00" and insert in lieu thereof "\$750.00."

Item 5, Office Supplies, strike out the figures "\$200.00" and insert in lieu thereof "\$400.00."

Subdivision 4

Item 1, Salary, strike out the figures "\$3,584.00" and insert in lieu thereof "\$4,000.00."

Subdivision 6

Clerkhire:

Item 9, Furniture and Fixtures, strike out "\$400.00" and insert in lieu thereof "\$500.00."

Item 10, Printing and Lithographing, strike out "\$3,000.00" and insert in lieu thereof "\$3,300.00."

Subdivision 7

Item 2, Authenticated and Popular Editions Session Laws 1933, strike out "\$3,000.00" and insert in lieu thereof "\$3,800.00."

Subdivision 8

Clerkhire:

Item 4½, insert "Assistant Voucher and Audit Clerk.....
.....\$2,280.00."

Item 8, Warrant Clerks, strike out "\$2,280.00" and insert in lieu thereof "Three Warrant Clerks\$6,840.00."

Item 11, Postage, strike out "\$2,200.00" and insert in lieu thereof "\$5,000.00."

Subdivision 9

Clerkhire:

Item 9, Postage, strike out "\$4,400.00" and insert in lieu thereof "\$5,400.00."

Item 12, Printing, strike out "\$1,000.00" and insert in lieu thereof "\$1,500.00."

Subdivision 10

Item 10, Travel Expense, strike out "\$300.00" and insert in lieu thereof "\$200.00."

Subdivision 12

Item 3, Four Assistant Attorneys General, strike out "\$14,912.00" and insert in lieu thereof "\$18,432.00."

Insert: "Item 4, Special Assistant Attorney General
.....\$2,750.00."

Strike out all of item 12, Cigarette Law Enforcement Fund.

Subdivision 13

Item 7, Printing, strike out "\$8,500.00" and insert in lieu thereof "\$10,000.00."

Subdivision 14

Insert Item 2 under Director of Secondary Education:
"Travel\$500.00."

Under "State Aid" add Item 1 "For County Agricultural Schools\$15,000.00."

Subdivision 15

Re-insert under "Clerkhire" Item 3: "Stenographers
.....\$2,069.76."

Item 4, Postage, strike out "\$650.00" and insert "\$750.00."

Item 8, Miscellaneous, strike out "\$500.00" and insert in lieu thereof "\$600.00."

Subdivision 16

Clerkhire:

Item 4, Stenographers, strike out "\$2,069.76" and insert in lieu thereof "\$2,669.76."

Subdivision 17

Clerkhire:

Insert "Chief Clerk.....\$2,620.80."

Item 3, Traffic Expert, strike out "\$4,608.00" and insert in lieu thereof "\$5,600.00."

Item 4, Assistant Traffic Expert, strike out "\$2,822.00" and insert in lieu thereof "\$3,360.00."

Item 5, Reporter, strike out "\$3,840.00" and insert in lieu thereof "\$4,000.00."

Insert Item 7, "Assistant Engineer\$2,816.00."

Item 13, Printing and Lithographing, strike out "\$1,500.00" and insert in lieu thereof "\$1,800.00."

Subdivision 18

Clerkhire:

Item 2, Assistant Elevator Accountant, strike out "\$2,784.00" and insert in lieu thereof "\$2,816.00."

Insert Item 3, "Second Assistant Elevator Accountant\$2,280.00."

Item 8, Printing and Lithographing, strike out "\$750.00" and insert "\$900.00."

Item 10, Travel Expense and Car Exchange, strike out "\$3,000.00" and insert in lieu thereof "\$4,000.00."

Subdivision 19

Item 1, Salary, strike out "\$3,840.00" and insert in lieu thereof "\$4,800.00."

Clerkhire:

Insert Item 2, "Office Deputy\$3,072.00."

Item 10, Five Stenographers, strike out "\$6,635.52" and insert in lieu thereof "\$8,847.36."

Item 14, Printing, strike out "\$1,500.00" and insert in lieu thereof "\$2,000.00."

Subdivision 21

Item 1, Salary, strike out "\$4,800.00" and insert in lieu thereof "\$5,600.00."

Clerkhire:

Item 1, Deputy Tax Commissioner and Assistants, strike out "\$10,624.00" and insert in lieu thereof "\$18,720.00."

Item 8, Stenographer and Clerk, strike out "\$2,280.00" and insert in lieu thereof "\$4,560.00."

Item 9, Postage, strike out "\$4,700.00" and insert in lieu thereof "\$8,000.00."

Item 10, Office Supplies, strike out "\$500.00" and insert in lieu thereof "\$1,400.00."

Item 11, Furniture and Fixtures, strike out "\$300.00" and insert in lieu thereof "\$600.00."

Item 12, Printing, strike out "\$5,000.00" and insert in lieu thereof "\$8,000.00."

Item 14, Travel Expense, strike out "\$3,100.00" and insert in lieu thereof "\$4,000.00."

Gasoline Tax Refund Division:

Clerkhire:

Item 1, Stenographer and Chief Clerk, strike out "\$2,280.00" and insert in lieu thereof "\$2,400.00."

Item 2, Refund Clerks and Machine Operators, strike out "\$9,120.00" and insert in lieu thereof "\$1,800.00."

Item 3, Postage, strike out "\$5,000.00" and insert in lieu thereof "\$1,000.00."

Item 4, Printing, strike out "\$1,500.00" and insert in lieu thereof "\$800.00."

Item 6, Office Supplies, strike out "\$400.00" and insert in lieu thereof "\$200.00."

Item 7, Miscellaneous, strike out "\$200.00" and insert in lieu thereof "\$100.00."

Subdivision 22

Clerkhire:

Insert Item 7, "Supply Clerk\$1,900.00."

Item 11, Printing, strike out "\$1,200.00" and insert in lieu thereof "\$1,000.00."

Subdivision 24

Clerkhire:

Item 4, Clerk, strike out "\$1,310.40" and insert in lieu thereof "\$1,440.00."

Subdivision 25

Item 8, Travel Expense, strike out "\$2,000.00" and insert in lieu thereof "\$1,500.00."

Subdivision 26

Clerkhire:

Strike out Item 2, Clerk, and "\$2,280.00" and insert in lieu thereof "Assistant Adjutant General\$3,072.00."

Subdivision 27

Salary, strike out "\$3,200.00" and insert in lieu thereof "\$4,000.00."

Subdivision 28

Item 1, Clerkhire, strike out "\$1,000.00" and insert in lieu thereof "\$2,800.00."

And change all titles to conform with amendments.

And when so amended recommend the same do pass.

For the Senate

J. K. BROSTUEN,
S. F. ATKINS,
E. C. STUCKE.

For the House

D. C. CUNNINGHAM,
WM. B. FALCONER,
W. M. CROCKETT,
Chairman.

Mr. Crockett moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Crockett moved that the report of the Conference Committee as to House Bill No. 3 be accepted and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Bill No. 3 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 3. 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, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Patterson
Anderson, Logan	Hanson, Benson	Peterson, Bottineau
Anfinson	Hanson, Stark	Piper
Arneson	Hill	Place
Bailey	Hillman	Rathburn
Biewer	Holte	Rue
Born	Holthusen	Sandlie
Brunsdale	Isaak	Sannes
Carlson	Jardine	Schauss
Correll	Jensen	Shurr
Crockett	Jodock	Solberg
Cunningham	Johnson	Sprenger
Dahl	Jones	Steedsman
Dittmer	Kapfer	Sticka
Endres	Lemke	Stoa
Erickson, McKenzie	Lillehaugen	Sundby, McLean
Erickson, McLean	Lund	Sundby, Renville
Espeland	Lynch	Svingen
Ettestad	Mostad	Swett
Falconer	Muus	Swendseid
Fedje	Nelson, Dickey	Thompson
Fitzgerald	Nelson, Morton	Treffry
Flannigan	Nelson, Ward	Twichell
Flaten	Niewoehner	Wolf
Fuglestad	Noben	Wright
Gessner	Odegard	Young
Gilchrist	Oglesby	Madam Speaker
Godwin	Olson, Bowman	
Hagen	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lavik	Rindy
Bettenhausen	Lofthus	Savre
Broschat	McInnes	Scholl
Fitch	McKellar	Smith
Gilbertson	McManus	Strutz
Henrickson	Morgan	Symington
Homnes	Olson, Adams	Traynor
Johnston	Opdahl	Twete
Larson, Nelson	Peters	
Larson, Ransom	Peterson, Mountrail	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SIXTH ORDER OF BUSINESS

House Amendments to Senate Bill 217 reported by the Special House Committee:

The amendments are to the engrossed bill as it came from the Senate.

In line 5 of the title of the bill, strike out the words "one room rural" and insert in place thereof the word "public."

In line 10 of the title, strike out the words "one room rural" and insert the word "public."

Strike out subdivision "a" of Section 1 and renumber subdivision "B" as Section 1.

In Subdivision "B," Section 1, line 5 of such subdivision, strike out the word "exclude" and insert in place thereof the word "include."

On page 2 in Section 4, line 6, strike out the words "per teaching unit" and in the same line and in line 7, strike out the words "one room rural" and insert "public."

In line 4, page 3, strike out the words "one room rural" and insert the word "public."

In lines 4 and 5, same Section, strike out the words "teaching units" and in said line 5, strike out the words "one room rural" and insert the word "public."

In line 8, page 3, after the word "district" insert a comma and the words "and including the amount possible to levy under Section 13 of Chapter 235 of the Session Laws of 1929."

On page 3 in Section 6 in line 6 thereof after the comma following the word "levies" insert the following "including any additional levy authorized under the provisions of Section 13 of Chapter 235 of the Session Laws of 1929."

In line 11, same section, same page, after the word "levy" insert a comma and the words "including any additional levy authorized under the provisions of Section 13 of Chapter 235 of the Session Laws of 1929."

In line 12 of the same Section, same page, strike out the words "per teaching unit."

The foregoing amendments are offered in place of all House amendments to the bill as it came from the Senate.

Senate Submitted:

L. L. TWICHELL,
R. E. SWENDSEID,
CHRIST SPRENGER.

Mr. Twichell moved that the report of the Special Committee on Senate Bill No. 217 be adopted.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended for the purpose of amending Senate Bill No. 217.

Which motion prevailed.

Mr. Twichell offered the amendments reported by the Special Committee in place of the amendments previously put upon the bill.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and that Senate Bill No. 217 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural 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, 85; nays, 2; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peterson, Bottineau
Anfinson	Henrickson	Piper
Arneson	Hill	Place
Bailey	Hillman	Rathbun
Bettenhausen	Holthusen	Rue
Biewer	Isaak	Sandlie
Born	Jardine	Sannes
Carlson	Jensen	Schauss
Correll	Jodock	Solberg
Cunningham	Johnson	Sprenger
Dahl	Jones	Steedsman
Dittmer	Kapfer	Sticka
Endres	Lavik	Stoa
Erickson, McKenzie	Lemke	Strutz
Erickson, McLean	Lillehaugen	Sundry, McLean
Espeland	Lofthus	Svingen
Ettestad	McInnes	Swett
Falconer	Mostad	Swendseid
Fedje	Muus	Thompson
Fitzgerald	Nelson, Dickey	Treffry
Flannigan	Nelson, Morton	Twichell
Platen	Nelson, Ward	Wolf
Fuglestad	Niewoehner	Wright

Messrs.	Messrs.	Messrs.
Gessner	Noben	Young
Gilchrist	Odegard	Madam Speaker
Godwin	Oglesby	
Hagen	Olson, Bowman	

Those voting in the negative were:

Messrs.
Rindy
Sundby, Renville

Absent and not voting:

Messrs.	Messrs.	Messrs.
Broschat	Larson, Ransom	Peterson, Mountrail
Brunsdale	Lund	Savre
Crockett	Lynch	Scholl
Fitch	McKellar	Shurr
Gilbertson	McManus	Smith
Holte	Morgan	Symington
Homnes	Olson, Adams	Traynor
Johnston	Opdahl	Twete
Larson, Nelson	Peters	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Mr. Solberg: Madam Speaker: I vote "aye" on this bill knowing that it is far superior to the old method of distributing state aid, but at the same time realizing that we are accepting crumbs when we should have a loaf, and feeling that the highest function of the state should be to first take care of education, elementary and secondary.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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:

First, that on page 1, line 9 of the engrossed bill, change figures so as to read \$16,805.00. Secondly, that on page 1, line 11 of the engrossed bill, change figures so as to read \$37,760.00. Thirdly, that on page 1, line 15 of the engrossed bill, the figures "\$2,400.00" be struck out and in lieu thereof the figures "\$2,700.00." Fourthly, that on page 2, line 3 of the engrossed bill, change House figures "\$3,600.00" to "\$4,000.00."

Then change the House Figures on page 2, line 24 of the engrossed bill so as to read "\$183,621.67." That further your committee agrees on the remaining House amendments to Senate Bill No. 74.

Representatives:

C. O. ARNESON,
GUS A. SCHAUSS,
O. H. DITMER.

Senators:

JOHN L. MIKLETHUN,
JOHN G. PLATH,
A. S. MARSHALL.

And recommend the report be adopted and the committee be discharged.

Mr. Swett moved that the report of the Conference Committee as to Senate Bill No. 74 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 74 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, 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, the roll was called and there were ayes, 82; nays, 8; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Benson	Patterson
Anderson, Sargent	Hanson, Stark	Peterson, Bottineau
Anfinson	Hill	Place
Arneson	Hillman	Rathbun
Bailey	Holte	Rue
Bettenhausen	Holthusen	Sandlie
Biewer	Isaak	Sannes
Born	Jardine	Schauss
Carlson	Jensen	Shurr
Correll	Jodock	Solberg
Crockett	Johnson	Sprengr

Messrs.	Messrs.	Messrs.
Cunningham	Johnston	Steedsman
Dahl	Jones	Sticka
Dittmer	Kapfer	Stoa
Endres	Lavik	Strutz
Erickson, McKenzie	Lemke	Sundby, McLean
Erickson, McLean	Lillehaugen	Sundby, Renville
Ettestad	Lofthus	Svingen
Falconer	McInnes	Swett
Fedje	Mostad	Swendseid
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Dickey	Treffry
Fuglestad	Nelson, Morton	Twichell
Gessner	Nelson, Ward	Wright
Gilchrist	Niewoehner	Young
Godwin	Odegard	
Hagen	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Henrickson	Opdahl	Wolf
Noben	Peters	Madam Speaker
Olson, Bowman	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Broschat	Larson, Ransom	Piper
Brunsdale	Lund	Savre
Espelund	Lynch	Scholl
Fitch	McKellar	Smith
Flaten	McManus	Symington
Gilbertson	Morgan	Traynor
Homnes	Olson, Adams	Twete
Larson, Nelson	Peterson, Mountrail	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 143: Patterson, Wright and Sticka.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 66: Olson of Adams, Peters and Savre.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 22: Broschat, Larson of Nelson and Smith.

Also,

Senate Concurrent Resolution No. BB.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

CONFERENCE COMMITTEE REPORTS

Madam Speaker: Your Conference Committee appointed to consider Senate Bill No. 164, beg leave to advise that your Committee has unanimously accepted the House amendments.

For the Senate:

O. E. ERICKSON,
W. S. WHITMAN,
FRANK REGETH, JR.

For the House:

L. L. TWICHELL,
O. N. JODOCK,
BEN GILBERTSON.

Mr. Swett moved that the report of the Conference Committee on Senate Bill No. 164 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 46. 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.

Beg leave to report that the Senate concur in the House amendments to Senate Bill 46 and request that the committee be discharged.

Representatives:

EINAR MUUS,
W. S. PLACE,
H. A. RINDY.

Senators:

C. W. FINE,
J. E. EASTGATE,
ANTON LARSON.

Mr. Jones moved that the report of the Conference Committee as to Senate Bill No. 46 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Senate Concurrent Resolution No. CC.

Was read the third time.

Mr. Godwin asked unanimous consent to amend Senate Concurrent Resolution No. CC as follows:

In line 4, strike out the name "Thomas Devaney" and insert in lieu thereof the name "Joe Le Pire."

In line 24, strike out the name "Thomas Devaney" and insert the name "Joe Le Pire."

Which request was granted.

Mr. Godwin moved that the rules be suspended and Senate Concurrent Resolution No. CC be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Oglesby
Anderson, Logan	Hagen	Olson, Bowman
Anderson, Sargent	Hanson, Benson	Owings
Arneson	Hanson, Stark	Peterson, Bottineau
Bailey	Hill	Peterson, Mountrail
Bettenhausen	Hillman	Place
Biewer	Holte	Rathbun
Born	Holthusen	Rindy
Brunsdale	Isaak	Rue
Carlson	Jardine	Sandlie
Correll	Jensen	Sannes
Crockett	Jodock	Savre
Cunningham	Johnston	Schauss
Dahl	Jones	Shurr
Dittmer	Larson, Nelson	Solberg
Endres	Larson, Ransom	Sprenger
Erickson, McKenzie	Lavik	Steedsman
Erickson, McLean	Lemke	Stoa
Espeland	Lillehaugen	Sundby, McLean
Ettestad	Lofthus	Sundby, Renville
Falconer	Lynch	Svingen
Fedje	McInnes	Swendseid
Fitch	Mostad	Symington
Fitzgerald	Muus	Thompson
Flannigan	Nelson, Dickey	Treffry
Flaten	Nelson, Morton	Twichell
Fuglestad	Nelson, Ward	Wolf
Gessner	Niewoehner	Young
Gilbertson	Noben	
Gilchrist	Odegard	

Those voting in the negative were:

Messrs.	Messrs.
Hanson, Barnes	Madam Speaker
Henrickson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Morgan	Sticka
Broschat	Olson, Adams	Strutz
Homnes	Opdahl	Swett
Johnson	Patterson	Traynor
Kapfer	Peters	Twete
Lund	Piper	Wright
McKellar	Scholl	
McManus	Smith	

So the Resolution was declared passed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on Senate Bill No. 50, Senators McDonald, Miller and Lynch.

Also, the Senate has concurred in the House amendments to Senate Bills Nos. 131, 51, 207, 270, 165, 52.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Concurrent Resolution No. 5 was read.

Mr. Godwin moved that the resolution be adopted.

Which motion prevailed.

Mr. Gilbertson moved that the Chair appoint a Conference Committee of three to confer with a like committee from the Senate, as to Senate Bill No. 50.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Falconer, Opdahl and Espeland.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 50, Falconer, Opdahl and Espeland.

Also, the House has concurred in the Senate amendment to Senate Bill No. 74.

Also return:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Which the House has amended.

Also return:

Senate Concurrent Resolution No. CC.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Twete moved that the House accept the report of the Conference Committee on Senate Bill No. 21.

Mr. Jones moved, as a substitute motion, that the report of the Conference Committee be rejected, and that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion lost.

The question being on the motion of Mr. Twete, the motion prevailed and the report was adopted.

Mr. Lynch moved that the rules be suspended and that House Bill No. 21 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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, the roll was called and there were ayes, 56; nays, 46; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Schauss
Anderson, Logan	Holte	Shurr
Anderson, Sargent	Holthusen	Smith
Anfinson	Jardine	Solberg
Bailey	Johnson	Sprenger
Bettenhausen	Lavik	Steedsman
Born	Lynch	Sticka
Brunsdale	Mostad	Strutz
Correll	Muus	Sundby, McLean
Cunningham	Nelson, Morton	Svingen
Dittmer	Noben	Swett
Endres	Patterson	Swendseid
Fedje	Peters	Thompson
Fitch	Peterson, Mountrail	Traynor
Flaten	Piper	Twete
Gessner	Place	Twichell
Gilbertson	Rathbun	Wright
Godwin	Rue	Young
Hagen	Sannes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Hillman	Olson, Adams
Biewer	Isaak	Olson, Bowman
Carlson	Jensen	Opdahl
Crockett	Jodock	Owings
Dahl	Johnston	Peterson, Bottineau
Erickson, McKenzie	Jones	Rindy
Erickson, McLean	Kapfer	Sandlie
Espeland	Larson, Nelson	Savre
Falconer	Lemke	Stoa
Fitzgerald	Lillehaugen	Sundby, Renville
Fuglestad	Lofthus	Symington
Gilchrist	McInnes	Treffry
Hanson, Barnes	Nelson, Dickey	Wolf
Hanson, Benson	Niewoehner	Madam Speaker
Henrickson	Odegard	
Hill	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Broschat	Larson, Ransom	Morgan
Ettestad	Lund	Nelson, Ward
Flannigan	McKellar	Scholl
Homnes	McManus	

So the bill was declared lost.

EXPLANATION OF VOTES

Mr. Flannigan: I am unalterably opposed to the action taken by this assembly in the reduction of salaries below the 20 per cent the people asked for in the initiated measure and I consider it unjust in continuing on beyond the mandate of the people and not consistent with their other actions taken in respect to initiative and referendum measures handled by the people.

Mr. Sandlie served notice of intention to reconsider.

Mr. Crockett: Madam Speaker, I vote "no" on this bill for the reason that I think that the salaries are sufficient for those people to live, and for the further reason that we are putting a sales tax on the common people of this state and I figure if we have to do that to raise money and get the last life blood out of them, we can't do it to raise the salaries for somebody else. I vote "no."

Mr. Thompson: Madam Speaker, I realize that we are not doing these other institutions justice that we have passed before, but we made a kind of an agreement on the salaries but after they have been putting through ordinary men like myself and giving them \$2400 a year and I know this is not a fair deal because they let these other bills go through and then they come in and want a bigger salary for the deans of the University and Agricultural College, and I am going to vote "aye" on this question.

Mr. Anderson of Sargent: Madam Speaker, We agreed with the Senate on two or three different occasions that we were going to use a certain schedule on these appropriations. The last time we had to make it in writing so there would be no way of getting out of it, but now at the last they have forgotten all about that agreement, but in order to get it off the floor and get through with it, I will vote "aye."

Mr. Strutz: Madam Speaker, I vote "aye." Not that I want to go back on our agreement, but I feel that it doesn't pay to stay here and have a fight about these few thousand dollars and I also feel that the money given to the deans in the college are justified and are not excessive.

Mr. Twete moved that the House reconsider the vote by which Senate Bill No. 81 was passed.

Mr. Lillehaugen moved that the motion of Mr. Twete be laid on the table.

Which motion prevailed.

Mr. Lynch moved that the House do now recess subject to the call of the chair.

Which motion prevailed.

The House reconvened pursuant to recess taken, Speaker Craig presiding.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 50. 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 Senate do concur with the House amendments.

For the Senate:

S. S. McDONALD,
C. A. MILLER,
W. D. LYNCH.

For the House:

WM. B. FALCONER,
S. A. ESPELAND,
C. H. OPDAHL.

Mr. Stoa moved that the report of the Conference Committee as to Senate Bill No. 50 be accepted and that the Conference Committee be discharged.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 164 and 74.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Joint Resolution No. 7 was read.

Mr. Niewoehner moved that the resolution be adopted and that a copy of same be printed in the Journal.

Which motion prevailed.

JOINT RESOLUTION No. 7

Introduced by Representatives Swett and Twichell

WHEREAS the City of Bismarck was so generous in furnishing accommodations for the Twenty-third Assembly, be it resolved that a vote of appreciation be extended the citizens and the City of Bismarck.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING:

WHEREAS, the State Capitol of North Dakota and the Legislative Chambers therein contained were totally destroyed by fire in December, 1930, and

WHEREAS, in this emergency depriving the Legislature of a meeting place for its Twenty-third Assembly, the city of Bismarck most generously and liberally tendered and con-

tributed to the Legislative Assembly the use of the Memorial Building and the City Auditorium as a meeting place for the Twenty-third Legislative Assembly, and

WHEREAS, the city of Bismarck by greatly discommoding itself, supplied for the Twenty-third Legislative Assembly a commodious and comfortable meeting place which could not have been supplied within the Capital by other means

NOW, THEREFORE, BE IT RESOLVED: Jointly by the Senate and the House of Representatives of North Dakota, that it is the sense of this Legislative body that we tender to the city of Bismarck and especially to Myron H. Atkinson, City Auditor of the City of Bismarck, and E. M. Davis, Superintendent of the building of the City of Bismarck, and to the Citizens of Bismarck our thanks and high appreciation for the courtesies and liberalities shown us by them throughout the Twenty-third Legislative Session, and

BE IT FURTHER RESOLVED, That an engrossed copy of this resolution, signed by the Speaker and Chief Clerk of the House of Representatives, and the President and Secretary of the Senate be forwarded to the Mayor and City Commission of the City of Bismarck, to be received by them as a small token of our appreciation.

Mr. Godwin asked unanimous consent to correct Senate Concurrent Resolution No. CC, previously passed by the House, by striking out the name of Thomas Devaney wherever it appears erroneously in the resolution and insert in lieu thereof the name of Joe La Pire.

Which request was granted.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 66. 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.

Recommend that the Senate concur with the House amendments as follows:

The Senate concurs in the House amendment in lines: 9, 10, 11, 15, 17, 18, 19, 21, 25 of the engrossed bill.

The House will recede from its amendment in line 13, on page 1 of the engrossed bill, also line 16; also line 27; also line 38 of the engrossed bill.

In line 22, of the engrossed bill, change the figures "\$3,500" to "\$3,000".

In line 26, of the engrossed bill, strike out the figures "\$12,500" and insert in lieu thereof the figures "\$16,000".

In line 29 of the engrossed bill, change the figures "\$5,000" to "\$8,000".

In line 32 of the engrossed bill, strike out the figures "\$4,000" and insert in lieu thereof the following: "\$5,000".

Under the item "improvements and repairs" insert the item (No. 3) "Boiler repairs".

Renumber the sections of the engrossed bill as indicated.

Change the figures in line 33 to read as follows "\$206,969.99".

Change the figures in line 35 of the engrossed bill to read "\$187,969".

In line 51, change the total to "\$200,319".

For the Senate:

C. N. BRUNSDALE,
H. A. FIELD,
E. C. STUCKE.

For the House:

SAVRE,
OLSON,
PETERS.

Mr. Olson of Adams moved that the report of the Conference Committee as to Senate Bill No. 66 be accepted, and that the Committee be discharged.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 66 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 66. 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, as amended, the roll was called and there were ayes, 70; nays, 17; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Peters
Anderson, Logan	Holthusen	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Isaak	Peterson, Mountrail
Anfinson	Jardine	Rathbun
Arneson	Jodock	Sandlie
Bailey	Johnson	Sannes
Biewer	Johnston	Schauss
Born	Jones	Smith
Broschat	Kapfer	Sprenger
Carlson	Lavik	Sticka
Crockett	Lillehaugen	Stoa
Cunningham	Lynch	Strutz
Dittmer	McInnes	Sundby, McLean
Endres	Mostad	Sundby, Renville
Erickson, McKenzie	Muus	Svingen
Erickson, McLean	Nelson, Morton	Swett
Espeland	Nelson, Ward	Swendseid
Falconer	Niewoehner	Symington
Gessner	Noben	Thompson
Gilchrist	Odegard	Traynor
Godwin	Olson, Adams	Twichell
Hagen	Olson, Bowman	Madam Speaker
Hanson, Stark	Owings	
Henrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hillman	Place
Dahl	Larson, Nelson	Rindy
Fitzgerald	Lofthus	Savre
Fuglestad	Nelson, Dickey	Treffry
Hanson, Barnes	Oglesby	Twete
Hanson, Benson	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Homnes	Rue
Correll	Jensen	Scholl
Ettestad	Larson, Ransom	Shurr
Fedje	Lemke	Solberg
Fitch	Lund	Steedsman
Flannigan	McKellar	Wolf
Flaten	McManus	Wright
Gilbertson	Morgan	Young
Hill	Opdahl	

So the bill passed and the title was agreed to.

CONFERENCE COMMITTEE REPORT

Madam Speaker: Your Conference Committee appointed to consider Senate Bill No. 22, beg leave to recommend that the engrossed bill be amended as follows:

All amendments to engrossed bill.

In line 3, strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$25,162.00."

In line 7, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

Between lines 8 and 9 insert the following line: "8½. Director of preventable disease, \$2,000.00."

In line 11, strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00."

In line 12, strike out the word "Four" and insert in lieu thereof the word "Three" and in the same line strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$4,158.00."

In line 14, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 15, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00."

In line 16, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In line 18, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 19, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 22, strike out the figures "\$32,000.80" and insert in lieu thereof the figures "\$25,162.00."

For the Senate:

O. E. ERICKKSON,
L. T. DREW,
R. W. PATTEN.

For the House:

C. S. BROSCHEAT,
F. PAUL SMITH,
O. B. LARSON.

Mr. Wolf moved that the report of the Conference Committee as to Senate Bill 22 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Swendseid moved that the rules be suspended and Senate Bill No. 22 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 22. 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, 78; nays, 10; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Isaak	Peters
Anfinson	Jardine	Peterson, Bottineau
Bailey	Jensen	Peterson, Mountrail
Bettenhausen	Jodock	Piper
Biewer	Johnson	Place
Born	Johnston	Rathbun
Broschat	Jones	Sandlie
Carlson	Kapfer	Sannes
Crockett	Lavik	Schauss
Cunningham	Lemke	Smith
Dahl	Lillehaugen	Solberg
Dittmer	Lofthus	Sprenger
Endres	McInnes	Sticka
Erickson, McKenzie	Mostad	Stoa
Erickson, McLean	Muus	Strutz
Espeland	Nelson, Dickey	Sundby, McLean
Falconer	Nelson, Morton	Sundby, Renville
Gessner	Nelson, Ward	Svingen
Godwin	Niewoehner	Swett
Hagen	Noben	Swendseid
Hanson, Barnes	Odegard	Symington
Hanson, Benson	Oglesby	Thompson
Hanson, Stark	Olson, Adams	Traynr
Holte	Olson, Bowman	Twichell
Holthusen	Owings	Wolf
Homnes	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Savre
Arneson	Hillman	Treffry
Ettestad	Larson, Nelson	
Fuglestad	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Gilchrist	Rue
Brunsdale	Hill	Scholl
Correll	Larson, Ransom	Shurr
Fedje	Lund	Steedsman
Fitch	Lynch	Twete
Fitzgerald	McKellar	Wright
Flannigan	McManus	Young
Flaten	Morgan	
Gilbertson	Opdahl	

So the bill passed and the title was agreed to.

The House returned to the Seventh Order of Business.

Mr. Swett moved that the House reconsider the vote by which House Bill No. 7 was lost.

Which motion prevailed.

House Bill No. 7 was read the third time.

Mr. Jones asked unanimous consent to amend House Bill No. 7 as follows:

In line 3 of Section 1, correct figures to read "\$45,000.00."

Which request was granted.

Mr. Jones moved that the rules be suspended and that House Bill No. 7 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 7. 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, as amended, the roll was called and there were ayes, 84; nays, 12; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Opdahl
Anderson, Logan	Hanson, Barnes	Patterson
Anderson, Sargent	Hanson, Stark	Peters
Anfinson	Henrickson	Peterson, Bottineau
Arneson	Hillman	Peterson, Mountrail
Bailey	Holte	Piper
Bettenhausen	Holthusen	Rathbun
Biewer	Isaak	Rindy
Born	Jardine	Sannes
Broschat	Jensen	Schauss
Brunsdale	Jodock	Smith
Carlson	Johnson	Solberg
Crockett	Johnston	Sprenger
Cunningham	Jones	Sticka
Dahl	Kapfer	Stoa
Dittmer	Lavik	Sundby, McLean
Endres	Lemke	Sundby, Renville
Erickson, McKenzie	Lillehaugen	Svingen
Erickson, McLean	Lofthus	Swett
Espeland	Lynch	Swendseid

Messrs.	Messrs.	Messrs.
Ettestad	McInnes	Symington
Falconer	Mostad	Thompson
Fitch	Muus	Traynor
Flannigan	Nelson, Dickey	Treffry
Flaten	Nelson, Morton	Twichell
Gessner	Odegard	Wolf
Gilbertson	Oglesby	Wright
Gilchrist	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitzgerald	Larson, Nelson	Olson, Bowman
Fuglestad	Nelson, Ward	Owings
Godwin	Niewoehner	Place
Hanson, Benson	Noben	Savre

Absent and not voting:

Messrs.	Messrs.	Messrs.
Correll	McKellar	Shurr
Fedje	McManus	Steedsman
Hill	Morgan	Strutz
Homnes	Rue	Twete
Larson, Ransom	Sandlie	Young
Lund	Scholl	

So the bill passed and the title was agreed to.

Mr. Arneson moved that the vote by which House Bill No. 7 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Godwin: Madam Speaker: Under ordinary circumstances I would be against the appropriation for the military in any form. However, a few days ago we passed an embargo bill here enabling your Governor to declare an embargo. An embargo without a police force to maintain that embargo would be useless, therefore I vote "aye."

The House returned to the Seventh Order of Business.

Mr. Swett moved that the House reconsider the vote by which Senate Bill No. 307 was lost.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 307 be placed at the head of the calendar.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 307. 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, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Sandlie
Anderson, Logan	Hanson, Benson	Sannes
Anderson, Sargent	Hanson, Stark	Schauss
Arneson	Hillman	Solberg
Bailey	Holte	Smith
Biewer	Holthusen	Sprenger
Broschat	Jardine	Stoa
Brunsdale	Johnson	Strutz
Carlson	Lavik	Sundby, McLean
Correll	Lemke	Svingen
Crockett	Lynch	Swett
Cunningham	McInnes	Swendseid
Dahl	Mostad	Symington
Dittmer	Muus	Thompson
Endres	Nelson, Dickey	Traynor
Erickson, McLean	Nelson, Morton	Treffry
Erickson,McKenzie	Odegard	Twichell
Fitch	Oglesby	Wolf
Fitzgerald	Olson, Adams	Wright
Flannigan	Patterson	Young
Flaten	Peters	Madam Speaker
Gessner	Peterson,Mountrail	
Gilbertson	Rathbun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Jensen	Owings
Bettenhausen	Jodock	Peterson,Bottineau
Born	Kapfer	Piper
Espeland	Larson, Nelson	Place
Ettestad	Lillehaugen	Rindy
Falconer	Lofthus	Savre
Fuglestad	Nelson, Ward	Shurr
Hanson, Barnes	Niewoehner	Sticka
Henrickson	Noben	Sundby, Renville
Isaak	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fedje	Jones	Opdahl
Godwin	Larson, Ransom	Rue
Hagen	Lund	Scholl
Hill	McKellar	Steedsman
Homnes	McManus	Twete
Johnston	Morgan	

So the bill passed and the title was agreed to.

Mr. Smith moved that the vote by which Senate Bill No. 307 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Bismarck, N. D.,
March 3, 1933.

A MESSAGE TO MADAM SPEAKER AND
MEMBERS OF THE HOUSE OF REPRESENTATIVES:

We wish to thank you for your patronage and the courtesies shown us during the Session just ending.

Also, we wish to extend to you our best wishes for your success and happiness during the year.

Yours very truly,

MRS. K. A. GRIFFIN,
EMMETT W. GRIFFIN.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 50 and 66.

Also, the Senate has adopted the Conference Committee report on House Bill No. 3.

Also, the President has appointed as a Conference Committee on Senate Bill No. 217, Senators Fine, Bangert and Drew.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following:

Senate Bills Nos. 3, 326, 132, 140, 130, 23, 89, 318, 245, 227, 314, 309, 321, 282 and 46.

Which the President has signed and your signature is respectfully requested.

Also, the President has appointed as a new Conference Committee on Senate Bill No. 143, Senators Magnuson, Lind and Trovatten.

Also, the President has appointed as a new Conference Committee on Senate Bill No. 22, Senators Stucke, Erickson of Kidder and Eastgate.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following bills:

Senate Concurrent Resolution No. EE.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Mr. Swett moved that the Speaker appoint a Conference Committee to confer with a like Committee from the Senate as to Senate Bill No. 22.

Which motion prevailed.

The Chair appointed the following committee: Representatives Nelson of Ward, Flaten and Hanson of Barnes.

Mr. Swett moved that the Speaker appoint a Conference Committee to confer with a like Committee from the Senate as to House Bill No. 217.

Which motion prevailed.

The Chair appointed the following committee: Representatives Solberg, Place and Twichell.

Mr. Swett moved that the Speaker appoint a Conference Committee to confer with a like Committee from the Senate as to Senate Bill No. 143.

Which motion prevailed.

The Chair appointed the following committee: Representatives Owings, Wright and Wolf.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 7. 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 House has passed with the attached amendment.

Also, inform you that the House has adopted the report of the Conference Committee on:

Senate Bill No. 66.

Also, Senate Bill No. 22.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill 22 was rejected and a new Conference Committee was appointed as follows: Nelson of Ward, Flaten and Hanson of Barnes.

Also, the Speaker has appointed a new Conference Committee on Senate Bill 143: Owings, Wright and Wolf.

Also, the Speaker has appointed a Conference Committee on Senate Bill No. 217: Solberg, Place and Twichell.

Also transmit:

Joint Resolution No. 7.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 307. 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 amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Have had the same under consideration and recommend that the House recede from the amendments as follows:

In line 3, strike out the figures "\$8,120" and insert in lieu thereof the figures "\$9,930."

In line 9, strike out the figures "\$3,840" and insert in lieu thereof the figures "\$4,800."

In line 11, strike out the figures "\$500" and insert in lieu thereof the figures "\$700."

In line 12, strike out the figures "\$100" and insert the figures "\$150."

In line 14, strike out the figures "\$200" and insert the figures "\$300."

In line 15, strike out the figures "\$700" and insert the figures "\$1,000."

In line 16, strike out the figures "\$400" and insert the figures "\$600."

In line 18, strike out the figures "\$8,120" and insert the figures "\$9,930."

And when so amended, recommend that the Senate and House concur in the amendments.

J. H. BURKHART,
Chairman.

For the Senate:

J. H. BURKHART,
G. A. JONES,
J. P. CAIN.

For the House:

J. A. PATTERSON,
LEWIS HAGEN,
B. L. NELSON.

Mr. Flannigan moved that the House accept the report of the Conference Committee on Senate Bill No. 52.

Mr. Lillehaugen moved, as a substitute motion, that the House do not accept the report of the Conference Committee on Senate Bill No. 52.

Which motion was lost.

The question being on the motion of Mr. Flannigan that the report be adopted, the motion prevailed and the report was adopted.

Mr. Lynch moved that the rules be suspended and that Senate Bill No. 52 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

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, 59; nays, 38; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Rathbun
Anderson, Logan	Holthusen	Rue
Bettenhausen	Jardine	Sandlie
Broschat	Jodock	Sannes
Correll	Johnston	Schauss
Crockett	Jones	Shurr
Cunningham	Lavik	Steedsman
Dahl	Lemke	Stoa
Erickson, McKenzie	Lynch	Sundby, McLean
Espeland	Mostad	Sundby, Renville
Ettestad	Muus	Svingen
Falconer	Nelson, Dickey	Swett
Fitch	Nelson, Ward	Swendseid
Fitzgerald	Noben	Symington
Flannigan	Olson, Adams	Thompson
Flaten	Opdahl	Treffry
Gilbertson	Patterson	Twete
Gilchrist	Peters	Young
Godwin	Peterson, Bottineau	Madam Speaker
Hill	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Nelson, Morton
Anfinson	Hanson, Benson	Niewoehner
Arneson	Hanson, Stark	Odegard
Bailey	Henrickson	Oglesby
Biewer	Hillman	Piper
Born	Holte	Rindy
Brunsdale	Isaak	Savre
Carlson	Jensen	Smith

Messrs.	Messrs.	Messrs.
Dittmer	Kapfer	Sprenger
Endres	Larson, Nelson	Sticka
Erickson, McLean	Lillehaugen	Strutz
Fuglestad	Lofthus	Traynor
Gessner	McInnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fedje	McManus	Solberg
Homnes	Morgan	Twichell
Johnson	Olson, Bowman	Wolf
Larson, Ransom	Owings	Wright
Lund	Place	
McKellar	Scholl	

So the bill passed and the title was agreed to.

CONFERENCE COMMITTEE REPORTS

Madam Speaker: Your Committee on Conference appointed to consider House Bill No. 26 beg leave to make the following report:

We recommend that the Senate recede from its amendments.

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. Indergaard.

For the House:

R. E. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Mr. Traynor moved that the report of the Conference Committee as to House Bill No. 26 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Madam Speaker: Your Committee on Conference appointed to consider House Bill No. 25, beg leave to make the following report:

We recommend that the House accept the Senate amendments.

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. INDERGAARD.

For the House:

R. E. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Mr. Traynor moved that the report of the Conference Committee as to Senate Bill No. 25 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Traynor moved that the rules be suspended and that Senate Bill No. 25 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of 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, 86; nays, 13; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Opdahl
Anderson, Logan	Godwin	Patterson
Anderson, Sargent	Hagen	Peters
Anfinson	Hanson, Barnes	Peterson, Bottineau
Arneson	Hanson, Stark	Peterson, Mountrail
Bailey	Hill	Piper
Bettenhausen	Hillman	Rathbun
Biewer	Holte	Rue
Born	Holthusen	Sandlie
Broschat	Isaak	Sannes
Brunsdale	Jensen	Schauss
Carlson	Johnson	Smith
Correll	Johnston	Sprenger
Crockett	Jones	Steedsman
Dahl	Kapfer	Sticka
Endres	Larson, Nelson	Stoa
Cunningham	Lavik	Strutz
Erickson, McKenzie	Lemke	Svingen
Erickson, McLean	Lillehaugen	Swett
Espeland	Lynch	Swendseid
Ettestad	McInnes	Symington
Falconer	Mostad	Thompson
Fedje	Muus	Traynor
Fitch	Nelson, Dickey	Treffry
Flannigan	Nelson, Morton	Twete
Flaten	Niewoehner	Wolf
Fuglestad	Odegard	Wright
Gessner	Oglesby	Young
Gilbertson	Olson, Adams	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitzgerald	Olson, Bowman	Sundby, McLean
Hanson, Benson	Owings	Sundby, Renville
Henrickson	Rindy	Madam Speaker
Jodock	Savre	
Noben	Shurr	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dittmer	Lund	Place
Homnes	McKellar	Scholl
Jardine	McManus	Solberg
Larson, Ransom	Morgan	Twichell
Lofthus	Nelson, Ward	

So the bill passed and the title was agreed to.

CONFERENCE COMMITTEE REPORT

Madam Speaker: Your Committee on Conference to whom was referred House Bill No. 23 beg leave to make the following report and recommendation, the amendments suggested being made with reference to the engrossed bill as it came from the House:

In line 9 of the engrossed bill, change the figures "\$9,520.00" to "\$10,520.00."

In lines 10 and 11, adopt the Senate's amendments.

In line 12, strike out "\$5,000.00" and insert in lieu thereof "\$7,500.00."

In line 14, strike out "\$500.00" and insert in lieu thereof "\$750.00."

In line 16, accept the Senate amendment.

In line 17, strike out the figures "\$66,645.00" and insert in lieu thereof "\$74,560.00."

In line 18, accept the Senate amendment.

All of the above amendments are on page 1 of the bill.

In line 1, page 2 of the engrossed bill as it came from the House, also in line 2, line 4, and line 5, accept the Senate amendments.

In line 6, page 2, that the Senate shall recede from its amendment.

That the Senate shall also recede from its amendment to line 7.

On page 2, line 8, item 11, strike out "Physical Education for women, \$2,000.00" and insert in lieu thereof the following: "Military Science and Tactics, and Physical Education for men and women, \$9,000.00."

Strike out all of line 9 and all of line 10 and renumber the Sections in lines 11 and 12 accordingly.

In line 18, page 2, of the engrossed bill as it came from the House, accept the Senate amendment and strike out "\$30,000.00" and insert in lieu thereof "\$36,000.00."

In line 19, page 2, under the item TOTAL MAINTENANCE, strike out the figures "\$637,415.00" and insert in lieu thereof the figures "\$663,632.00."

We recommend that the Senate recede from its amendment in line 20 of page 2 and that the item LESS ESTIMATED INCOME be re-instated at "\$341,000.00."

In line 21 of the same page, strike out the figures "\$296,415.00" and insert in lieu thereof the figures "\$322,632.00."

We further recommend that the Senate recede from its amendment on page 2 under the heading IMPROVEMENTS AND REPAIRS, which amendment was as follows:

"3. Installing electric light plants, \$38,000.00." Provided, however, that the board of administration shall not install said plant if electricity can be secured from other sources for 2c or less per kilowatt hour, flat rate."

In line 7, page 3, of the engrossed bill, strike out the figures "\$352,265.67" and insert in lieu thereof the figures "\$378,482.67."

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. INDERGAARD.

For the House:

R. E. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Mr. Traynor moved that the report of the Conference Committee as to House Bill No. 23 be accepted, and that the Conference Committee be discharged.

Mr. Crockett moved, as a substitute motion, that the House do not accept the report of the Conference Committee.

Which motion prevailed.

Mr. Brunsdale moved that the Speaker appoint a new Conference Committee to confer with a like Committee from the Senate as to House Bill No. 23.

Which motion prevailed.

The Chair appointed the following committee: Representatives Hagen, Swett and Correll.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Your committee fails to agree and we recommend that a new committee be appointed.

Representatives:

H. R. SOLBERG.

Senators:

C. W. FINE,
G. F. DREW.

Mr. Brunsdale moved that the report of the Conference Committee on Senate Bill No. 217 be accepted, and that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion prevailed.

The Chair appointed the following committee: Representatives Twichell, Sundby of McLean and Aljets.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 52 was adopted.

Also, inform you that the report of the Conference Committee on House Bill No 25 was adopted.

Also, inform you that the House has rejected the Conference Committee report on House Bill No. 23, and a new Committee was appointed: Hagen, Swett and Correll.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Opdahl moved that the House reconsider the vote by which the House adopted the report of the Conference Committee on House Bill No. 21.

Which motion prevailed.

Mr. Opdahl moved that the report of the Conference Committee be rejected, that the committee be discharged, and a new committee be appointed.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Shurr, Rinde and Muus.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 190B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Committee unable to agree and ask to be discharged.

For the Senate:

ALEX LIND,
NELS MAGNUSON,
A. A. TROVATTEN.

For the House:

R. A. OWINGS,
R. R. WRIGHT,
V. P. WOLF.

Mr. Peters moved that the report of the Conference Committee as to Senate Bill No. 143 be accepted, and that the Conference Committee be discharged and a new Conference Committee be appointed.

Which motion prevailed.

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The Chair appointed the following committee: Representatives Hill, Ettestad and Falconer.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 143, Senators Matthaei, Fredrickson and Erickson of Divide.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee reports on House Bill No. 23, House Bill No. 25 and has receded from the Senate amendment to House Bill No. 26.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 68.

Also, the President has appointed as a Conference Committee on Senate Concurrent Resolution No. BB, Senators Matthaei, Marshall and Atkins.

Also transmit Senate Joint Resolution No. 3, which the Senate has adopted and your favorable consideration is respectfully requested.

Also, return House Joint Resolution which the Senate has adopted.

Also, the Senate has receded from its amendments to House Bill No. 134.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Have had the same under consideration and recommend that the House recede from its amendment in line 12 of the printed bill; and that the Senate accept the House amendment to the balance of the bill.

Also, change the figures "\$125,000.00" in line 3 of the printed bill to read "\$123,050.00."

Also, change the total on page 2 of the printed bill to read "\$123,050.00."

For the Senate:

R. W. PATTEN,
C. A. MILLER,
F. T. GRONVOLD.

For the House:

EINAR TWETE,
DAVID STEEDSMAN,
ED. A. HILL.

And when so amended recommend the same do pass.

Mr. Twete moved that the report of the Conference Committee on Senate Bill No. 68 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and that Senate Bill No. 68 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

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, 75; nays, 6; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Hanson, Benson	Owings
Anderson, Sargent	Hanson, Stark	Patterson
Anfinson	Henrickson	Peters
Bailey	Holthusen	Peterson, Mountrail
Bettenhausen	Holte	Piper
Biewer	Isaak	Rathbun
Born	Jardine	Sannes
Broschat	Jensen	Shurr
Brunsdale	Jodock	Solberg
Carlson	Johnson	Sprenger
Crockett	Jones	Sticka
Cunningham	Kapfer	Stoa
Dahl	Lavik	Strutz
Endres	Lemke	Sundby, Renville
Erickson, McKenzie	Lillehaugen	Svingen
Espeland	Lofthus	Swendseid
Fedje	Lynch	Symington
Fitch	McInnes	Thompson
Fitzgerald	Nelson, Dickey	Traynor
Flannigan	Nelson, Morton	Treffry
Flaten	Nelson, Ward	Twete
Fuglestad	Niewoehner	Wolf
Gessner	Odegard	Wright
Gilbertson	Oglesby	Young
Hanson, Barnes	Olson, Adams	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Larson, Nelson	Rindy
Erickson, McLean	Noben	Savre

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Place
Correll	Larson, Ransom	Rue
Dittmer	Lund	Sandlie
Ettestad	McKellar	Schauss
Falconer	McManus	Scholl
Gilchrist	Morgan	Smith
Godwin	Mostad	Steedsman
Hagen	Muus	Sundby, McLean
Hill	Olson, Bowman	Swett
Hillman	Opdahl	Twichell
Homnes	Peterson, Bottineau	

So the bill passed and the title was agreed to.

Mr. Fitch moved that the vote by which Senate Bill No. 68 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 4, line 3, substitute the word "may" for "shall".

In line 9, substitute the word "may" for "shall" also in Section 4.

And recommend that the report of the committee be adopted and the committee be discharged.

For the House:

H. T. PETERSON,
EARL SYMINGTON,
ANDREW JOHNSTON.

For the Senate:

C. W. FINE,
JOHN L. MIKLETHUN,
A. A. TROVATTEN.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Peterson of Mountrail moved that the report of the Conference Committee on House Bill No. 265 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Mr. Peterson of Mountrail moved that the rules be suspended and that House Bill No. 265 be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

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, 18; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Logan	Isaak	Peterson, Bottineau
Anfinson	Jensen	Peterson, Mountrail
Bailey	Jodock	Piper
Bettenhausen	Kapfer	Rathbun
Biewer	Larson, Nelson	Sannes
Broschat	Lemke	Savre
Carlson	Lillehaugen	Schauss
Crockett	Lofthus	Shurr
Dahl	McInnes	Solberg
Endres	Mostad	Sprenger
Erickson, McKenzie	Nelson, Dickey	Stoa
Erickson, McLean	Nelson, Ward	Strutz
Espelund	Niewoehner	Sundby, Renville
Fedje	Noben	Svingen
Fitzgerald	Odegard	Swett
Fuglestad	Oglesby	Symington
Gilchrist	Olson, Adams	Treffry
Godwin	Olson, Bowman	Twete
Hanson, Barnes	Opdahl	Wright
Hanson, Benson	Owings	Wolf
Henrickson	Patterson	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Holte	Rue
Brunsdale	Holthusen	Steedsman
Gessner	Jardine	Sticka
Gilbertson	Lynch	Swendseid
Hanson, Stark	Nelson, Morton	Thompson
Hillman	Peters	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hagen	Morgan
Anderson, Sargent	Hill	Muus
Arneson	Homnes	Place
Correll	Johnson	Rindy
Cunningham	Johnston	Sandlie
Dittmer	Jones	Scholl
Ettestad	Larson, Ransom	Smith
Falconer	Lavik	Sundby, McLean
Fitch	Lund	Traynor
Flannigan	McKellar	Twichell
Flaten	McManus	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Mr. Fedje moved that the vote by which House Bill No. 265 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Mr. Fedje: Madam Speaker, I realize that this is a strange departure from the ordinary things as far as the money question is concerned, but we are living in extraordinary times. I do not believe that this is the solution of the financial question confronting us, but nevertheless this bill has been more or less a worry to me all through this session and I am certainly glad that you people of this assembly have seen fit to break away from the superstition of the money that we have got. I take pleasure in knowing that this superstition has not prevailed. I vote "aye."

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has appointed a new Conference Committee on Senate Bill No. 217, Twichell, Sundby of McLean and Aljets.

Also inform you that the House has appointed a new Conference Committee on House Bill No. 21, Shurr, Rindy and Muus.

Also inform you that the House has appointed a new Conference Committee on Senate Bill No. 143, Hill, Etestad and Falconer.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 68 was adopted.

Also inform you that the Speaker has appointed as a Conference Committee on Senate Concurrent Resolution No. BB, Rue, Gessner and Espeland.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the President of the Senate has appointed as a new Con-

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ference Committee on House Bill No. 21, Senators Eastgate, Bangert and Handley.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to transmit herewith the following Senate Bills Nos. 51, 74, 131, 164, 165, which the President has signed and your signature is respectfully requested.

Also, the President has appointed as a new Conference Committee on House Bill No. 23, Senators Brunsdale, Indergaard and Watt.

Also, the President has appointed as a new Conference Committee on Senate Bill No. 217, Senators Burkhart, Greene and Field.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 164. A Bill for an Act Amending and Re-enacting Sections 1, 2 and 3 of Chapter 136, Session Laws 1931 and Section 995 Compiled Laws 1913, Providing the Method of Voting at General and Primary Elections by Absent Voters.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 46. 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,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this act and for penalties for the violation thereof.

Also,

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 39. 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,

Senate Bill No. 23. 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,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of license, and providing a penalty.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter

186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 75. 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.

Also,

Senate Bill No. 171. A Bill for an Act authorizing pa-

trons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Concurrent Resolution No. 19.

Also,

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

Senate Bill No. 69. 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.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection

with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

House Bill No. 7. 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.

Also,

Joint Resolution No. 7.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 3. 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. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

And the Speaker signed the same in the presence of the House.

Mr. Swett moved that the House recess, subject to the Call of the Chair.

Which motion prevailed.

The House reconvened, Speaker Craig presiding.

CONFERENCE COMMITTEE REPORTS

Madam Speaker: Your Conference Committee appointed to whom was referred:

Senate Bill No. 143.

Beg to report as follows:

That the Senate accept the House amendments to Senate Bill No. 143.

For the Senate:

W. E. MATTHAEI,
L. O. FREDRICKSON,
O. E. ERICKSON.

For the House:

ED. A. HILL,
OLE ETTESTAD,
Wm. B. FALCONER.

Mr. Falconer moved that the report of the Conference Committee as to Senate Bill No. 143 be accepted, and that the Conference Committee be discharged.

Which motion prevailed.

Madam Speaker: The Conference Committee appointed to consider Concurrent Resolution No. BB beg leave to report as follows:

The Senate accepts the House amendment to the Senate Resolution in line 4 after the word "House," where was inserted the following language: "and Howard Thomas, first assistant chief clerk"; and in line 17 after the word "House" the House amendment as follows: "and Howard Thomas, first assistant chief clerk."

Your Conference Committee further amends the Resolution in lines 15 and 16 by striking out the words "Three Hundred Twenty Dollars (\$320.00)" and inserting in lieu thereof "Four Hundred Dollars (\$400.00)."

For the House:

FRANK GESSNER,
MILTON RUE,
S. A. ESPELAND.

For the Senate:

W. E. MATTHAEI,
A. S. MARSHALL,
S. J. ATKINS.

Mr. Rue moved that the report of the Conference Committee as to Concurrent Resolution No. BB, and that the committee be discharged.

Which motion prevailed.

Senate Concurrent Resolution No. BB.

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, 2; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Benson	Owings
Anderson, Logan	Hanson, Stark	Peters
Anderson, Sargent	Henrickson	Peterson, Bottineau
Anfinson	Hill	Piper
Arneson	Holthusen	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Carlson	Johnston	Savre
Correll	Jones	Schauss
Crockett	Kapfer	Solberg
Cunningham	Larson, Nelson	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lynch	Strutz
Espeland	Mostad	Sundby, McLean

Messrs.	Messrs.	Messrs.
Ettestad	Muus	Sundby, Renville
Falconer	Nelson, Dickey	Svingen
Fedje	Nelson, Morton	Swendseid
Fitch	Nelson, Ward	Thompson
Fitzgerald	Niewoehner	Traynor
Flannigan	Noben	Treffry
Fuglestad	Odegard	Twete
Gessner	Olson, Adams	Wolf
Gilbertson	Olson, Bowman	Wright
Gilchrist	Opdahl	Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.
Hanson, Barnes	Oglesby

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jardine	Peterson, Mountrail
Brunsdale	Larson, Ransom	Sannes
Erickson, McLean	Lavik	Scholl
Flaten	Lund	Shurr
Godwin	McInnes	Smith
Hagen	McKellar	Swett
Hillman	McManus	Symington
Holte	Morgan	Twichell
Homnes	Patterson	Young

So the bill passed and the title was agreed to.

CONFERENCE COMMITTEE REPORT

Mr. President: Your Conference Committee appointed to consider Senate Bill No. 22, beg leave to recommend that the engrossed bill be further amended as follows:

All amendments to engrossed bill.

In line 3, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$25,962.00."

In line 7, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,800.00."

Between lines 8 and 9 insert the following line: "8½. Director of preventable disease, \$2,000.00."

In line 11, strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00."

In line 12, strike out the word "Four" and insert in lieu thereof the word "Three" and in the same line strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$4,158.00."

In line 14, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 15, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00."

In line 16, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In line 18, strike out the figures "\$1,000.00." and insert in lieu thereof the figures "\$500.00."

In line 19, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 22, strike out the figures "\$32,00.00" and insert in lieu thereof the figures "\$25,962.00."

For the Senate:

E. C. STUCKE,
O. E. ERICKSON,
J. E. EASTGATE.

For the House:

H. L. NELSON,
P. J. FLATEN,
C. J. HANSON.

Mr. Falconer moved that the House accept the report of the Conference Committee on Senate Bill No. 22.

Which motion prevailed.

Mr. Twete moved that the rules be suspended and Senate Bill No. 22 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 22. 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, 89; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Holte	Piper

Messrs.	Messrs.	Messrs.
Arneson	Holthusen	Place
Bailey	Isaak	Rathbun
Bettenhausen	Jensen	Rindy
Born	Jodock	Rue
Broschat	Johnson	Sandlie
Brunsdale	Johnston	Sannes
Carlson	Jones	Schauss
Correll	Kapfer	Shurr
Crockett	Larson, Nelson	Solberg
Cunningham	Lavik	Sprenger
Dahl	Lemke	Steedsman
Dittmer	Lillehaugen	Sticka
Endres	Lofthus	Stoa
Erickson, McKenzie	Lynch	Sundby, McLean
Espelund	Mostad	Sundby, Renville
Ettestad	Nelson, Dickey	Svingen
Falconer	Nelson, Morton	Swett
Fedje	Nelson, Ward	Swendseid
Fitzgerald	Niewoehner	Thompson
Flannigan	Noben	Treffry
Fuglestad	Odegard	Twete
Gessner	Oglesby	Twichell
Gilbertson	Olson, Adams	Wolf
Gilchrist	Olson, Bowman	Young
Hanson, Barnes	Opdahl	Madam Speaker
Hanson, Benson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Jardine	Peterson, Mountrail
Erickson, McLean	Larson, Ransom	Savre
Fitch	Lund	Scholl
Flaten	McInnes	Smith
Godwin	McKellar	Strutz
Hagen	McManus	Symington
Hillman	Morgan	Traynor
Homnes	Muus	Wright

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 143.

Also, Senate Concurrent Resolution No. BB.

Also, Senate Bill No. 22.

Senate Concurrent Resolution No. E was read.

Mr. Gilbertson moved that Senate Concurrent Resolution No. E be laid on the table.

Which motion prevailed.

Joint Resolution No. 3 was read.

Mr. Swett moved that Joint Resolution No. 3 be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Have had the same under consideration and recommend that the Senate recedes from its amendments.

For the House:

EINAR TWETE,
L. E. CORRELL,
H. F. NIEWOEHNER.

For the Senate:

S. S. McDONALD,
JOHN L. MIKLETHUN,
J. E. EASTGATE.

Mr. Twete moved that the House accept the report of the Conference Committee on House Bill No. 134 and that the committee be discharged.

Which motion prevailed.

Senate Concurrent Resolution No. S.

Was read the third time.

Mr. Twichell asked unanimous consent to amend Senate Concurrent Resolution No. S as follows: Correct the body of the bill to read:

"Every bill shall be read two separate times, but the first and second readings may not be upon the same day; and the first reading may be by title of the bill only, unless upon such first reading, a reading at length is demanded. The second reading shall be at length. No legislative day shall be shorter than the natural day."

Which request was granted.

Mr. Twichell moved that the rules be suspended and Senate Concurrent Resolution No. S 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, 83; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Peterson, Bottineau
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Holthusen	Piper
Anfinson	Isaak	Rathbun
Arneson	Jardine	Rindy
Bailey	Jensen	Rue
Bettenhausen	Jodock	Sannes
Born	Johnson	Savre
Broschat	Johnston	Schauss
Brunsdale	Jones	Shurr
Carlson	Kapfer	Smith
Correll	Larson, Nelson	Solberg
Crockett	Lavik	Sprenger
Cunningham	Lemke	Steedsman
Dahl	Lillehaugen	Sticka
Dittmer	Lofthus	Stoa
Endres	Lynch	Strutz
Erickson, McKenzie	Mostad	Sundby, McLean
Erickson, McLean	Muus	Sundby, Renville
Espeland	Nelson, Dickey	Svingen
Ettestad	Nelson, Morton	Swett
Falconer	Nelson, Ward	Swendseid
Fedje	Niewoehner	Thompson
Fitzgerald	Noben	Treffry
Flannigan	Odegard	Twete
Fuglestad	Oglesby	Twichell
Gessner	Olson, Adams	Wolf
Gilbertson	Olson, Bowman	Wright
Gilchrist	Opdahl	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Holte	Morgan
Fitch	Homnes	Patterson
Flaten	Larson, Ransom	Place
Godwin	Lund	Sandlie
Hagen	McInnes	Scholl
Henrickson	McKellar	Symington
Hillman	McManus	Traynor

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Have had the same under consideration and recommend that the Senate adopt and concur in the House amendments, except that wherever, in the House Amendments, the word "public" was inserted in the Senate engrossed Bill, the word "public" be stricken out from such House amendments, and the word "elementary" inserted in place thereof.

And when so amended recommend that the same do pass.

For the Senate:

J. H. BURKHART,
H. A. FIELD.

For the House:

L. L. TWICHELL,
GEO. ALJETS,
OLE. O. SUNDBY.

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

Mr. Twichell moved that the House accept the report of the Conference Committee on Senate Bill No. 17, and that the Committee be discharged.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and Senate Bill No. 217 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural 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, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peterson, Bottineau
Anderson, Logan	Hill	Peterson, Mountrail
Anderson, Sargent	Holte	Piper
Anfinson	Holthusen	Place
Arneson	Isaak	Rathbun
Bailey	Jardine	Rindy
Bettenhausen	Jensen	Rue
Born	Jodock	Sannes
Broschat	Johnson	Savre
Brunsdale	Jones	Shurr
Carlson	Kapfer	Solberg
Correll	Larson, Nelson	Sprenger
Crockett	Lavik	Steedsman
Cunningham	Lemke	Sticka
Dahl	Lillehaugen	Stoa
Dittmer	Lofthus	Strutz
Endres	Lynch	Sundby, McLean
Erickson, McKenzie	Mostad	Sundby, Renville
Erickson, McLean	Muus	Svingen
Espeland	Nelson, Dickey	Swett
Ettestad	Nelson, Morton	Swendseid
Falconer	Nelson, Ward	Thompson
Fedje	Niewoehner	Traynor
Fitch	Noben	Treffry
Fitzgerald	Odegard	Twete
Fuglestad	Oglesby	Twichell
Gessner	Olson, Adams	Wolf
Gilbertson	Olson, Bowman	Wright
Gilchrist	Opdahl	Young
Hanson, Barnes	Owings	Madam Speaker
Hanson, Benson	Patterson	
Hanson, Stark	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Johnston	Sandlie
Flannigan	Larson, Ransom	Schauss
Flaten	Lund	Scholl
Godwin	McInnes	Smith
Hagen	McKellar	Symington
Hillman	McManus	
Homnes	Morgan	

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which Senate Bill No. 217 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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 Senate do recede from all of its proposed amendments.

On page 2, strike out the words "Extension Division" and insert in lieu thereof "Correspondence Courses and Emergency Fund."

On page 2, following the words "Less estimated income," strike out the figures "\$215,200.00" and insert in lieu thereof the figures "\$197,200.00."

Following the words "Net Maintenance," strike out the figures "\$458,789.00" and insert in lieu thereof the figures "\$476,789.00."

One page 3, following the words "Total for all purposes," strike out the figures "\$505,823.00" and insert in lieu thereof the figures "\$523,823.00."

For the House:

FRED SHURR,
EINAR MUUS.

For the Senate:

CHARLES S. BONZER,
W. S. HANDLEY.

And when so amended recommend the same do pass.

Mr. Niewoehner moved that the House accept the report of the Conference Committee on House Bill No. 21, and that the Committee be discharged.

Which motion prevailed.

Mr. Shurr moved that the rules be suspended and House Bill No. 21 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, 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, 95; nays, 5; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Patterson
Anderson, Logan	Henrickson	Peters
Anderson, Sargent	Hill	Peterson, Bottineau
Anfinson	Holte	Peterson, Mountrail
Arneson	Holthusen	Piper
Bailey	Isaak	Place
Bettenhausen	Jardine	Rathbun
Born	Jensen	Rue
Broschat	Jodock	Sannes
Carlson	Johnson	Savre
Correll	Johnston	Schauss
Crockett	Jones	Shurr
Cunningham	Kapfer	Smith
Dahl	Larson, Nelson	Solberg
Dittmer	Lavik	Sprenger
Endres	Lemke	Steedsman
Erickson, McKenzie	Lillehaugen	Sticka
Erickson, McLean	Lofthus	Stoa
Espeland	Lynch	Strutz
Ettestad	McInnes	Sundby, McLean
Falconer	Muus	Sundby, Renville
Fedje	Nelson, Dickey	Svingen
Fitch	Nelson, Morton	Swendseid
Fitzgerald	Nelson, Ward	Thompson
Flaten	Niewoehner	Traynor
Fuglestad	Noben	Treffry
Gessner	Odegard	Twete
Gilbertson	Oglesby	Twichell
Gilchrist	Olson, Adams	Wolf
Hagen	Olson, Bowman	Wright
Hanson, Barnes	Opdahl	Young
Hanson, Benson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flannigan	Rindy	Madam Speaker
Godwin	Swett	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Lund	Sandlie
Brunsdale	McKellar	Scholl
Hillman	McManus	Symington
Homnes	Morgan	
Larson, Ransom	Mostad	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Madam Speaker: Your Committee on Conference to whom was referred:

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Beg leave to make the following report, and recommend the amendments suggested be made with reference to the engrossed bill as it came from the house.

In line 3 of the engrossed bill, page 1, change the figures "\$352,265.67" to "\$374,265.67."

In line 17, page 1 of the engrossed bill, change the figures "\$66,645.00" to "\$70,645.00."

In line 19, page 2 of the engrossed bill, change the figures "\$637,415.00" to "\$641,415.00."

In line 20, same page, change the figures "\$341,000" to "\$323,000."

In line 21, same page, change the figures "\$296,415" to "\$318,415."

On page 3 of the engrossed bill, change the figures in line 7 (total figures) from "\$352,265.67" to "\$374,265.67."

For the Senate:

C. N. BRUNSDALE,
E. M. INDERGAARD,
Wm. WATT.

For the House:

L. E. CORRELL,
H. F. WETT.

And when so amended recommend the same do pass.

LEWIS HAGEN,
Chairman.

Mr. Swett moved that the House accept the report of the Conference Committee on House Bill No. 23, and that the committee be discharged.

Which motion prevailed.

Mr. Swett moved that the rules be suspended and House Bill No. 23 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILL

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements Repairs, 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, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Barnes	Owings
Anderson, Logan	Hanson, Stark	Peters
Anderson, Sargent	Henrickson	Peterson, Bottineau
Anfinson	Hill	Peterson, Mountrail
Arneson	Holte	Piper
Bettenhausen	Holthusen	Rathbun
Born	Isaak	Rue
Broschat	Jardine	Sannes
Brunsdale	Jensen	Schauss
Carlson	Johnson	Shurr
Correll	Jones	Smith
Crockett	Kapfer	Solberg
Cunningham	Larson, Nelson	Sprenger
Dahl	Lavik	Steedsman
Dittmer	Lemke	Sticka
Endres	Lillehaugen	Stoa
Erickson, McKenzie	Lofthus	Strutz
Erickson, McLean	Lynch	Sundby, McLean
Ettestad	McInnes	Sundby, Renville
Falconer	Muus	Svingen
Fedje	Nelson, Dickey	Swendseid
Fitch	Nelson, Morton	Thompson
Fitzgerald	Nelson, Ward	Traynor
Flaten	Niewoehner	Treffry
Fuglestad	Noben	Twete
Gessner	Odegard	Twichell
Gilbertson	Oglesby	Wolf
Gilchrist	Olson, Adams	Wright
Hagen	Opdahl	Young
		Madam Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Espeland	Jodock	Savre
Godwin	Olson, Bowman	Swett
Hanson, Benson	Rindy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Larson, Ransom	Patterson
Biewer	Lund	Place

Messrs.	Messrs.	Messrs.
Flannigan	McKellar	Sandlie
Hillman	McManus	Scholl
Homnes	Morgan	Symington
Johnston	Mostad	

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 23 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT ON CONFERENCE COMMITTEE

Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 50. 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 Senate concur in House amendments.

For the Senate:

S. S. McDONALD,
C. A. MILLER,
W. D. LYNCH.

For the House:

Wm. B. FALCONER,
C. H. OPDAHL,
S. A. ESPELAND.

Mr. Opdahl moved that the House accept the report of the Conference Committee on Senate Bill No. 50.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith:

Senate Concurrent Resolution No. S.

Which the House has amended.

Also, inform you that Senate Concurrent Resolution No. 3.

Also, Senate Concurrent Resolution No. EE.

Were laid laid on the table.

FRIDAY, MARCH 3, 1933

2047

Also, inform you that the report of the Conference Committee on Senate Bill No. 217 was adopted.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling, and Declaring an Emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Concurrent Resolution No. 19.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks

of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 69. 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.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 75. 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.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annually salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Da-

kota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 23. 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,

Senate Bill No. 39. 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,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for

the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 46. 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,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Mr. Swett asked unanimous consent to amend Senate Bill No. 258.

Which request was granted.

Mr. Swett moved that the rules be suspended for the purpose of amending Senate Bill No. 258 as follows:

"On page 1, line 2, following the word 'formed' insert 'to construct auditorium in cities or villages only where the build-

ing formerly used as an auditorium has been destroyed by fire."

Which motion prevailed.

Mr. Jones moved that the rules be suspended for the purpose of amending Senate Bill No. 258 as follows:

On page 3, line 6, following the word "state" insert "provided however that the cost of such auditorium shall not exceed \$15,000."

Which motion prevailed.

Mr. Swendseid asked unanimous consent to amend Senate Bill No. 258 as follows:

Following the amendment of Mr. Swett insert the following: "This act shall apply only to auditoriums burned prior to the taking effect of this Act."

Which request was granted.

Mr. Swett moved that the rules be suspended and that Senate Bill No. 258 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Mr. Rue moved that further consideration of Senate Bill No. 258 be indefinitely postponed.

Mr. Lillehaugen moved that the motion of Mr. Rue be laid on the table.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, 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, 57; nays, 27; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Place

Messrs.	Messrs.	Messrs.
Anderson, Logan	Isaak	Rindy
Anderson, Sargent	Jardine	Rue
Anfinson	Jodock	Sannes
Bailey	Johnson	Shurr
Bettenhausen	Johnston	Solberg
Born	Kapfer	Sprenger
Broschat	Larson, Nelson	Sticka
Brunsdale	Lemke	Strutz
Carlson	Lynch	Sundby, McLean
Dahl	McInnes	Svingen
Endres	Nelson, Morton	Swett
Erickson, McKenzie	Nelson, Ward	Thompson
Espeland	Noben	Twete
Fedje	Olson, Adams	Twichell
Fitch	Opdahl	Wright
Fitzgerald	Owings	Young
Flannigan	Patterson	
Gilchrist	Peters	
Godwin	Peterson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arneson	Henrickson	Piper
Erickson, McLean	Hill	Rathbun
Ettestad	Jensen	Savre
Falconer	Jones	Stoa
Fuglestad	Lillehaugen	Sundby, Renville
Gessner	Lofthus	Swendseid
Gilbertson	Niewoehner	Treffry
Hanson, Barnes	Odegard	Wolf
Hanson, Benson	Oglesby	Madam Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biewer	Homnes	Olson, Bowman
Correll	Larson, Ransom	Peterson, Bottineau
Crockett	Lavik	Sandlie
Cunningham	Lund	Schauss
Dittmer	McKellar	Scholl
Flaten	McManus	Smith
Hagen	Morgan	Steedsman
Hanson, Stark	Mostad	Symington
Hillman	Muus	Traynor
Holte	Nelson, Dickey	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Mr. Piper: Madam Speaker: I am voting "no" on this bill as a protest. Too much of the time of this House has been taken up on bills of this character, mainly bills that do not affect the people of the State of North Dakota as a whole. Therefore I vote "no."

Mr. Swendseid: Madam Speaker: I vote "no" on this measure because I feel that it is an attempt to circumvent the will of the people.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 217, and Senate Concurrent Resolution No. S, also on Senate Bill No. 143.

Also, the Senate has adopted the Conference Committee reports on House Bill No. 21.

Also, House Bill No. 23.

Also, the Senate has adopted the Conference Committee report on Senate Concurrent Resolution No. BB.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 7. 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.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 3. 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. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 86. A bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota,

Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

Joint Resolution No. 7.

Also,

House Concurrent Resolution No. 6.

And find the same correctly enrolled.

W. J. GILCHRIST,
Chairman.

Mr. Rue moved that further consideration of Senate Bill No. 8 be indefinitely postponed.

Mr. Lillehaugen moved that the motion of Mr. Rue be laid on the table.

Which motion prevailed.

THIRD READING OF SENATE BILL

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical

appliances attached to buildings, which are placed upon land after the land has been encumbered, 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, 46; nays, 35; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson, Barnes	Oglesby
Anfinson	Hanson, Benson	Owings
Bailey	Hill	Patterson
Biewer	Hillman	Peterson, Mountrail
Broschat	Jodock	Place
Crockett	Kapfer	Rindy
Erickson, McKenzie	Larson, Nelson	Sannes
Erickson, McLean	Lemke	Savre
Espelund	Lillehaugen	Solberg
Falconer	Lofthus	Sprenger
Fedje	McInnes	Strutz
Fitzgerald	Nelson, Ward	Sundby, Renville
Flannigan	Noben	Treffry
Fuglestad	Odegard	Twete
Gilchrist	Olson, Adams	
Godwin	Olson, Bowman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson, Stark	Rue
Anderson, Logan	Holthusen	Sundby, McLean
Arneson	Isaak	Svingen
Born	Jensen	Swett
Brunsdale	Johnson	Thompson
Endres	Jones	Traynor
Ettestad	Lynch	Twichell
Fitch	Muus	Wolf
Flaten	Nelson, Morton	Wright
Gessner	Niewoehner	Young
Gilbertson	Peters	Madam Speaker
Hagen	Piper	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Larson, Ransom	Sandlie
Carlson	Lavik	Schauss
Correll	Lund	Scholl
Cunningham	McKellar	Shurr
Dahl	McManus	Smith
Dittmer	Morgan	Steedsman
Henrickson	Mostad	Sticka
Holte	Nelson, Dickey	Stoa
Homnes	Opdahl	Swendseid

Messrs.	Messrs.	Messrs.
Jardine	Peterson, Bottineau	Symington
Johnston	Rathbun	

So the bill was declared lost.

Mr. Brunsdale moved that the vote by which Senate Bill No. 8 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATIONS OF VOTE

Mr. Aljets: Madam Speaker, I wish to vote "no" on this bill. I also have a farm that I probably will lose. It has \$12,000.00 worth of buildings on it and I want to leave them there as a monument.

Mr. Twichell: Madam Speaker, I want to vote "no" on this bill for a number of reasons. The buildings on the land are a part of the real estate, as the person who holds the mortgage has a mortgage against them and the legislature can't take that away from them. The other reason is this—I have a farm of over 1,000 acres, on which the mortgage is more than the land would sell for. If I lose that land I believe the man who loaned me the money on the land is entitled to the buildings to help pay himself back.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President I have the honor to return:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Which the Speaker has signed.

Also transmit:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 3. 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. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purposes hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for

the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Concurrent Resolution No. 7.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the reports of the Conference Committee on Senate Bill No. 217, also Senate Bill No. 50, were adopted.

Also return

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. U.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commis-

sion relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Also,

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Com-North Dakota.

Also,

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Also,

Senate Bill No. 214. A Bill for an Act amending and re-enacting in part Section 9, Chapter 69 Session Laws 1919,

as amended by Section 9, Chapter 134, Session Laws 1923 (Supp. Compiled Laws 1913, Section 811) to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex-officio capacity as the treasurer of the State Bar Board, disburse the amount paid by members of the Bar of said state as annual license fees.

Also,

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Also,

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Senate Concurrent Resolution No. O.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following:

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for

Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 3. 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. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No 287. A Bill for an Act Providing for the Issuing of Bonds of the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Per-

sons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

Joint Resolution No. 7.

Which the President has signed.

Also transmit the following:

Senate Bill No. 22. 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

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 66. 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.

Also,

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 307. 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,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Which the President has signed and your signature is respectfully requested.

Also transmit the following:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Concurrent Resolution No. CC.

Also,

Senate Concurrent Resolution No. BB

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. S.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

The Chief Clerk announced the Speaker was about to sign:

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Also,

Senate Bill No. 66. 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.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 22. 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,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict

herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 307. 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,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 19. 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,

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Sec-

tion 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Also,

Senate Bill No. 180. A Bill for an Act to amend Section 1 of Chapter 110 of the Session Laws of 1927, entitled: "An Act to amend and re-enact Section 5031 of the Compiled Laws of North Dakota for 1913, relating to limit of property that may be acquired by Fraternal Corporations."

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Mea-

sure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2. 3. 8 and 11 of Chapter 267 of the Session

Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as

reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota, 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Concurrent Resolution No. C.

Also,

Senate Concurrent Resolution No. S.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. CC.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Concurrent Resolution 18.

Also,

House Concurrent Resolution 22.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit:

House Bill No. 7. 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.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also, House Concurrent Resolution No. 22.

Which the Speaker of the House has signed, and your signature is respectfully requested.

Also return:

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Also,

Senate Bill No. 66. 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.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 22. 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,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and

re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 307. 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,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Senate Concurrent Resolution No. S.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. CC.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 2, Chapter 228, Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith:

House Concurrent Resolution No. 22.

Which the Senate has passed unchanged.

Also return:

House Concurrent Resolution No. 18.

Which the Senate has indefinitely postponed.

Also, the Senate has concurred in the House amendment to Senate Concurrent Resolution No. CC.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following:

House Bills Nos. 94, 297 and 207.

Which the President has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

Madam Speaker: I have the honor to return herewith the following:

House Bills Nos. 7, 21 and 23.

Also,

House Concurrent Resolution No. 22.

Which the President has signed.

Very respectfully,

SIDNEY A. PAPKE,
Secretary.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

Senate Bill No. 13. 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.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 22. 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.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923,

for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 8. 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. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, Defining Usury, and Declaring an Emergency.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Re-

lating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session

Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Concurrent Resolution No. 11.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Also,

House Concurrent Resolution No. 4.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Also,

House Concurrent Resolution No. 7.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Were delivered to the Governor.

W. J. GILCHRIST,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Madam Speaker: Your Committee on Enrollment and En-grossment respectfully report that the following:

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Also,

House Concurrent Resolution No. 22.

Also,

Joint Resolution No. 7.

Were delivered to the Governor.

W. J. GILCHRIST,
Chairman.

The Committee on Enrollment and En-grossment made the following report:

Madam Speaker: Your Committee on Enrollment and En-grossment respectfully report that:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and De-fining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 3. 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. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No 287. A Bill for an Act Providing for the Issuing of Bonds of the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Also,

House Bill No. 7. 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.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Concurrent Resolution No. 19.

Were delivered to the Governor.

W. J. GILCHRIST,
Chairman.

A Committee from the Senate, composed of Senators Marshall, Indergaard and Brostuen notified the House that the Senate had completed its business and was about to adjourn.

Mr. Jodock moved that a committee of three be appointed to notify the Governor that the House had completed its business and was about to adjourn sine die.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Jodock, Hanson and Jones.

Mr. Jones moved that a committee of three be appointed to notify the Senate that the House had completed its business and was about to adjourn sine die.

Which motion prevailed.

The Speaker appointed the following committee: Representatives Erickson of McLean, Hanson of Benson and Jones.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

M. J. Whelan, Minneapolis, Minn.; Wm. Johnson, Bismarck; P. E. Halldorson, Bismarck; Mrs. Paul E. Halldorson, Bis-

marck; Howard Johnson, Killdeer; C. P. Kjelstrup, Parshall; Ole Stefferud, Washburn; W. H. Bates, Kenyon; Marvin Freeburg, Minot; Gust Tweeten, Oberon; E. L. Olson, Mandan; Mrs. W. J. Godwin Mandan; T. R. Wolf, Wishek.

E. R. Smith, Minot; Christ Mostad, Minot; Robert King, Minneapolis; Jack Pfeiffer, Amidon; R. F. Woge, Tuttle; Karl Keidel, Mandan; Mrs. Eli Schroager, Casselton; R. G. Dittmer, Mrs. Edward Bautz, Durbin; Carrol Grimstvedt, Mildred Britton, L. W. Larson, Ella Olson, Bismarck; Margaret Olson, McKenzie; Albert U. Hartl, Bismarck; Mrs. David Montgomery, Mrs. H. A. Rindy, Carrington; Mrs. Myrtle Hardt, Bismarck; Irwyn Williams, Cathay.

Beatrice Register, George S. Register, Frances Collison, Bismarck; Mabel P. Erickson, Washburn; Peter Westergard, Conrad Hagen, Aron Gronvold, Rugby; Leland Miller, Washburn; Mrs. H. Kruzic, Bismarck; R. G. Gordon, A. C. Nelsen, Williston; B. C. Kjelle, Mercer; Bill Vogel, Harvey; Mrs. Peter Karpen, Bismarck; Mrs. H. A. Rauk, Esmond; Mrs. M. G. Fischer, Walker, S. D.; S. Aune, C. L. Reveland, S. Erfjord, Buxton; Mrs. Carl Anderson, Bowman; F. A. Johnson, C. Bedoux, Mandan; Mrs. H. A. Pike, Mrs. H. Dahl, Bismarck; Winfield Fine, G. F. Keller Sheyenne.

Mrs. A. M. Kiland, Bismarck; Mrs. A. C. Christenson, Mrs. H. L. Nelson, Mrs. E. P. Christenson, E. P. Christenson, Farrel Nelson, Minot; Leo Wagner, Sanborn; H. C. Schumacher, Robinson; Rev. C. A. Carlson, Rev. R. Ueviedue, Minot; A. C. Rypper, Palermo; B. A. Balerud, Minot; M. O. Stein, Bismarck; Geo. Schusk, Gladstone; E. C. Britten, Dr. A. D. McCannel, L. H. Piper, J. L. Odette, Minot.

Mr. Bertsch, Cerhley; John Geiszler, John Rau, Jacob Roeszler, Ashley; Emil Krauth, Mandan; O. H. Opland, P. G. Wick, Mott; Mr. and Mrs. J. C. Mork, Adeline Mork, August Bahmer, Bismarck; C. Stemstra, Streeter; John Wishek, Wishek; Edna Hill, Wales; Ruth Stenquert, Wilton; Nina Geiger, Cavalier; Mrs. Frank Hyland, Devils Lake; Mrs. Edwin Traynor, Starkweather; Mrs. C. O. Palmer, C. O. Palmer, Carrol Johnson, Bismarck; Carrol Olson, Hatton; Mrs. Gus Schauss, Cecil Porter, Mary Timmerman, Mandan; Ben C. Larkin, Bismarck.

Joe Ploium, Oberon; B. E. Hitchcock, H. E. Hanson, Bismarck; J. Noddo, Bismarck; E. J. Marks, Flaxton; Blanche Eberling, Clara Mayer, Ruth Smith, Bismarck; J. C. Goll, Danzig; Blanche Rothert, Minot; John Serr, Lehr; John E. Olson, Simes; Tony Helbling, Mandan; L. C. Steams, J. J. Ries, Minot.

Mr. Jones, chairman of the committee, appointed to notify the Senate that the House was ready to adjourn, announced that the Senate had been so notified and moved that the report be adopted and the committee discharged.

Which motion prevailed.

Mr. Jodock, chairman of the committee, appointed to notify the Governor that the House was ready to adjourn, announced that the Governor had been so notified and moved that the report be adopted and the committee discharged.

Which motion prevailed.

Mr. Jodock moved that the House do now adjourn, sine die.

Which motion prevailed.

JAMES P. CURRAN,
Chief Clerk.

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RECORD OF BILLS IN THE HOUSE

HOUSE BILLS

House Bill No. 1—(Twete, Svingen, Crockett)

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House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

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House Bill No. 3—(Committee on Appropriations)

House Bill No. 3. 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,

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House Bill No. 4—(Committee on Appropriations)

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House Bill No. 5—(Committee on Appropriations)

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House Bill No. 7—(Committee on Appropriations)

House Bill No. 7. 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.

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House Bill No. 21—(Committee on Appropriations)

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

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House Bill No. 23—(Committee on Appropriations)

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 Signed by Speaker, 1536.

House Bill No. 33—(Sandlie)

House Bill No. 33. A Bill for an Act Defining the Term "Machine Gun and Crimes of Violence"; Declaring the Effect of Possession or Use of the Machine Gun for Offensive or Aggressive Purpose; Declaring the Presumptions Arising Out of Possession or Use of Machine Guns. Provided for the Registry of All Machine Guns Manufactured or Handled by Any Manufacturer; Provided for Process for Searching Any House or Place Supposed to Contain Such Weapons and for the Disposal of Any Machine Guns Taken from a Person who is Holding the Same for Purposes in Violation of this Act.

Introduction, first and second reading, 127.
 Reference, 128.
 Indefinitely postponed, 216.

House Bill No. 34—(Jones, by request)

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Introduction, first and second reading, 140.
Reference, 140.
Reported back, 163.
Amended, 163.
Third reading, 188.
Passed, 189.
Returned, 1486.
Other action, 186.
Signed by Speaker, 1535.

House Bill No. 35—(Jodock, Fedje, Solberg)

House Bill No. 35. A Bill for an Act Prohibiting Elevator Managers, Assistants, Agents Employees and Directors of Elevators Within this State, and Licensed Therein, from Buying or Selling or Aiding and Abetting Others in the Pretended Buying and Selling of Grain, Pork, Lard, or Any Mercantile or Agricultural Product on Margins, Without Any Intention of Future Delivery, Whether Such Pretended Contracts are to be Performed Within or Without this State, Defining Such Transactions, Making Such Contracts Presumptively Unlawful, and Providing a Penalty for the Violation Thereof.

Introduction, first and second reading, 140.
Reference, 140.
Reported back, 226, 251, 685.
Amended, 227.
Indefinitely postponed, 685.
Other action, 251.

House Bill No. 36—(Falconer)

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered 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.

Introduction, first and second reading, 140.
Reference, 141.
Reported back, 217.
Amended, 217, 235, 244.
Third reading, 244.
Passed, 246.
Forwarded, 274.
Returned, 244.
Other action, 236, 244, 246.
Signed by Speaker, 888.

House Bill No. 37—(Hendrickson)

House Bill No. 37. A Bill for an Act Requiring All Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to Keep and Maintain a Room or Other Convenient Place Where Bodies of Patients who Died in Said Hospitals may be Prepared for burial.

Introduction, first and second reading, 141.
Reference, 141.
Reported back, 164.
Indefinitely postponed, 164.
Other action, 164.

House Bill No. 38—(Peters)

House Bill No. 38. A Bill for an Act to Abolish the Offices of School District Treasurer, Township Treasurer, Village Treasurer and City Treasurer Except in Cities and School Districts Having a Population in Excess of Four Thousand (4000) and to Require the County Treasurer to Act as Treasurer of all Municipalities Under Four Thousand Population Within His County and to Provide for the Manner of Handling the Payments Made by Said Municipalities and for Bonding the County Treasurer in the Performance of Such Added Duties.

Introduction, first and second reading, 141.
Reference, 141.
Reported back, 416.
Indefinitely postponed, 416.
Other action, 223.

House Bill No. 39—(Peters)

House Bill No. 39. A Bill for an Act to Prohibit the Hunting or Killing of Pinnated Grouse (Prairie Chicken), Sharp Tailed Grouse (White Breasted Grouse) and Ruffed Grouse (Partridge) for a Period of Two Years from and after the Taking Effect of this Act.

Introduction, first and second reading, 141.
Reference, 141.
Reported back, 171.
Indefinitely postponed, 171.

House Bill No. 40—(Lynch)

House Bill No. 40. A Bill for an Act to Repeal Section 2645 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 283 of the Session Laws of 1927; and Sections 2646, 2647, 2648, 2649 and 2650, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 150.
 Reference, 150.
 Indefinitely postponed, 242.
 Other action, 242.

House Bill No. 41—(Hillman, Symington)

House Bill No. 41. A Bill for an Act to Amend and Re-enact Section 1178 of the Compiled Laws of 1913, Relating to the Employment and Salaries of Teachers.

Introduction, first and second reading, 150.
 Reference, 150.
 Amended, 217.
 Indefinitely postponed, 218.
 Other action, 218.

House Bill No. 42—(Lund, Fedje, Jodock, Savre)

House Bill No. 42. A Bill for an Act Providing the Manner of Giving Notice of Annual School Elections, Holding the Same, Canvassing Votes Cast and Issuing Certificates of Election Thereon; in School Districts the Territory Comprising Which is Identical with that of the Township in which Such School District is Situate; and Combining Such Annual School District Election and the Annual Election of Officers of Such Township.

Introduction, first and second reading, 150.
 Reference, 150.
 Indefinitely postponed, 393.
 Other action, 242.

House Bill No. 43—(Wolf)

House Bill No. 43. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws 1913, Providing that Absent Voter Ballots Shall be Printed Upon the Same Grade and Color of Paper as that Provided for the Official Election.

Introduction, first and second reading, 150.
 Reference, 150.
 Reported back, 920.
 Indefinitely postponed, 920.
 Other action, 242, 455, 718.

House Bill No. 44—(Holthusen, Svingen)

House Bill No. 44. A Bill for an Act to Repeal Sections 1903, 1904, 1906, 1907, 1908, 1909 and 1910 of the Compiled Laws of North Dakota of 1913; and Section 1905 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Duties of County, Township, City and Village Assessors in Connection with the Securing of Statistics Relating to Agriculture, Horticulture and Stock Raising and Such Other Subjects as May be Required by the State Statistician.

Introduction, first and second reading, 150.
 Reference, 151.
 Reported back, 767.
 Indefinitely postponed, 767.
 Other action, 223, 398.

House Bill No. 45—(Swendseid)

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Introduction, first and second reading, 156.
 Reference, 156.
 Amended, 214, 246.
 Third reading, 246.
 Passed, 247.
 Forwarded, 274.
 Returned, 1375.
 Signed by Speaker, 1396.

House Bill No. 46—(Swendseid)

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Introduction, first and second reading, 156.
 Reference, 156.
 Reported back, 486.
 Amended, 486, 538.
 Third reading, 568.
 Passed, 569.
 Forwarded, 589.
 Signed by Speaker, 1900.

House Bill No. 47—(Peterson of Mountrail)

House Bill No. 47. A Bill for an Act Authorizing the State of North Dakota, Operating Thru the Fiscal Agent, the Bank of North Dakota, to Issue Non-interest Bearing Bonds in Currency Denomination and Form, in Exchange for Certificates of Indebtedness of the State or Any Political Subdivision of the State of North Dakota Authorized by Existing Laws to Issue Same and Making Said Bonds Legal Tender in the Payment of Taxes, Providing for Such Rules and Regulations to be Promulgated by the Bank of North Dakota; for the Purpose of Carrying Out the Provi-

sions of This Act; and Said Bank of North Dakota is Authorized to Make Farm Loans and Remitting in Payment Thereof of Said Bonds; Providing that Legal Tender of the United States Shall be at Par for the Purpose of this Act, and Repealing all Acts or Parts of Acts in Conflict Herewith and Providing an Emergency Therefor.

Introduction, first and second reading, 156.
 Reference, 157.
 Reported back, 972.
 Amended, 234.
 Indefinitely postponed, 972.
 Other action, 294.

House Bill No. 48—(Hendrickson, Morgan, Sprenger)

House Bill No. 48. A Bill for an Act to Regulate Grain Elevators and Track Buyers; Defining Same and Providing for the Bonding, Licensing, and Supervision Thereof and the Weighing, Buying and Handling of Grain; Prescribing the Duties and Powers of the Board of Railroad Commissioners in Relation Thereto; Providing for the Appointment of a Federal Licensed Inspector and Such Other Employees as May be Deemed Necessary to Carry Out the Provisions of this Act; Providing Penalties and Repealing of Chapter 155, Session Laws of 1927.

Introduction, first and second reading, 166.
 Reference, 166.
 Reported back, 416.
 Indefinitely postponed, 416.

House Bill No. 49—(Fitch, by request)

House Bill No. 49. A Bill for an Act to Regulate the Business of Collection Agencies, Collection Bureaus and Collection Offices in this State and to Regulate the Business of Soliciting the Right to Collect or Receive Payment for Others of Indebtedness and to Provide for the Bonding of Collection Agencies, Collection Bureaus and Collection Offices and Persons Engaged in the Business of Soliciting the Right to Collect or Receive Payment for Others and Providing a Penalty for the Violation Thereof.

Introduction, first and second reading, 166.
 Reference, 166.
 Indefinitely postponed, 273.

House Bill No. 50—(Fedje)

House Bill No. 50. A Bill for an Act to Amend and Reenact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota for 1913, Providing for Standard Policy and Automatic Cancellation Thereof.

Introduction, first and second reading, 173.
 Reference, 173.
 Indefinitely postponed, 227.

House Bill No. 51—(Fedje)

House Bill No. 51. A Bill for an Act to Provide for the Payment of Funds Collected by an Agent for his Principal; Making the Wrongful Withholding Thereof a Misdemeanor, and Providing for the Punishment Thereof.

Introduction, first and second reading, 173.
Reference, 173.
Indefinitely postponed, 227.

House Bill No. 52—(Crockett)

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Introduction, first and second reading, 173.
Reference, 173.
Reported back, 364.
Amended, 364, 407.
Third reading, 432, 1647.
Passed, 433, 1647.
Forwarded, 451.
Returned, 1644.
Indefinitely postponed, 214.
Other action, 228, 433, 1646.
Signed by Speaker, 1862.

House Bill No. 53—(Lynch)

House Bill No. 53. A Bill for an Act to Amend and Re-enact Sections 22, 23 and 24 of the Political Code Compiled Laws of North Dakota for 1913 and to Repeal Section 25 Thereof.

Introduction, first and second reading, 173.
Reference, 173.
Reported back, 1000.
Indefinitely postponed, 1001.
Other action, 294, 553.

House Bill No. 54—(Swendseid)

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Introduction, first and second reading, 187.
Reference, 187.
Amended, 216, 235.
Third reading, 247.
Passed, 248.
Forwarded, 274.

House Bill No. 55—(Strutz)

House Bill No. 55. A Bill for an Act to be Incorporated with Section 1176 Compiled Laws North Dakota 1913, De-

fining the Powers and Duties of Common School Boards, Providing that when Pupils of School Age Have Suffered Physical Injuries and Disabilities which Interfere with or Prevent Their Attendance at the Schools of Their District, that School Boards May Pay Tuition Not Exceeding the Sum of \$10 Per Month for Instruction at Their Homes.

Introduction, first and second reading, 187.

Reference, 187.

Indefinitely postponed, 240.

Other action, 240.

House Bill No. 56—(Swendseid)

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Introduction, first and second reading, 187.

Reference, 187.

Reported back, 214.

Third reading, 230, 1376.

Passed, 231, 1377.

Returned, 1374.

Other action, 231, 1376.

Signed by Speaker, 1396.

House Bill No. 57—(Sundby of McLean, by request)

House Bill No. 57. A Bill for an Act Providing that the Qualified Electors of Any County May Petition for the Recall of Any Member of the Board of Commissioners of that County, if the Members of Such Board are Elected at Large Therein, or that the Qualified Electors Within Any Commissioner's District of Such County May Petition for the Recall of the Commissioner Elected from that District by Filing a Petition with the County Auditor of the County, Demanding the Recall of Such Officer; and that the Proceedings for the Preparation and Filing of such Petition and for the Calling and Holding of the Election and Determining the Results Thereof, Shall be the Same as that Provided for the Recall of Congressional, State, and County Officers by Article 33 of the Amendments to the Constitution of the State.

Introduction, first and second reading, 199.

Reference, 200.

Indefinitely postponed, 241.

Other action, 241.

House Bill No. 58—(Place)

House Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 182, Laws 1923 (Supp. Compiled Laws 1913, CHAPTER 32A, as Amended by Chapters 255 and 256 Session Laws 1927, as Amended by Chapters 273 and 274, Session Laws 1931) to Abolish the State Securities Commission

and to Transfer All Powers and Duties Conferred Upon the Said Commission to the State Banking Board; and to Repeal All Acts or Parts of Acts in Conflict With the Provisions of this Act.

Introduction, first and second reading, 200.
Reference, 200.
Withdrawn.

House Bill No. 59—(Olson of Adams)

House Bill No. 59. 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, 205.
Reference, 205.
Reported back, 215.
Indefinitely postponed, 299.
Other action, 218, 299, 300.

House Bill No. 60—(Patterson)

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Introduction, first and second reading, 205.
Reference, 205.
Amended, 293.
Third reading, 304, 717.
Passed, 305, 718.
Forwarded, 319.
Returned, 716.
Other action, 305, 717, 734.
Signed by Speaker, 752.

House Bill No. 61—(Place, Nohen and Olson, Bowman)

House Bill No. 61. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of North Dakota for 1913, Relating to the Use of Native Coal Oil, and Gas.

Introduction, first and second reading, 205.
Reference, 205.
Indefinitely postponed, 242.

House Bill No. 62—(Flannigan)

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the

State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Introduction, first and second reading, 205.
 Reference, 205.
 Reported back, 273, 325.
 Amended, 273, 393, 441, 462.
 Third reading, 462.
 Passed, 463.
 Forwarded, 485.
 Returned, 1944.
 Indefinitely postponed, 1945.
 Other action, 325, 379, 380, 464.

House Bill No. 63—(Flannigan)

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Introduction, first and second reading, 205.
 Reference, 205.
 Reported back, 393.
 Third reading, 427, 1773.
 Passed, 428.
 Forwarded, 450, 1772.
 Other action, 428, 1772, 1774.
 Signed by Speaker, 1902.

House Bill No. 64—(Patterson)

House Bill No. 64. A Bill for an Act Providing that Any Person Applying for a License to Practice Any Profession in North Dakota where a License is Required to so Practice, Must be a Citizen of the United States Before Such License can be Granted.

Introduction, first and second reading, 218.
 Reference, 218.
 Indefinitely postponed, 300.

House Bill No. 65—(Rindy)

House Bill No. 65. A Bill for an Act to Repeal Chapter 184, Session Laws 1931 and to Enact that Guests Riding in Motor Vehicles Within the State Shall Not be Deprived of the Rights of Recovery When the Driver is Known to have been ordinarily Negligent; and Declares an Emergency.

Introduction, first and second reading, 218.
 Reference, 218.
 Indefinitely postponed, 272.

House Bill No. 66—(Anderson, Logan)

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating

to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Introduction, first and second reading, 218.
 Reference, 219.
 Reported back, 520.
 Amended, 520, 573, 598.
 Third reading, 598, 1378.
 Passed, 599, 1379.
 Forwarded, 635.
 Returned, 1374.
 Other action, 598, 599, 1378.
 Signed by Speaker, 1397.

House Bill No. 67—(Jodock, Lund, Lillehaugen and Swenseid)

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Introduction, first and second reading, 219.
 Reference, 219.
 Reported back, 417.
 Third reading, 456.
 Passed, 457.
 Forwarded, 485.
 Returned, 1486.
 Indefinitely postponed, 1486.
 Other action, 419, 457.

House Bill No. 68—(Cities and Municipal Corporations)

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Introduction, first and second reading, 219.
 Reference, 219.
 Reported back, 419.
 Third reading, 457.
 Passed, 458.
 Forwarded, 485.
 Returned, 1567.
 Indefinitely postponed, 1567.
 Other action, 458.

House Bill No. 69—(Cities and Municipal Corporations)

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by

Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Introduction, first and second reading, 219.
 Reference, 219.
 Reported back, 419, 729.
 Amended, 729, 805.
 Third reading, 459, 979.
 Passed, 980.
 Forwarded, 1034.
 Returned, 1486.
 Other action, 459, 697, 980.
 Signed by Speaker, 1535.

House Bill No. 70—(Cities and Municipal Corporations)

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Introduction, first and second reading, 219.
 Reference, 220.
 Reported back, 420.
 Amended, 420, 466, 491.
 Third reading, 491, 1571.
 Passed, 492, 1572.
 Forwarded, 509.
 Returned, 1500.
 Other action, 492, 1500, 1572.
 Signed by Speaker, 1668.

House Bill No. 71—(Godwin)

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148, Session Laws of the State of North Dakota for 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner. Providing for the Conservation of Water and Construction of Dams Within the State.

Introduction, first and second reading, 220.
 Reference, 220.
 Reported back, 313.
 Indefinitely postponed, 313.
 Other action, 313.

House Bill No. 72—(Crockett)

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Introduction, first and second reading, 220.
 Reference, 220.
 Reported back, 325.
 Third reading, 371.
 Passed, 372.
 Forwarded, 388.
 Other action, 325, 326, 372.

House Bill No. 73—(Stoa)

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 228.
 Reference, 228.
 Amended, 310, 340.
 Third reading, 373.
 Passed, 374.
 Forwarded, 388.

House Bill No. 74—(Odegard and Lillehaugen)

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Introduction, first and second reading, 228.
 Reference, 229.
 Reported back, 326, 686.
 Amended, 686, 840.
 Third reading, 903, 1758.
 Passed, 904, 1759.
 Forwarded, 1036.
 Returned, 1752.
 Other action, 370, 905, 1758.
 Signed by Speaker, 1901.

House Bill No. 75—(Gilchrist)

House Bill No. 75. A Bill for an Act Making Invalid Chattel Mortgages Upon Future Acquired Property and Upon Property Not Particularly Described in Such Mortgage.

Introduction, first and second reading, 229.
 Reference, 229.
 Amended, 394.
 Indefinitely postponed, 465.

House Bill No. 76—(Godwin)

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Introduction, first and second reading, 229.
 Reference, 229.
 Amended, 512, 618.
 Third reading, 701.
 Passed, 702.
 Forwarded, 733.
 Other action, 398, 399, 425, 513, 544, 576, 619, 620, 702.

House Bill No. 77—(Godwin)

House Bill No. 77. A Bill for an Act Regulating the Manufacture and Sale of Beer in North Dakota If and When United States Congress Authorizes the Manufacture and Sale of Beer in United States; Providing for Issuing Permits and Licenses for Manufacture and Sale Thereof; for the Appointment of a Beer Commissioner to be Appointed by the Governor and Providing for the Payment and Collection of a Tax Thereon; and Furnishing of Bond; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of this Act; and Providing that Any Person Violating this Act Shall be En-

joined and that Any Building or Premises Made Use of for Purposes in Violation of this Act Shall be Deemed a Nuisance and Abated by Injunction.

Introduction, first and second reading, 229.
Reference, 230.
Indefinitely postponed, 576.
Other action, 396, 397, 425, 513, 544.

House Bill No. 78—(Biewer)

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Introduction, first and second reading, 243.
Reference, 243.
Amended, 326, 379.
Third reading, 400.
Passed, 401.
Forwarded, 425.
Indefinitely postponed, 1952.
Other action, 401.

House Bill No. 79—(Svingen and McManus)

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Introduction, first and second reading, 243.
Reference, 244.
Reported back, 477.
Third reading, 526.
Passed, 527.
Forwarded, 546.
Other action, 455, 527.
Signed by Speaker, 1376.

House Bill No. 80—(State Affairs)

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Introduction, first and second reading, 244.
Reference, 244.
Reported back, 301.
Third reading, 320.
Passed, 321.
Forwarded, 319.
Returned, 1375.
Other action, 321.
Signed by Speaker, 1397.

House Bill No. 81—(Crockett)

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Introduction, first and second reading, 244.
 Reference, 244.
 Reported back, 477.
 Amended, 477, 537.
 Third reading, 565, 1573.
 Passed, 566, 1574.
 Returned, 1568.
 Other action, 455, 566.
 Signed by Speaker, 1668.

House Bill No. 82—(Flannigan)

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Introduction, first and second reading, 244.
 Reference, 244.
 Reported back, 301.
 Third reading, 321, 1379.
 Passed, 322, 1380.
 Forwarded, 319.
 Returned, 1374.
 Other action, 1379.
 Signed by Speaker, 1397.

House Bill No. 83—(Gilbertson)

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Introduction, first and second reading, 275.
 Reference, 275.
 Reported back, 312.
 Third reading, 331.
 Passed, 332.
 Forwarded, 369.
 Returned, 1375.
 Signed by Speaker, 1397.

House Bill No. 84—(Erickson, McLean, Kapfer)

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Introduction, first and second reading, 275.
 Reference, 275.

Reported back, 851.
 Amended, 851, 958.
 Third reading, 1062.
 Passed, 1063.
 Forwarded, 1155.
 Returned, 1644.
 Other action, 455, 1063.
 Signed by Speaker, 1718.

House Bill No. 85—(Anderson, Logan)

House Bill No. 85. A Bill for an Act Amending and Re-enacting in part subdivision (c) of Chapter 279 Session Laws 1931, providing the date on or before in each year the County Treasurer shall make out a list of the unpaid delinquent personal property taxes, and notify by mail each of the delinquent taxpayers appearing upon that list that unless such taxes are paid on or before the tenth day of November such taxes will be placed in the hands of the sheriff for collection.

Introduction, first and second reading, 275.
 Reference, 275.
 Indefinitely postponed, 310.

House Bill No. 86—(Patterson, by request)

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Introduction, first and second reading, 275.
 Reference, 275.
 Reported back, 395.
 Third reading, 428, 1962.
 Passed, 429, 1963.
 Forwarded, 450.
 Indefinitely postponed, 309.
 Other action, 330, 429, 1964.

House Bill No. 87—(Patterson, by request)

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Introduction, first and second reading, 275.
 Reference, 276.
 Reported back, 395.
 Amended, 395, 465.

Third reading, 490.
 Passed, 491.
 Forwarded, 509.
 Indefinitely postponed, 310.
 Other action, 330, 491.

House Bill No. 88—(Godwin, Schauss)

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 2122-a of the 1925 Supplement of the Compiled Laws of North Dakota, 1913, as Amended and Re-enacted as an initiated measure by the vote of the people at the state-wide election had and held within the State of North Dakota, on the 29th day of June, 1932, relating to the basis of assessment of property for the purpose of taxation and the valuation to be placed on property for such purposes. And to repeal all acts and parts of acts in conflict herewith.

Introduction, first and second reading, 276.
 Reference, 276.
 Reported back, 327.
 Indefinitely postponed, 329.

House Bill No. 89—(Twete, by request)

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Introduction, first and second reading, 276.
 Reference, 276.
 Reported back, 311.
 Amended, 311, 340.
 Third reading, 374, 1648.
 Passed, 375, 1649.
 Forwarded, 389.
 Returned, 1644.
 Other action, 1648.
 Signed by Speaker, 1860.

House Bill No. 90—(Nelson, Ward; Sundby, McLean)

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Introduction, first and second reading, 276.
 Reference, 276.
 Reported back, 521.
 Third reading, 561.
 Passed, 562.
 Other action, 455, 562.
 Signed by Speaker, 1376.

House Bill No. 91—(Young, Springer, Nelson of Dickey, Holthusen)

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Introduction, first and second reading, 276.
 Reference, 276.
 Reported back, 592.
 Amended, 592, 616.
 Third reading, 697.
 Passed, 698.
 Forwarded, 732.
 Returned, 1569.
 Other action, 455, 698.
 Signed by Speaker, 1667.

House Bill No. 92—(Scholl)

House Bill No. 92. A Bill for an Act relating to the Inspection of Public Prisons and Requiring public officials to make necessary repairs.

Introduction, first and second reading, 277.
 Reference, 277.
 Reported back, 478.
 Amended, 478, 538, 567.
 Third reading, 566.
 Indefinitely postponed, 568.
 Other action, 396, 568.

House Bill No. 93—(Peterson, Mountrail)

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Introduction, first and second reading, 277.
 Reference, 277.
 Reported back, 731.
 Amended, 731, 806, 980.
 Third reading, 980, 1038, 1798, 1829.
 Passed, 1039, 1779, 1830.
 Forwarded, 1154.
 Returned, 1644.
 Other action, 808, 809, 980, 1039, 1651, 1798, 1829, 1830.
 Signed by Speaker, 1904.

House Bill No. 94—(Anderson of Logan)

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose

Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Introduction, first and second reading, 288.
 Reference, 288.
 Reported back, 311.
 Amended, 311, 341.
 Third reading, 375, 1795.
 Passed, 376, 1796.
 Forwarded, 389.
 Other action, 1795.
 Signed by Speaker, 2078.

House Bill No. 95—(Lund)

House Bill No. 95. A Bill for an Act to Amend and Re-enact Section 1990m of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to District and Township Overseers of Highways, and Election or Appointment, Defining Their Duties, Providing for Their Compensation, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 288.
 Reference, 288.
 Reported back, 396.
 Third reading, 430.
 Other action, 431.
 Lost, 431.

House Bill No. 96—(Svingen, Aljets)

House Bill No. 96. A Bill for an Act to Amend and Re-enact Section 3257 of the Compiled Laws of North Dakota for 1913, Relating to the Number and Election of County Officers.

Introduction, first and second reading, 288.
 Reference, 288.
 Withdrawn.

House Bill No. 97—(Svingen, Aljets)

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Introduction, first and second reading, 288.
 Reference, 288.
 Reported back, 329.
 Amended, 329, 380.
 Third reading, 401.
 Passed, 402.
 Forwarded, 425.

House Bill No. 98—(Carlson)

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913

Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Introduction, first and second reading, 288.
Reference, 288.
Reported back, 365.
Amended, 365, 407.
Third reading, 433.
Passed, 434.
Forwarded, 451, 1578.
Returned, 1569, 1947.
Indefinitely postponed, 1949.
Other action, 1571.

House Bill No. 99—(Carlson)

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Introduction, first and second reading, 289.
Reference, 289.
Reported back, 329.
Amended, 329, 380.
Third reading, 403.
Passed, 403.
Forwarded, 425.
Returned, 1751.
Signed by Speaker, 1860.

House Bill No. 100—(Jones)

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Introduction, first and second reading, 289.
Reference, 289.
Reported back, 686.
Third reading, 725.
Passed, 726.
Forwarded, 781.
Returned, 1568.
Indefinitely postponed, 1568.
Other action, 455, 725.

House Bill No. 101—(Wright)

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp.

Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten Years, and Declaring an Emergency.

Introduction, first and second reading, 289.
 Reference, 289.
 Reported back, 420, 631.
 Amended, 631, 679, 724.
 Third reading, 724.
 Passed, 725.
 Forwarded, 781.
 Returned, 1375.
 Indefinitely postponed, 420.
 Other action, 451, 452, 725.
 Signed by Speaker, 1397.

House Bill No. 102—(Flannigan, by request)

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Introduction, first and second reading, 302.
 Reference, 302.
 Reported back, 330.
 Third reading, 372.
 Passed, 373.
 Forwarded, 389.
 Returned, 1748.
 Other action, 442, 1768, 1769, 1881, 1883, 1959.
 Signed by Speaker, 2029.

House Bill No. 103—(Flannigan, by request)

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter. Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Introduction, first and second reading, 302.
 Reference, 302.
 Reported back, 687.
 Third reading, 754.
 Passed, 755.
 Forwarded, 782.
 Returned, 158.
 Indefinitely postponed, 1568.
 Other action, 552, 756.
 Signed by Speaker, 1668.

House Bill No. 104—(Olson, Bowman; Fedje, Jodock, Hanson, Benson; Solberg)

House Bill No. 104. A Bill for an Act Designating the Qualifications of Banks in Which Public Money Shall Be

Deposited, Providing for the Disclosure by Such Banks as to the Ownership of Their Stock, Providing a Penalty for the Violation of the Provisions of this Act, Repealing all Acts or Parts of Acts in Conflict Therewith and Providing an Emergency Therefor, and a Penalty for the Violation Thereof.

Introduction, first and second reading, 302.
Reference, 302.
Withdrawn.

House Bill No. 105—(Svingen)

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Introduction, first and second reading, 302.
Reference, 302.
Third reading, 459.
Passed, 460.
Forwarded, 485, 1579.
Returned, 1568.
Other action, 460, 1571.
Signed by Speaker, 1901.

House Bill No. 106—(Falconer)

House Bill No. 106. A Bill for an Act to Amend Chapter 188 of the Session Laws of 1929. Entitled an Act to Amend and Re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to Garnishment of Wages.

Introduction, first and second reading, 302.
Reference, 302.
Reported back, 687.
Indefinitely postponed, 472, 687.
Other action, 687.

House Bill No. 107—(Crockett, Svingen, Hill; Sundby, McLean)

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Introduction, first and second reading, 302.
Reference, 303.
Reported back, 421, 593.
Amended, 421, 593, 617.
Third reading, 698.
Passed, 699.
Forwarded, 732.
Returned, 1569.
Other action, 467, 699.
Signed by Speaker, 1668.

House Bill No. 108—(Morgan)

House Bill No. 108. A Bill for an Act Providing for the Transferring of Real Estate Acquired by Counties Under Tax Title to the Original Owner of His Assignee.

Introduction, first and second reading, 303.
Reference, 303.
Reported back, 365.
Indefinitely postponed, 365.

House Bill No. 109—(Enders, Sundby, McLean)

House Bill No. 109. A Bill for an Act Providing for the Licensing for any Person Operating a Motor Vehicle Upon any Public Highway of this State, Until He Shall Have Obtained from the County Judge of the County in Which He Resides, a License for Such Purpose; Prescribing the Necessary Qualifications of any Person Applying to the County Judge for Such License, the Amount of Fee to be Paid by the Person Receiving the Same; Also Providing an Adequate Penalty to be Laid Upon Any Person Operating a Motor Vehicle Upon any of the Public Highways in this State Without Having First Obtained Such Driver's License; Further Providing that the License Fees Paid Under the Provisions of this Act Shall be Paid to the Treasurer of the State, and Constituted "Benefit Fund" for Disabled, Dependent Aged Persons and Prescribing the Manner in Which said Fund Shall be Disbursed, and Further Penalties Against Any Person Who Violates the Provisions of this Act.

Introduction, first and second reading, 303.
Reference, 303.
Other action, 451.
Withdrawn.

House Bill No. 110—(Sundby, McLean)

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Introduction, first and second reading, 303.
Reference, 303.
Reported back, 549, 944.
Amended, 549, 944.
Third reading, 1150.
Passed, 1151.
Forwarded, 1259.
Returned, 1644.
Other action, 606, 608.
Signed by Speaker, 1718.

House Bill No. 111—(Sundby, McLean)

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 9, Chapter 1, Session Laws 1925 (Supp.

Compiled Laws 1913, Section 3099a9) Providing that Fees of Abstractors Shall be Allowed to be Reasonable and in No Case Shall Exceed the Prescribed Schedule; and prescribing the Fees to be Charged by Abstractors for Certain Specified Items of Service.

Introduction, first and second reading, 303.
Reference, 304.
Reported back, 366.
Indefinitely postponed, 366.
Other action, 367.

House Bill No. 112—(Owings)

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Introduction, first and second reading, 304.
Reference, 304.
Reported back, 813.
Amended, 813, 954.
Third reading, 1050.
Passed, 1051.
Forwarded, 1154.
Returned, 1487.
Signed by Speaker, 1535.

House Bill No. 113—(Flannigan)

House Bill No. 113. A Bill for an Act Amending Chapter 2 (Being Sections 22 to 25 Inclusive) of the Political Code, Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 304.
Reference, 304.
Reported back, 1001.
Indefinitely postponed, 1001.
Other action, 553.

House Bill No. 114—(Fedje)

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Introduction, first and second reading, 304.
Reference, 304.
Reported back, 422.
Third reading, 460, 1959.
Passed, 461, 1959.
Forwarded, 485.
Other action, 461, 1958.
Signed by Speaker, 2031.

House Bill No. 115—(Symington, Hillman, Rathbun, by request)

House Bill No. 115. A Bill for an Act to appropriate the sum of Forty Thousand (\$40,000.00) Dollars 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 on the Eastern Terminus of State Highway No. 29, in Pembina County, North Dakota, at or Near Drayton, Pembina County, North Dakota, and State Aid Highway No. 4, a Federal Aid Road, in Kittson County, Minnesota, Under the Provisions of Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Chapter 161 of the Session Laws of 1927, and Re-enacted by Chapter 140, Session Laws of 1929, and Directing the State Highway Commission to Construct Such Bridge and to Perform All Necessary Preliminary Acts.

Introduction, first and second reading, 319.
 Reference, 319.
 Reported back, 851.
 Indefinitely postponed, 851.

House Bill No. 116—(Nelson, Ward; Fitzgerald)

House Bill No. 116. A Bill for an Act to Amend and Re-enact Sections 5607 and 5608, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Conveyance of Homesteads.

Introduction, first and second reading, 319.
 Reference, 320.
 Reported back, 863.
 Amended, 863, 1085.
 Third reading, 1263.
 Indefinitely postponed, 864.
 Other action, 864, 999, 1000, 1014.
 Lost, 1264.

House Bill No. 117—(Schauss, by request)

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Introduction, first and second reading, 320.
 Reference, 320.
 Amended, 446.
 Third reading, 528, 1380.
 Passed, 529, 1381.
 Forwarded, 546.
 Returned, 1374.
 Other action, 529, 1380, 1381.
 Signed by Speaker, 2078.

House Bill No. 118—(Oglesby)

House Bill No. 118. A Bill for an Act to Amend and Re-enact Section 7729 and Section 7733 of the Compiled Laws of North Dakota, 1913, Relating to Exemptions and the Selection and Appraisal Thereof.

Introduction, first and second reading, 342.
Reference, 342.
Reported back, 851.
Indefinitely postponed, 851.

House Bill No. 119—(Oglesby)

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Introduction, first and second reading, 342.
Reference, 342.
Reported back, 735.
Third reading, 790.
Passed, 791.
Forwarded, 831.
Other action, 791.
Signed by Speaker, 1900.

House Bill No. 120—(Rue)

House Bill No. 120. A Bill for an Act to Provide for the Assessment and Taxation of Lands Owned by the Bank of North Dakota.

Introduction, first and second reading, 342.
Reference, 342.
Reported back, 422.
Indefinitely postponed, 422.

House Bill No. 121—(Peterson, Aljets, Broschat, Thompson and Smith)

House Bill No. 121. A Bill for an Act to Repeal Section 2263 of the 1925 Supplement to Compiled Laws of 1913 Relating to County Agent Work, and to Provide for Agricultural Development through Farm and Home Councils and County Agents; to Provide the Method of Appointing Such Agents and Councils, and to Prescribe Their Powers and Duties; to Provide for the Levy of a Tax Therefor; and to Provide a Method of Discontinuing Such Work.

Introduction, first and second reading, 343.
Reference, 343.
Reported back, 523.
Indefinitely postponed, 523.

House Bill No. 122—(Mostad, Hagan, Hill, Lavik)

House Bill No. 122. A Bill for an Act to Increase the Value of Farm Products to Twice Their Present Market Value, to Transform Potential Wealth Now Held Back on the Farms in the Form of Wheat, Cattle, Sheep, etc., Because of the Extremely Low Prices, into United States Currency; to Inflate Our Currency by the Issuance of North Dakota Money Commonly Known as "Scrip," to Bring About the Payment of Taxes; to Rehabilitate the Currency in the State of North Dakota and for Other Purposes. This Bill Shall be Known as the "North Dakota Self-Liquidating Farm and Industrial Recovery Bill."

Introduction, first and second reading, 343.
 Reference, 343.
 Reported back, 971.
 Indefinitely postponed, 971.

House Bill No. 123—(Swett)

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws nado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Introduction, first and second reading, 343.
 Reference, 343.
 Reported back, 694.
 Amended, 694, 898.
 Third reading, 898.
 Passed, 899.
 Forwarded, 1034.
 Returned, 1750.
 Other action, 636, 898.
 Signed by Speaker, 1860.

House Bill No. 124—(Ettestad, Niewoehner)

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Introduction, first and second reading, 343.
 Reference, 343.
 Reported back, 514, 631.
 Amended, 631, 853.
 Third reading, 553, 1129.
 Passed, 1130.
 Forwarded, 1257.
 Returned, 1487.
 Other action, 553, 680, 1130.
 Signed by Speaker, 1535.

House Bill No. 125—(Swett)

House Bill No. 125. A Bill for an Act Relating to Cemeteries and to Authorize the Creation of a Permanent Fund for the Care and Improvement Thereof in Certain Cases; Providing the County Treasury as a Depository Therefor and for the Loaning Thereof and Payment of the Interest Thereon to be Used in the Care and Beautifying of Such Cemeteries and Prescribing the Duties of County Treasurers, County Auditors, and Boards of Auditors in the Premises.

Introduction, first and second reading, 343.
Reference, 344.
Reported back, 478.
Amended, 803.
Indefinitely postponed, 478.

House Bill No. 126—(Game and Fish)

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Introduction, first and second reading, 344.
Reference, 344.
Reported back, 514.
Third reading, 553.
Passed, 554.
Forwarded, 635.
Returned, 1568.
Indefinitely postponed, 1568.

House Bill No. 127—(Game and Fish)

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Introduction, first and second reading, 344.
Reference, 344.
Reported back, 514.
Third reading, 554.
Passed, 555.
Returned, 1569.
Signed by Speaker, 1668.

House Bill No. 128—(Game and Fish)

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Introduction, first and second reading, 344.
Reference, 344.
Reported back, 514.
Third reading, 555.

Passed, 556.
Returned, 1570.
Signed by Speaker, 1667.

House Bill No. 129—(Game and Fish)

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Introduction, first and second reading, 344.
Reference, 344.
Reported back, 515.
Third reading, 556, 1576.
Passed, 557, 1576.
Returned, 1569.
Other action, 557, 1575.
Signed by Speaker, 1902.

House Bill No. 130—(Game and Fish)

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Introduction, first and second reading, 344.
Reference, 344.
Reported back, 515.
Third reading, 557.
Passed, 558.
Forwarded, 635.
Returned, 1751.
Other action, 558.
Signed by Speaker, 1858.

House Bill No. 131—(Game and Fish)

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Introduction, first and second reading, 344.
Reference, 345.
Reported back, 549.
Amended, 549, 607.
Third reading, 640.
Passed, 641.
Forwarded, 683.
Returned, 1751.
Signed by Speaker, 1853.

House Bill No. 132—(Game and Fish)

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 515.
Amended, 559.
Third reading, 559.
Passed, 560.
Returned, 1751.
Signed by Speaker, 1858.

House Bill No. 133—(Game and Fish)

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 516.
Amended, 516, 572.
Third reading, 596.
Passed, 597.
Forwarded, 635.
Returned, 1751.
Signed by Speaker, 1858.

House Bill No. 134—(Game and Fish)

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 516.
Amended, 516, 572.
Third reading, 597.
Passed, 598.
Forwarded, 635.
Returned, 1753.
Other action, 1756.
Signed by Speaker, 2078.

House Bill No. 135—(Game and Fish)

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 523.
Third reading, 563.
Passed, 564.
Returned, 1748.
Indefinitely postponed, 1748.
Other action, 564.

House Bill No. 136—(Game and Fish)

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 523.
Third reading, 564.
Passed, 565.
Returned, 1751.
Signed by Speaker, 1858.

House Bill No. 137—(Game and Fish)

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Introduction, first and second reading, 345.
Reference, 345.
Reported back, 549.
Amended, 549, 607, 641.
Third reading, 641.
Passed, 642.
Forwarded, 683.
Returned, 1748.
Indefinitely postponed, 1748.
Other action, 641.

House Bill No. 138—(Muus and Patterson)

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Introduction, first and second reading, 345.
Reference, 346.
Reported back, 736.
Amended, 736, 806.
Third reading, 983, 1574.
Passed, 983, 1575.
Forwarded, 1034.
Returned, 1569.
Other action, 540, 1574.
Signed by Speaker, 1668.

House Bill No. 139—(Carlson)

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Introduction, first and second reading, 346.
Reference, 346.
Amended, 446, 498.
Third reading, 530.
Passed, 531.
Forwarded, 547.
Signed by Speaker, 1902.

House Bill No. 140—(Carlson)

House Bill No. 140. A Bill for an Act Providing that No Person or Corporation Shall Open or Maintain a Branch or Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Shall Be Obtained; Providing a Schedule of Annual License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of this Act.

Introduction, first and second reading, 380.
Reference, 381.
Reported back, 852.
Indefinitely postponed, 852.

House Bill No. 141—(Committee on State Affairs)

House Bill No. 141. A Bill for an Act to Amend and Re-enact Sections 3257 and 3258 of the Compiled Laws of North Dakota for 1913, Relating to the Number, Election and Appointment of County Officers.

Introduction, first and second reading, 381.
Reference, 381.
Amended, 623, 677.
Third reading, 720, 800.
Passed, 801.
Other action, 761, 801.
Lost, 721.

House Bill No. 142—(McInnes, by request)

House Bill No. 142. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 89 of the Session Laws of North Dakota for the Year 1927, Relating to the Licensing of Non-resident Auctioneers.

Introduction, first and second reading, 381.
 Reference, 381.
 Reported back, 478.
 Indefinitely postponed, 478.

House Bill No. 143—(Lofthus and Larson of Nelson)

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 of the Laws of North Dakota for 1929, as Amended by Chapter 189 of the Session Laws of North Dakota for the Year 1931. Providing for the Purchase of Motor Vehicle Fuel, Exempt Under the Law, Without Paying an Initial Tax Therefor, and Providing the Method by Which the Same May Be Done. Repealing All Acts and Parts of Acts in Conflict Herewith. Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

Introduction, first and second reading, 381.
 Reference, 381.
 Reported back, 941.
 Indefinitely postponed, 941.
 Other action, 697.

House Bill No. 144—(Swendseid, Muus)

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Introduction, first and second reading, 381.
 Reference, 381.
 Reported back, 688.
 Third reading, 756.
 Passed, 757.
 Forwarded, 782.
 Returned, 1750.
 Other action, 636, 757.
 Signed by Speaker, 2078.

House Bill No. 145—(Homnes)

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 2079b1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Issuance of Certificates of Indebtedness by Counties, Cities, Villages, Townships, School Districts, Park Districts and Irrigation Districts.

Introduction, first and second reading, 381.
 Reference, 382.
 Reported back, 479, 767.
 Indefinitely postponed, 767.
 Other action, 479.

House Bill No. 146—(Hill)

House Bill No. 146. A Bill for an Act to Amend and

Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Introduction, first and second reading, 382.
 Reference, 382.
 Reported back, 970.
 Amended, 446, 498.
 Third reading, 531.
 Passed, 532.
 Forwarded, 547.
 Returned, 1570.
 Other action, 532.
 Signed by Speaker, 1668.

House Bill No. 147—(Hill)

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Introduction, first and second reading, 382.
 Reference, 382.
 Reported back, 626.
 Third reading, 705.
 Passed, 706.
 Forwarded, 733.
 Returned, 1570.
 Other action, 706.
 Signed by Speaker, 1667.

House Bill No. 148—(Peterson of Mountrail)

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Introduction, first and second reading, 282.
 Reference, 282.
 Reported back, 524.
 Amended, 524, 607.
 Third reading, 637, 1847.
 Passed, 638, 1848.
 Forwarded, 683.
 Other action, 638, 1847.
 Signed by Speaker, 2026.

House Bill No. 149—(Homnes)

House Bill No. 149. A Bill for an Act to Amend and Re-enact Section 2157 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 228 of the Session Laws of North Dakota for 1929, Relating to Tax Receipts and the Contents Thereof, and Requiring that the Same Be Issued in Triplicate.

Introduction, first and second reading, 382.
 Reference, 382.

Reported back, 517.
Indefinitely postponed, 517.

House Bill No. 150—(Homnes)

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Introduction, first and second reading, 382.
Reference, 382.
Reported back, 448.
Third reading, 489.
Passed, 490.
Forwarded, 509.
Returned, 1748.
Indefinitely postponed, 1748.
Other action, 490.
Signed by Speaker, 1905.

House Bill No. 151—(McManus)

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Introduction, first and second reading, 382.
Reference, 383.
Reported back, 517.
Third reading, 639.
Passed, 640.
Forwarded, 683.
Returned, 1644.
Other action, 552, 594, 640.
Signed by Speaker, 1719.

House Bill No. 152—(McManus)

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Introduction, first and second reading, 383.
Reference, 383.
Reported back, 695.
Third reading, 749.
Passed, 750.

Forwarded, 782.
Returned, 1487.
Other action, 749, 750, 751.
Signed by Speaker, 1535.

House Bill No. 153—(Godwin)

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Introduction, first and second reading, 383.
Reference, 383.
Reported back, 447.
Amended, 487.
Third reading, 487.
Passed, 488.
Forwarded, 509.
Returned, 1945.
Indefinitely postponed, 1941.
Other action, 488.

House Bill No. 154—(Sandlie)

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Introduction, first and second reading, 383.
Reference, 383.
Reported back, 448.
Amended, 448, 499.
Third reading, 532, 1491.
Passed, 533, 1492.
Forwarded, 547.
Returned, 1485.
Other action, 533, 1491.
Signed by Speaker, 1536.

House Bill No. 155—(Swendseid)

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Introduction, first and second reading, 383.
Reference, 383.
Reported back, 626.
Third reading, 707.
Passed, 708.
Forwarded, 733.
Returned, 1485.
Indefinitely postponed, 1485.

House Bill No. 156—(Cunningham)

House Bill No. 156. A Bill for an Act Creating a Board of Estimate and Taxation in Cities Having a Population of Five Thousand Inhabitants or More, and Prescribing the Duties of Such Commission.

Introduction, first and second reading, 383.
Reference, 383.
Reported back, 550.
Indefinitely postponed, 550.

House Bill No. 157—(Svingen, Crockett)

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Introduction, first and second reading, 384.
Reference, 384.
Reported back, 852.
Third reading, 1008.
Passed, 1009.
Forwarded, 1153.
Returned, 1568.
Other action, 853, 1009.

House Bill No. 158—(C. T. Olson, by request)

House Bill No. 158. A Bill for an Act Relating to the Manner of Paying Salaries and Wages of Public Officials and Public Employees; Prescribing the Duties and Powers of the Board of County Commissioners and Other Governing Boards of Political Subdivisions; Prescribing the Duties of the Treasurers of Political Subdivisions and Their Liability, and Repealing All Acts or Parts of Acts in Conflict Therewith.

Introduction, first and second reading, 409.
Reference, 409.
Reported back, 768.
Indefinitely postponed, 768.
Other action, 636, 718.

House Bill No. 159—(Mostad, Sandlie)

House Bill No. 159. A Bill for an Act Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining and Classifying Transportation by Motor Propelled Vehicles Affected Hereby; Providing Safety and Sanitary Regulations for the Operation of Motor Propelled Vehicles Used for the Purpose of Transporting Persons and Property for Compensation Over Any Public Highway; Providing for the Supervision and Regulation Thereof by the Board of Railroad

Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for Penalties for the Violation Thereof.

Introduction, first and second reading, 409.
Reference, 409.
Reported back, 935.
Indefinitely postponed, 935.
Other action, 697.

House Bill No. 160—(Mostad and Sandlie)

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Introduction, first and second reading, 409.
Reference, 410.
Reported back, 928.
Amended, 928, 1025.
Third reading, 1140.
Passed, 1141.
Forwarded, 1258.
Returned, 1644.
Other action, 697.
Signed by Speaker, 1719.

House Bill No. 161—(Mostad and Sandlie)

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Introduction, first and second reading, 410.
Reference, 410.
Reported back, 927.
Amended, 927, 1024.
Third reading, 1140.
Passed, 1141.
Forwarded, 1258.
Returned, 1752.
Other action, 697.
Signed by Speaker, 1858.

House Bill No. 162—(Aljets)

House Bill No. 162. A Bill for an Act to Secure the Attendance of Witnesses from Without the State in Criminal Cases.

Introduction, first and second reading, 410.
Reference, 410.
Reported back, 860.
Third reading, 1138.
Passed, 1139.
Indefinitely postponed, 860.

House Bill No. 163—(Aljets)

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Introduction, first and second reading, 410.
Reference, 410.
Reported back, 626.
Third reading, 708.
Passed, 709.
Forwarded, 733.
Signed by Speaker, 1376.

House Bill No. 164—(Aljets)

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 6002B, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Keeping of Repairs Within the State for Certain Machinery and Personal Property.

Introduction, first and second reading, 410.
Reference, 410.
Reported back, 931.
Indefinitely postponed, 931.
Other action, 697.

House Bill No. 165—(Niewoehner, Olson of Adams)

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 2618 of the Supplement to the Compiled Laws of 1911 as Amended by Chapter 4, Session Laws for North Dakota for the Year 1931.

Introduction, first and second reading, 410.
Reference, 410.
Reported back, 688.
Indefinitely postponed, 688.

House Bill No. 166—(Sandlie, Fitch, Schauss)

House Bill No. 166. A Bill for an Act to Provide for the Regulation and Licensing of Horse Racing in the State of North Dakota; to Legalize and Permit the Pari-mutuel or Certificate Method of Wagering on the Results of Horse Races at Licensed Racing Meetings in said State, for the Purpose of Assisting in Raising Funds for the Promotion of the Agricultural, Live Stock and Fair Exposition Conducted by the State and Counties of North Dakota, and Authorizing Such Fairs and Exposition to Permit the Wagering Upon the Results of Horse Races Through the Pari-mutuel or Certificate Method; and to Render Inapplicable Certain Acts in Conflict Herewith, and to Provide Penalties for the Violation Hereof.

Introduction, first and second reading, 410.
Reference, 411.

Reported back, 624.
 Amended, 624.
 Indefinitely postponed, 678.
 Other action, 526.

House Bill No. 167—(Place, Noben and Olson)

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Introduction, first and second reading, 411.
 Reference, 411.
 Third reading, 560, 599, 1855.
 Passed, 600, 1856.
 Forwarded, 635.
 Other action, 594, 601, 1855, 1856.
 Signed by Speaker, 2028.
 Lost, 561.

House Bill No. 168—(Swett, Twichell, Flannigan, Homnes)

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Introduction, first and second reading, 411.
 Reference, 411.
 Reported back, 550.
 Third reading, 595.
 Passed, 596.
 Forwarded, 635.
 Returned, 1482.
 Signed by Speaker, 1535.

House Bill No. 169—(Bettenhausen, Fitch)

House Bill No. 169. A Bill for an Act to Prohibit the Sale of "Spring" Scales and Weights and Weighing Devices Operated Upon the Spring Principle and Providing Penalties for the Violation of this Act.

Introduction, first and second reading, 411.
 Reference, 411.
 Reported back, 627.
 Indefinitely postponed, 627.

House Bill No. 170—(Hanson of Stark)

House Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 182 of the Session Laws of the Year 1923, as Amended by Chapters 255 and 256 of the Session Laws for the Year 1927, and Further Amended by Chapters 273 and 274 of the Session Laws for the Year 1931, Providing for the Abolishment of the State Securities Commission, and Transferring the Operation of the Law to the State Banking Board, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 411.
Reference, 412.
Withdrawn, 526.

House Bill No. 171—(Peterson of Mountrail)

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Introduction, first and second reading, 412.
Reference, 412.
Reported back, 861.
Amended, 861, 961, 1068.
Third reading, 1068.
Passed, 1069.
Forwarded, 1156.
Returned, 1645.
Indefinitely postponed, 1645.
Other action, 1068.

House Bill No. 172—(Fuglestad)

House Bill No. 172. A Bill for an Act to tax Turkey Hens in excess of twenty, if owned by one person, firm or corporation.

Introduction, first and second reading, 426.
Reference, 426.
Reported back, 593.
Indefinitely postponed, 593.

House Bill No. 173—(Fitzgerald)

House Bill No. 173. A Bill for an Act providing that notice to vacate lands occupied or in rightful possession by renters for agricultural purposes shall be given on or before July 1st of the preceding season.

Introduction, first and second reading, 426.
Reference, 426.
Reported back, 861.
Indefinitely postponed, 861.
Other action, 862.

House Bill No. 174—(Falconer)

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Introduction, first and second reading, 426.
Reference, 426.
Reported back, 737.
Amended, 737, 807.
Third reading, 899.
Passed, 900.
Forwarded, 1034.
Returned, 1643.
Signed by Speaker, 1857.

House Bill No. 175—(Ettestad)

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Introduction, first and second reading, 426.
Reference, 426.
Reported back, 737.
Amended, 737, 808, 984.
Third reading, 984.
Passed, 985.
Forwarded, 1035.
Returned, 1486.
Indefinitely postponed, 1486.
Other action, 984, 985.

House Bill No. 176—(Godwin)

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Introduction, first and second reading, 466.
Reference, 466.

Reported back, 551, 924.
 Amended, 551, 1132.
 Third reading, 1132.
 Passed, 1133.
 Forwarded, 1257.
 Returned, 1570.
 Other action, 608, 924, 1132, 1134.
 Signed by Speaker, 1667.

House Bill No. 177—(Olson of Bowman)

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Introduction, first and second reading, 466.
 Reference, 467.
 Reported back, 768.
 Third reading, 891, 1018.
 Passed, 1019.
 Forwarded, 1153.
 Other action, 891, 892, 1019.
 Signed by Speaker, 1667.

House Bill No. 178—(Swett, Gilbertson, Flannigan)

House Bill No. 178. A Bill for an Act Authorizing the State Highway Commission to Compromise and Settle the Claims of Norman Cullen, Jake Hockhalter, Hanson Brothers, Axil Peterson, Emil Brost, Howard Sam, Siver Olson, John Kopp, Alvin Judine, and Frank Simmons. Whereas, on or about September 8, 1932, the State Highway Department and its employees, by cutting and piling refuse along the highways near Crystal Springs, Kidder County, North Dakota, negligently allowed and permitted a condition to exist to which fire was communicated and which spread upon the prairie grass and surrounding territory and caused loss and damages to farmers residing and owning personal property in that vicinity to the following named persons estimated in amount as follows, to-wit: Norman Cullen, \$720.00; Jake Hockhalter, \$200.00; Hanson Brothers, \$75.00; Axil Peterson, \$133.00; Emil Brost, \$43.50; Howard Sam, \$72.00; Siver Olson, \$33.00; John Kopp, \$83.75; Alvin Judine, \$252.50; and Frank Simmons, \$366.50.

Introduction, first and second reading, 467.
 Reference, 467.
 Reported back, 774, 932.
 Indefinitely postponed, 774, 933.
 Other action, 774, 933, 1018.

House Bill No. 179—(Larson of Nelson)

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 6749, Compiled Laws 1913, Providing for the Satisfaction by Mortgagee or One Holding a Lien Upon Property, Real or Personal, when Such Mortgage or Lien has been Satisfied by the Owner of the Property and Record of Such Satisfaction by the Party Holding the Lien.

Introduction, first and second reading, 467.

Reference, 467.

Reported back, 741.

Indefinitely postponed, 741.

House Bill No. 180—(Sprenger)

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Introduction, first and second reading, 467.

Reference, 468.

Reported back, 768.

Third reading, 892.

Passed, 893.

Forwarded, 954.

Returned, 1570.

Other action, 894.

Signed by Speaker, 1667.

House Bill No. 181—(Hill)

House Bill No. 181. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

Introduction, first and second reading, 468.

Reference, 468.

Reported back, 551.

Indefinitely postponed, 551.

Other action, 551.

House Bill No. 182—(Solberg)

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Introduction, first and second reading, 468.

Reference, 468.

Reported back, 945.

Amended, 1083.

Third reading, 1264.
 Passed, 1265.
 Forwarded, 1276.
 Other action, 946, 1265.
 Signed by Speaker, 1904.

House Bill No. 183—(Brunsdale, Odegard, McInnes)

House Bill No. 183. A Bill for an Act to Appropriate Seven Hundred Twenty-nine Dollars and Sixty-seven Cents (\$729.67) to Traill County for the Purpose of Reimbursing said County for Expense Incurred by Said County in the Prosecution of the Case of State of North Dakota vs. Ed. Vandiver.

Introduction, first and second reading, 468.
 Reference, 468.
 Reported back, 774.
 Indefinitely postponed, 774.

House Bill No. 184—(Twichell, Aljets)

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Introduction, first and second reading, 468.
 Reference, 468.
 Reported back, 593.
 Third reading, 638.
 Passed, 639.
 Forwarded, 683.
 Returned, 1570.
 Signed by Speaker, 1668.

House Bill No. 185—(O. C. Olson)

House Bill No. 185. A Bill for an Act to Amend Section 714a7 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Bonds of Depositories of Public Funds in Banks or Other Institutions Other Than the Bank of North Dakota, Requiring All Such Depository Bonds to be Surety Bonds, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 468.
 Reference, 469.
 Reported back, 695, 973.
 Indefinitely postponed, 973.
 Other action, 749.

House Bill No. 186—(Lemke)

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Introduction, first and second reading, 469.
 Reference, 469.
 Reported back, 775, 931.
 Amended, 775, 842, 931, 1079, 1142.
 Third reading, 1142.
 Passed, 1144.
 Forwarded, 1258.
 Returned, 1567.
 Indefinitely postponed, 1567.
 Other action, 697, 1143.

House Bill No. 187—(Jodock, Fedje, Solberg)

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Introduction, first and second reading, 469.
 Reference, 469.
 Reported back, 769.
 Amended, 840, 995.
 Third reading, 995.
 Passed, 996.
 Forwarded, 1036.
 Returned, 1567.
 Indefinitely postponed, 1567.
 Other action, 995, 996.

House Bill No. 188—(Holthusen)

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Introduction, first and second reading, 469.
 Reference, 469.
 Reported back, 862.
 Third reading, 911.
 Passed, 912.
 Forwarded, 1037.
 Other action, 912.
 Signed by Speaker, 1860.

House Bill No. 189—(Holthusen)

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodi-

cal Religious District which has been Incorporated in the State of North Dakota.

Introduction, first and second reading, 169.
 Reference, 169.
 Reported back, 865.
 Third reading, 912.
 Passed, 913.
 Forwarded, 1037.
 Signed by Speaker, 1860.

House Bill No. 190—(Brunsdale)

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Introduction, first and second reading, 469.
 Reference, 469.
 Reported back, 594.
 Amended, 594, 617.
 Third reading, 699.
 Passed, 700.
 Forwarded, 733.
 Returned, 1568.
 Indefinitely postponed, 1568.
 Other action, 701.

House Bill No. 191—(Godwin)

House Bill No. 191. A Bill for an Act Requiring Public Utilities Companies Doing Business in This State to Specify the Gas Content of Products Sold to Users in This State, Prohibiting the Adulteration Thereof and Providing a Penalty for the Violation of the Provisions of This Act.

Introduction, first and second reading, 469.
 Reference, 469.
 Reported back, 813.
 Indefinitely postponed, 813.
 Other action, 814.

House Bill No. 192—(Godwin)

House Bill No. 192. A Bill for an Act Providing that it shall be Unlawful for Any Person to Interfere With, Open or Re-adjust or Speed Up the Normal Operation of Any Electric, Gas, Water or Steam Heat Meter, or Electric Transformers, for the Purpose of Increasing the Normal Current Above that Intended by the Manufacturer Thereof, Providing that the Voltage Current to any Such Electric Meter Shall not be Increased Above the Maximum Amount Which the Appliance Was Made to Operate Under Without the Consent of the User, Providing that When Any Such Meter Shall be Installed for Use, the Same Shall be

Inspected, Wired and Sealed by an Electrician Duly Appointed by the County Commissioners of the Various Counties in North Dakota, as Herein Provided, and Fixing the Compensation Therefor, Repealing all Acts or Parts of Acts in Conflict Herewith, Providing a Penalty for the Violation Thereof, and Declaring an Emergency.

Introduction, first and second reading, 470.
Reference, 470.
Reported back, 814.
Indefinitely postponed, 814.

House Bill No. 193—(Hagan)

House Bill No. 193. A Bill for an Act Amending and Re-enacting Section 25, Chapter 165, Session Laws, 1923, (Supp. Compiled Laws, 1913, Section 10500a25) Providing for an Agreement or Compromise Made by the Mother of an Illegitimate Child With the Father, and the Terms and Method of Performance of the Same.

Introduction, first and second reading, 475.
Reference, 475.
Reported back, 865.
Indefinitely postponed, 865.

House Bill No. 194—(Scholl)

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Introduction, first and second reading, 475.
Reference, 475.
Reported back, 627.
Third reading, 710.
Passed, 711.
Forwarded, 733.
Returned, 1642.
Other action, 711.
Signed by Speaker, 1857.

House Bill No. 195—(Cunningham, Hanson, of Benson)

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Introduction, first and second reading, 475.
Reference, 475.
Reported back, 948.
Amended, 948, 1084.

Third reading, 1262, 1759.
Passed, 1263, 1760.
Forwarded, 1276.
Returned, 1753.
Other action, 1759, 1760.
Signed by Speaker, 1902.

House Bill No. 196—(Fugelstad, Savre, by request)

House Bill No. 196. A Bill for an Act to Amend and Re-enact Section 375b4 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the Powers and Duties of the State Printing Commission, and the Powers and Duties of the Heads of Certain State Institutions in Regard to the Printing, Stationery, and School Supplies Therefor.

Introduction, first and second reading, 475.
Reference, 476.
Reported back, 814.
Indefinitely postponed, 815.

House Bill No. 197—(Fugelstad, Savre, by request)

House Bill No. 197. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

Introduction, first and second reading, 476.
Reference, 476.
Reported back, 675.
Indefinitely postponed, 675.

House Bill No. 198—(Fugelstad, Savre, by request)

House Bill No. 198. A Bill for an Act to Amend and Re-enact Section 3176 of the Compiled Laws of the State of North Dakota for 1913 Relating to Public Printing.

Introduction, first and second reading, 476.
Reference, 476.
Reported back, 815.
Indefinitely postponed, 815.

House Bill No. 199—(Fugelstad, Savre, by request)

House Bill No. 199. A Bill for an Act Relating to the Publication of the Proceedings of all Governing Boards of Towns and Cities in the State With a Population of One Thousand People or More.

Introduction, first and second reading, 476.
Reference, 476.
Reported back, 627.
Indefinitely postponed, 627.

House Bill No. 200—(Fitch)

House Bill No. 200. A Bill for an Act Authorizing the Board of University and School Lands of the State of

North Dakota to Transfer the Southeast Quarter of Section 36, Township 152 North, of Range 54, West of the Fifth Principal Meridian, From the Common School Land Grant to the University Land Grant and to Transfer from the University Land Grant to the Common School Land Grant a Tract of Land of Equal Value.

Introduction, first and second reading, 502.
 Reference, 502.
 Reported back, 815.
 Indefinitely postponed, 815.
 Other action, 697.

House Bill No. 201—(Fitch)

House Bill No. 201. A Bill for an Act Accepting the Amendment Enacted by Congress to Section Eleven (11) of the Act Approved February 22, 1889 (25 Stat. 676), Relating to the Admission into the Union of the States of North Dakota, South Dakota, Montana and Washington, Approved by the President of the United States May 7, 1932.

Introduction, first and second reading, 502.
 Reference, 503.
 Reported back, 923.
 Indefinitely postponed, 923.
 Other action, 697.

House Bill No. 202—(Fitch)

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Introduction, first and second reading, 503.
 Reference, 503.
 Reported back, 628.
 Amended, 628, 678.
 Third reading, 722.
 Passed, 723.
 Forwarded, 782, 1512.
 Returned, 1486.
 Indefinitely postponed, 1486.
 Other action, 1500.
 Signed by Speaker, 1901.

House Bill No. 203—(Thompson)

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Introduction, first and second reading, 503.
 Reference, 503.

Reported back, 628, 769.
 Amended, 973.
 Third reading, 973.
 Passed, 974.
 Forwarded, 1033.
 Returned, 1753.
 Other action, 675, 974.
 Signed by Speaker, 1858.

House Bill No. 204—(Godwin)

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Introduction, first and second reading, 503.
 Reference, 503.
 Reported back, 706.
 Amended, 706, 804.
 Third reading, 977.
 Passed, 978.
 Forwarded, 1034.
 Returned, 1752.
 Other action, 978.
 Signed by Speaker, 1859.

House Bill No. 205—(C. F. Carlson)

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Introduction, first and second reading, 503.
 Reference, 503.
 Reported back, 628, 742.
 Amended, 628, 678, 742, 838.
 Third reading, 993.
 Passed, 994.
 Forwarded, 1036.
 Returned, 1571.
 Other action, 697.
 Signed by Speaker, 1668.

House Bill No. 206—(Carlson)

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Introduction, first and second reading, 503.
 Reference, 503.
 Reported back, 629.
 Third reading, 711, 1953.
 Passed, 712.
 Forwarded, 734, 1954.
 Other action, 1953.
 Signed by Speaker, 2029.

House Bill No. 207—(Born)

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Introduction, first and second reading, 504.
 Reference, 504.
 Reported back, 865.
 Third reading, 914, 1800.
 Passed, 915, 1801.
 Forwarded, 1038.
 Returned, 1645.
 Other action, 865, 1650, 1800.

House Bill No. 208—(Dittmer, Crockett)

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Introduction, first and second reading, 504.
 Reference, 504.
 Reported back, 629.
 Third reading, 712.
 Passed, 713.
 Forwarded, 734.
 Other action, 714.

House Bill No. 209—(Godwin)

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections

4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Introduction, first and second reading, 504.

Reference, 504.

Reported back, 630, 816.

Amended, 630, 679.

Third reading, 986, 1849.

Passed, 987, 1850.

Forwarded, 1035.

Other action, 680, 816, 1848.

Signed by Speaker, 2029.

House Bill No. 210—(Swett)

House Bill No. 210. A Bill for an Act Relating to Licensing and Regulation of Bill Boards, Display Cards, Signs and Advertising Displays in Public Places and Along the Highways and Other Conspicuous Places Within the State.

Introduction, first and second reading, 504.

Reference, 504.

Reported back, 816.

Indefinitely postponed, 816.

Other action, 816.

House Bill No. 211—(Ettestad)

House Bill No. 211. A Bill for an Act to Provide for the Practice of Medicine by Physicians in Hospitals Exempt from Taxation.

Introduction, first and second reading, 504.

Reference, 505.

Reported back, 689.

Indefinitely postponed, 690.

Other action, 690.

House Bill No. 212—(C. T. Olson)

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Introduction, first and second reading, 540.

Reference, 541.

Reported back, 695.

Third reading, 792.

Passed, 793.

Forwarded, 831.

Returned, 1945.
 Other action, 757.
 Signed by Speaker, 2029.

House Bill No. 213—(Endres and Owings)

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 5192a7, Supplement to the Compiled Laws of North Dakota, for the year 1913, Relating to Deposit of Public Funds.

Introduction, first and second reading, 541.
 Reference, 541.
 Reported back, 973.
 Amended, 973, 1086.
 Third reading, 1261.
 Other action, 1262.
 Lost, 1262.

House Bill No. 214—(Sannes and Erickson, McKenzie)

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Introduction, first and second reading, 541.
 Reference, 541.
 Reported back, 742.
 Third reading, 791, 1382.
 Passed, 792, 1383.
 Forwarded, 831.
 Returned, 1374.
 Other action, 792, 1382.
 Signed by Speaker, 1397.

House Bill No. 215—(State Affairs Committee)

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Introduction, first and second reading, 541.
 Reference, 541.
 Reported back, 743.
 Third reading, 794.
 Passed, 795.
 Forwarded, 832.
 Returned, 1487.
 Signed by Speaker, 1536.

House Bill No. 216—(State Affairs Committee)

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Con-

stitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Introduction, first and second reading, 541.
Reference, 541.
Amended, 623, 678.
Third reading, 721, 1968.
Passed, 722, 1969.
Forwarded, 782.
Other action, 722, 1968, 1969.
Signed by Speaker, 2031.

House Bill No. 217—(Kapfer)

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

Introduction, first and second reading, 541.
Reference, 541.
Reported back, 631.
Indefinitely postponed, 631.

House Bill No. 218—(Young, Strutz, Lemke, Wright)

House Bill No. 218. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to imposing a tax upon dogs; providing for the assessment, levy and collection thereof; providing for the issuance of license tags for all dogs upon which said tax is assessed; providing for the determination and payment of losses from tax collected thereunder to the owners of livestock or poultry damaged by dogs; providing for the killing of dogs in certain cases; providing for hearing and appeal; imposing powers and duties on certain county officers and employees, and providing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

Introduction, first and second reading, 541.
Reference, 542.
Reported back, 770.
Indefinitely postponed, 771.
Other action, 771.

House Bill No. 219—(Homnes)

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Introduction, first and second reading, 542.
Reference, 542.
Reported back, 630, 771.
Amended, 630, 771, 841.

Third reading, 905.
Passed, 906.
Forwarded, 1037.
Returned, 1749.
Other action, 678, 680, 906.

House Bill No. 220—(Twichell, Swett, Swendesid, Homnes)

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Introduction, first and second reading, 542.
Reference, 542.
Reported back, 743.
Third reading, 795.
Passed, 796.
Forwarded, 832.
Returned, 1643.
Signed by Speaker, 1820.

House Bill No. 221—(Olson, Bowman; Hanson, Benson; Fedje, Solberg)

House Bill No. 221. A Bill for an Act Designating the Qualifications of Banks in Which Public Money Shall Be Deposited, Providing for the Disclosure by Such Banks as to the Ownership of Their Stock, Providing a Penalty for the Violation of the Provisions of This Act, and Declaring an Emergency.

Introduction, first and second reading, 542.
Reference, 542.
Reported back, 972.
Indefinitely postponed, 972.

House Bill No. 222—(Carlson)

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Introduction, first and second reading, 542.
Reference, 542.
Reported back, 944.
Amended, 945, 1083.
Third reading, 1266.
Passed, 1267.
Forwarded, 1276.
Returned, 1946.
Indefinitely postponed, 1946.
Other action, 552, 1267.

House Bill No. 223—(Hagan)

House Bill No. 223. A Bill for an Act to Amend Section 1529 of the Compiled Laws of North Dakota for the Year 1913 Prohibiting the Sale and Purchase of Publications Except Those in General Use, of Which Teachers, Principals and County Superintendents Are Authors.

Introduction, first and second reading, 542.
 Reference, 542.
 Indefinitely postponed, 636.
 Other action, 636.

House Bill No. 224—(Sannes, Erickson, McKenzie)

House Bill No. 224. A Bill for an Act to Provide for the Publication and Distribution of Free School Textbooks to Children Enrolled in Schools Up to and Including the Eighth Grade; Reducing Salaries and Expenses of School Officers, and Appropriating Funds Saved by Such Reduction to Cost of Free Textbooks, and Declaring an Emergency.

Introduction, first and second reading, 542.
 Reference, 543.
 Reported back, 675.
 Indefinitely postponed, 675.
 Other action, 710.

House Bill No. 225—(Schauss)

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special

Introduction, first and second reading, 576.
 Reference, 576.
 Reported back, 632.
 Third reading, 714.
 Passed, 715.
 Forwarded, 733.
 Returned, 1487.
 Signed by Speaker, 1536.

House Bill No. 226—(Lynch, by request)

House Bill No. 226. A Bill for an Act to Amend and Re-enact Section 4509 of the Compiled Laws of North Dakota, 1913, in relation to the fees which shall be charged for the filing of articles of incorporation.

Introduction, first and second reading, 576.
 Reference, 576.
 Reported back, 866.
 Indefinitely postponed, 866.

House Bill No. 227—(Lavik, Owings)

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 2290c13 of the Supplement to the 1913 Com-

piled Laws of North Dakota, as Amended by Section 4 of Chapter 182 of the Session Laws of 1929, as Amended by Section 1 of Chapter 102 of the Session Laws of 1931, Relating to the Bonds of North Dakota, Real Estate Series.

Introduction, first and second reading, 577.
Reference, 577.
Reported back, 943.
Third reading, 1045.
Lost, 1046.

House Bill No. 228—(Lavik and Owings)

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Introduction, first and second reading, 577.
Reference, 577.
Reported back, 866.
Third reading, 1015, 1793.
Passed, 1016, 1794.
Forwarded, 1153.
Indefinitely postponed, 866.
Other action, 917, 1016, 1793.

House Bill No. 229—(Place and Noben)

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Introduction, first and second reading, 577.
Reference, 577.
Reported back, 817.
Third reading, 987.
Passed, 988.
Forwarded, 1035.
Returned, 1753.
Signed by Speaker, 1904.

House Bill No. 230—(Isaak, Jensen)

House Bill No. 230. A Bill for an Act to Amend and Re-enact Sections 950a2 and 950a3 of the 1925 Supplement to the Compiled Laws of 1913 for the State of North Dakota Relating to the Formation, Division and Consolidation of Voting Districts.

Introduction, first and second reading, 577.
Reference, 577.
Reported back, 743.
Indefinitely postponed, 743.

House Bill No. 231—(Fitch, Johnson)

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Introduction, first and second reading, 577.
Reference, 577.
Reported back, 744.
Third reading, 796.
Passed, 797.
Forwarded, 832.
Returned, 1642.
Other action, 797.
Signed by Speaker, 1860.

House Bill No. 232—(J. T. Nelson, Schauss, Erickson, McLean)

House Bill No. 232. A Bill for an Act to amend and reenact Section 2078 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 223, Session Laws of 1919 and Chapter 122, Session Laws of 1921 and Chapter 308, Session Laws of 1923, relating to the exemption of certain property from taxation.

Introduction, first and second reading, 577.
Reference, 578.
Reported back, 744.
Indefinitely postponed, 744.

House Bill No. 233—(Dahl)

House Bill No. 233. A Bill for an Act to amend and reenact Paragraph 4 of Section 9069 of the Compiled Laws of North Dakota for the year 1913 relating to evictions of tenants for non-payment of rent for the use of real property in the state.

Introduction, first and second reading, 578.
Reference, 578.
Reported back, 924.
Indefinitely postponed, 924.

House Bill No. 234—(Dahl)

House Bill No. 234. A Bill for an Act to amend and reenact Section 9121, Compiled Laws of North Dakota for the year 1913, relating to execution in forcible detainer within the State of North Dakota.

Introduction, first and second reading, 578.
Reference, 578.
Reported back, 817.
Indefinitely postponed, 817.
Other action, 818.

House Bill No. 235—(Lillehaugen, Lofthus)

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Introduction, first and second reading, 578.
Reference, 578.
Reported back, 775.
Amended, 775, 842.
Third reading, 996, 1492.
Passed, 997, 1493.
Forwarded, 1097.
Returned, 1485.
Other action, 1492.
Signed by Speaker, 1536.

House Bill No. 236—(Patterson)

House Bill No. 236. A Bill for an Act Prohibiting the operation or maintaining of Employment Agencies or Employment Bureaus by private persons for hire, and providing a penalty for so doing.

Introduction, first and second reading, 578.
Reference, 578.
Reported back, 744.
Indefinitely postponed, 744.

House Bill No. 237—(Patterson)

House Bill No. 237. A Bill for an Act limiting the hours of employment of Municipal Employees, fixing the penalty for violation thereof, and repealing all acts and parts of acts in conflict thereof.

Introduction, first and second reading, 578.
Reference, 578.
Reported back, 776.
Amended, 776, 843.
Third reading, 997.
Other action, 1038.
Lost, 998.

House Bill No. 238—(Morgan)

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Introduction, first and second reading, 579.
Reference, 579.
Reported back, 745, 858.
Amended, 858, 960.
Third reading, 1065.
Passed, 1066.
Forwarded, 1156.

House Bill No. 239—(Espeland, Olson of Adams)

House Bill No. 239. A Bill for an Act to repeal Sections 4089a1, 4089a2, and 4089a3, and 4089a4 as amended by Chapter 198 of the Session Laws of 1927, providing that townships and municipalities may contribute to the support of district fair association.

Introduction, first and second reading, 609.

Reference, 609.

Reported back, 696.

Indefinitely postponed, 696.

House Bill No. 240—(Ole Sundby, Endres)

House Bill No. 240. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180 of the Session Laws of 1927, and as amended by Chapter 187 of the Session Laws of 1931, being an Act to require registration cards and fixing the place of carrying same on motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to prescribe the powers and duties of the motor vehicle registration department; to impose penalties for violation of this act and to make uniform the law relating to the subject matter of this act, and establishing an old age pension fund.

Introduction, first and second reading, 609.

Reference, 609.

Reported back, 747.

Indefinitely postponed, 747.

House Bill No. 241—(Larson of Ransom)

House Bill No. 241. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assessments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

Introduction, first and second reading, 609.

Reference, 609.

Reported back, 745.

Indefinitely postponed, 745.

House Bill No. 242—(Sundby, McLean; Endres)

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Introduction, first and second reading, 609.

Reference, 609.

Reported back, 827.
Amended, 827, 956, 1947.
Third reading, 1060.
Passed, 1061.
Forwarded, 1155.
Returned, 1945.
Other action, 1061, 1967.
Signed by Speaker, 2032.

House Bill No. 243—(Wolf)

House Bill No. 243. A Bill for an Act Relating to the solicitation and sale of insurance prohibiting the making of any agreement for any deduction from the premium payable therefor; prohibiting the sale of stock in an insurance company in connection with the sale of insurance therein; providing penalties for the violation of this act; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

Introduction, first and second reading, 609.
Reference, 610.
Reported back, 857.
Indefinitely postponed, 857.
Other action, 857.

House Bill No. 244—(Anfinson)

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 610.
Reference, 610.
Reported back, 746, 839.
Amended, 746.
Third reading, 994, 1767.
Passed, 994, 1768.
Forwarded, 1036.
Other action, 1766.
Signed by Speaker, 1906.

House Bill No. 245—(Peterson, Mountrail)

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Introduction, first and second reading, 610.
Reference, 610.

Reported back, 866.
 Amended, 866, 961.
 Third reading, 1069, 1770.
 Passed, 1070, 1771.
 Forwarded, 1156.
 Returned, 1745.
 Other action, 757, 1769.
 Signed by Speaker, 1902.

House Bill No. 246—(O. C. Olson, Espeland)

House Bill No. 246. A Bill for an Act Requiring Payment of All Personal Property Taxes Due and Delinquent Before Claims of Any Person Owing the Same Against Any Township or School District May be Paid, Fixing Duty of County Treasurers in Connection Therewith, and Providing for Penalty for Violation Hereof.

Introduction, first and second reading, 610.
 Reference, 610.
 Reported back, 746.
 Indefinitely postponed, 746.

House Bill No. 247—(Fitch)

House Bill No. 247. A Bill for an Act Making an Appropriation for the purpose of Reimbursing Reinhart J. Kamplin, Bismarck, North Dakota, for the Loss of his Law Library Used by the Staff of the Attorney General's Office for a Period of Seven Years, and Which was Completely Destroyed in the Burning of the State Capitol Building.

Introduction, first and second reading, 610.
 Reference, 610.
 Reported back, 776.
 Indefinitely postponed, 776.

House Bill No. 248—(Falconer, by request)

House Bill No. 248. A Bill for an Act to Amend and Re-enact Sections 3610, 3612, 3785 and 3801 of the Compiled Laws of North Dakota for 1913, Relating to the Election of City Officers, Repealing All Acts or Parts of Acts in Conflict Therewith, and Providing an Emergency.

Introduction, first and second reading, 610.
 Reference, 611.
 Reported back, 747.
 Indefinitely postponed, 747.
 Other action, 747.

House Bill No. 249—(Anfinson)

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Sal-

aries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 611.
 Reference, 611.
 Reported back, 867.
 Amended, 867, 962.
 Third reading, 1070, 1762.
 Passed, 1072, 1763.
 Forwarded, 1156.
 Returned, 1747.
 Other action, 1762, 1763.
 Signed by Speaker, 1901.

House Bill No. 250—(Holthusen, by request)

House Bill No. 250. A Bill for an Act Providing for Additional Punishment, Wherever by Statute Specifically Stated for Any Felony, Misdemeanor, or Other Violation of Law Not Included in Felony or Misdemeanor.

Introduction, first and second reading, 611.
 Reference, 611.
 Reported back, 875.
 Indefinitely postponed, 875.

House Bill No. 251—(Holthusen, by request)

House Bill No. 251. A Bill for an Act Providing for the Strapping or Whipping of Juvenile Offenders of Any Kind in Addition to the Penalty Now Provided by Law.

Introduction, first and second reading, 611.
 Reference, 611.
 Reported back, 875.
 Indefinitely postponed, 875.

House Bill No. 252—(Holthusen, by request)

House Bill No. 252. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Rape, or Attempted Rape or Indecent Assault on Any Female Under the Age of Fourteen Years, by Any Male.

Introduction, first and second reading, 611.

Reference, 612.

Reported back, 876.

Indefinitely postponed, 876.

Other action, 876.

House Bill No. 253—(Holthusen, by request)

House Bill No. 253. A Bill for an Act Providing for Punishment by Strapping or Whipping in Addition to the Punishment Now Provided for the Crime of Robbery or Attempted Robbery When Firearms Are Used or Displayed by the Person to Be Sentenced.

Introduction, first and second reading, 612.

Reference, 612.

Reported back, 876.

Indefinitely postponed, 876.

House Bill No. 254—(Holthusen, by request)

House Bill No. 254. A Bill for an Act Providing for the Whipping of Any Person Who Assaults or Beats His Wife, Causing Bodily Harm, or Fails to Support His Wife and Children Because of Drunkenness.

Introduction, first and second reading, 612.

Reference, 612.

Reported back, 877.

Indefinitely postponed, 877.

House Bill No. 255—(Place)

House Bill No. 255. A Bill for an Act to Prohibit the Sale of Securities on a Commission Basis, and Permitting the Withdrawal of a Percentage of Funds Invested in Home Building Associations.

Introduction, first and second reading, 612.

Reference, 612.

Reported back, 877.

Indefinitely postponed, 877.

House Bill No. 256—(Lemke, Peterson, Mountrail)

House Bill No. 256. A Bill for an Act Providing That in All Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance, the Insurance Company May Be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

Introduction first and second reading, 612.
 Reference, 612.
 Reported back, 877.
 Amended, 877, 962.
 Third reading, 1134.
 Other action, 1135.
 Lost, 1135.

House Bill No. 257—(Fitzgerald)

House Bill No. 257. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business" and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

Introduction, first and second reading, 612.
 Reference, 613.
 Reported back, 878.
 Indefinitely postponed, 878.
 Other action, 878.

House Bill No. 258—(Crockett, Lemke, Gilchrist)

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Introduction, first and second reading, 613.
 Reference, 613.
 Reported back, 878.
 Amended, 878, 962.
 Third reading, 1072, 1796.
 Passed, 1073, 1797.
 Forwarded, 1156.
 Other action, 1796.

House Bill No. 259—(Peterson, Mountrail; Lemke, Anderson, Sargent)

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Introduction, first and second reading, 613.
 Reference, 613.
 Reported back, 921.

Amended, 921, 1020.
Third reading, 1141.
Passed, 1142.
Forwarded, 1258.
Returned, 1486.
Indefinitely postponed, 1486.
Other action, 1141.

House Bill No. 260—(Oglesby)

House Bill No. 260. A Bill for an Act to Amend and Re-enact Section 3264 of the Compiled Laws of North Dakota for the Year 1913, Providing for Terms of Office of County Commissioners.

Introduction, first and second reading, 613.
Reference, 613.
Reported back, 748.
Indefinitely postponed, 748.

House Bill No. 261—(Patterson)

House Bill No. 261. A Bill for an Act Repealing 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, as Amended by Chapter 170, Session Laws 1929.

Introduction, first and second reading, 613.
Reference, 613.
Reported back, 777.
Indefinitely postponed, 777.

House Bill No. 262—(Swendseid)

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Introduction, first and second reading, 644.
Reference, 644.
Reported back, 748.
Third reading, 797.
Passed, 798.
Forwarded, 832.
Returned, 1643.
Signed by Speaker, 1857.

House Bill No. 263—(Crockett, Lavik)

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Introduction, first and second reading, 644.
Reference, 644.
Reported back, 777.
Amended, 777, 843.
Third reading, 1012.
Forwarded, 1152.
Other action, 1005, 1013.

House Bill No. 264—(Crockett)

House Bill No. 264. A Bill for an Act Making an Appropriation to the Board of Administration for Emergency Use at Any State Institution.

Introduction, first and second reading, 644.
Reference, 645.
Withdrawn, 965.

House Bill No. 265—(Lemke, Svingen, Fedje, Crockett)

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Introduction, first and second reading, 645.
Reference, 645.
Reported back, 1001.
Amended, 1001, 1085, 1947.
Third reading, 1268, 2022.
Passed, 1269, 2023.
Forwarded, 1276.
Returned, 1946.
Other action, 1269, 2022, 2023.
Signed by Speaker, 2078.

House Bill No. 266—(Born)

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Introduction, first and second reading, 645.
Reference, 645.
Reported back, 778.
Amended, 778, 843.
Third reading, 907.
Passed, 908.
Forwarded, 1037.
Signed by Speaker, 1902.

House Bill No. 267—(Crockett)

House Bill No. 267. A Bill for an Act to Provide for the Employment of the Labor of the Prisoners of the State Penitentiary; for the Sale of the Products of Said Labor, and the Use of Receipts From Said Sales.

Introduction, first and second reading, 645.
 Reference, 645.
 Reported back, 778.
 Indefinitely postponed, 778.

House Bill No. 268—(Crockett)

House Bill No. 268. A Bill for an Act to Authorize the State Board of Administration to Permit Officers, Employees, and Faculty Members of State Educational Institutions to Perform Certain Services Outside of Their Regular Duties and to Retain the Fees Paid Them for Such Services.

Introduction, first and second reading, 645.
 Reference, 645.
 Reported back, 777.
 Indefinitely postponed, 777.

House Bill No. 269—(Lemke, Svingen, Fedje and Crockett)

House Bill No. 269. A Bill for an Act Relating to the Payment of Taxes and Providing an Inducement to Pay Delinquent Real Estate and Personal Property Taxes, Including Hail Insurance and Special Assessment Taxes; and Accepting Certain Farm Commodities in Payment for Such Taxes at Approximately Seventy-five Per Cent of the Cost of Production.

Introduction, first and second reading, 645.
 Reference, 645.
 Reported back, 818.
 Third reading, 988, 1273.
 Other action, 989, 1087, 1274.
 Lost, 989, 1274.

House Bill No. 270—(Hill)

House Bill No. 270. A Bill for an Act Authorizing and Regulating the Practice of Obstetrics and Midwifery in the State of North Dakota.

Introduction, first and second reading, 645.
 Reference, 646.
 Reported back, 779.
 Indefinitely postponed, 779.

House Bill No. 271—(Solberg)

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for a Period of Four Years, for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Introduction, first and second reading, 646.
Reference, 646.
Reported back, 818.
Amended, 818.
Third reading, 1051.
Passed, 1052.
Forwarded, 1154.
Signed by Speaker, 1860.

House Bill No. 272—(Fedje)

House Bill No. 272. A Bill for an Act Defining Blackmail and Providing a Penalty Therefor.

Introduction, first and second reading, 646.
Reference, 646.
Reported back, 879.
Indefinitely postponed, 879.
Other action, 879.

House Bill No. 273—(Erickson, McLean, Olson of Bowman)

House Bill No. 273. A Bill for an Act to Fix the Amount of Transportation Fees Payable for Attendance at All Classes of Schools; to Make Such Payment Optional with the Board in Certain School Districts; to Exempt Certain Children from the Operation of the Compulsory Attendance Law in School Districts in Which Transportation is Not Arranged for; and to Fix the Conditions Under Which Vehicular Transportation Shall be Furnished or Discontinued in Consolidated Schools; to Make the Payment of Fees Mandatory in Certain Cases and to Repeal Chapter 244, Laws of 1931.

Introduction, first and second reading, 646.
Reference, 646.
Reported back, 879.
Indefinitely postponed, 879.
Other action, 879.

House Bill No. 274—(Nelson, Ward)

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 646.
Reference, 646.
Reported back, 819.
Third reading, 900.
Passed, 901.
Forwarded, 1035.
Returned, 1455.

House Bill No. 275—(Twete)

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Introduction, first and second reading, 646.
Reference, 647.
Reported back, 779.
Third reading, 975, 1493.
Passed, 976, 1494.
Forwarded, 1034.
Returned, 1485.
Other action, 976, 1493.
Signed by Speaker, 1537.

House Bill No. 276—(Patterson; Anderson, Logan)

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Introduction, first and second reading, 647.
Reference, 647.
Reported back, 828.
Amended, 828, 958.
Third reading, 1061.
Passed, 1062.
Forwarded, 1155.
Returned, 1645.
Indefinitely postponed, 1645.
Other action, 1705.
Signed by Speaker, 2026.

House Bill No. 277—(Flannigan, Lillehaugen; Peterson, Mountrail)

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Introduction, first and second reading, 647.
Reference, 647.
Reported back, 826.
Amended, 826, 956.
Third reading, 1075.
Passed, 1076.
Forwarded, 1155.
Other action, 1053, 1076.
Signed by Speaker, 1859.

House Bill No. 278—(Rue, Fitch)

House Bill No. 278. A Bill for an Act Permitting Theaters, Shows, Moving and Talking Picture Shows or Theatrical Performances to Keep Open or to Run on the Sabbath, Specifying Fees to Be Paid for a Permit to Be Issued by County Auditor, Providing Penalties for Violation Hereof, and Repealing Section 9231 of the Compiled Laws for 1913, and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 647.
Reference, 647.
Reported back, 829.
Third reading, 991.
Other action, 829, 991.
Lost, 992.

House Bill No. 279—(Peterson, Mountrail; Solberg, Nelson, Ward; Olson, Bowman)

House Bill No. 279. A Bill for an Act Providing that State-wide Farm Organizations With a Membership of More Than Fifty Thousand Members, May Call a Strike on the Marketing of Agricultural Products in Certain Cases and That Such Strike Shall be Lawful, Providing that Interference by Force and Violence to Resist Such Strike Shall be Unlawful, Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 647.
Reference, 647.
Reported back, 932.
Amended, 932, 1079.
Third reading, 1144.
Indefinitely postponed, 1145.
Other action, 869, 1145.

House Bill No. 280—(Isaak, by request)

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 3969 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Excluding Farm Lands From the Limits of Cities, Towns, or Villages.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 779.
Indefinitely postponed, 779.

House Bill No. 281—(O. B. Larson, by request)

House Bill No. 281. A Bill for an Act Repealing All of Chapter 246 of the Session Laws of North Dakota for the Year 1931, Relating to the Establishment and Maintenance of Junior College Work in Certain High Schools of this State. Declaring Act an Emergency Measure.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 779.
Third reading, 976.
Other action, 781, 977.
Lost, 977.

House Bill No. 282—(Hanson, Benson; Cunningham)

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 920.
Amended, 1040.
Third reading, 1040.
Passed, 1041.
Forwarded, 1154.
Returned, 1753.
Other action, 1041.
Signed by Speaker, 1859.

House Bill No. 283—(Isaak)

House Bill No. 283. A Bill for an Act to Amend and Re-enact Section 3205 of the Compiled Laws of 1913 Relative to the Division and Consolidation of Counties.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 819.
Third reading, 1017.
Other action, 819.
Lost, 1018.

House Bill No. 284—(Patterson, Lynch)

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 880.
Third reading, 901.
Passed, 902.
Forwarded, 1036.
Signed by Speaker, 1859.

House Bill No. 285—(Hill)

House Bill No. 285. A Bill for an Act Providing for the Registration of Dogs; Providing for the Issuance of Regis-

tration Tags for All Dogs Which Have Been Registered, and the Transfer Thereof, and Defining the Duties of Police Officers With Reference to the Killing of Unregistered Dogs.

Introduction, first and second reading, 648.
Reference, 648.
Reported back, 820.
Indefinitely postponed, 820.
Other action, 820.

House Bill No. 286—(Oglesby)

House Bill No. 286. A Bill for an Act to Prohibit the Withdrawal of Names Signed by any Person or Elector From All Petitions Which the Law Requires to be Filed With the Secretary of State, County or City Auditor After the Filing Thereof and Prescribing Penalties for Violation.

Introduction, first and second reading, 649.
Reference, 649.
Reported back, 821.
Indefinitely postponed, 821.

House Bill No. 287—(Opdahl)

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Introduction, first and second reading, 649.
Reference, 649.
Reported back, 880.
Amended, 880, 963.
Third reading, 1073, 1958.
Passed, 1074, 1959.
Forwarded, 1157.
Other action, 1957, 1958.
Signed by Speaker, 2030.

House Bill No. 288—(Owings, Lavik)

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Introduction, first and second reading, 649.
Reference, 649.
Reported back, 948.

Amended, 948.
 Third reading, 1049.
 Passed, 1050.
 Forwarded, 1154.

House Bill No. 289—(Twichell, Swett, Homnes, Aljets)

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 649.
 Reference, 649.
 Reported back, 860.
 Third reading, 910, 1649.
 Passed, 911, 1650.
 Forwarded, 1037.
 Returned, 1644.
 Other action, 911, 1649.
 Signed by Speaker, 1861.

House Bill No. 290—(Wolf)

House Bill No. 290. A Bill for an Act requiring a License for Manufacturing and Selling Ice-cream and for Pasteurizing the Raw Materials Thereof and Defining Certain Terms.

Introduction, first and second reading, 650.
 Reference, 650.
 Reported back, 821.
 Indefinitely postponed, 821.

House Bill No. 291—(Solberg, Lavik)

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 9, Chapter 155, Session Laws of North Dakota for the Year 1927.

Introduction, first and second reading, 651.
 Reference, 651.
 Reported back, 881.
 Amended, 881, 963.
 Third reading, 1128.
 Passed, 1129.
 Forwarded, 1257.
 Signed by Speaker, 1860.

House Bill No. 292—(Schauss)

House Bill No. 292. A Bill for an Act to Increase the Duties of the County Surveyor, to Regulate the Compensation Thereof and to Provide for the Services of a Surveyor for Counties Not Electing or Appointing a County Surveyor.

Introduction, first and second reading, 651.
Reference, 651.
Reported back, 821.
Indefinitely postponed, 821.

House Bill No. 293—(Rue, Patterson)

House Bill No. 293. A Bill for an Act Relating to the Appointment, Employment, Promotion, and Removal of Employees of the State and Other Governmental Agencies, and Granting Certain Preferences to All War Veterans in Relation Thereto.

Introduction, first and second reading, 651.
Reference, 651.
Reported back, 926.
Amended, 926.
Indefinitely postponed, 1020.

House Bill No. 294—(Niewoehner)

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Introduction, first and second reading, 651.
Reference, 652.
Reported back, 855.
Amended, 855, 959.
Third reading, 1064.
Passed, 1065.
Forwarded, 1155.
Other action, 1065.

House Bill No. 295—(Wolf)

House Bill No. 295. A Bill for an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Introduction, first and second reading, 652.
Reference, 652.
Reported back, 821.
Indefinitely postponed, 822.
Other action, 822.

House Bill No. 296—(Svingen, Muus)

House Bill No. 296. A Bill for an Act Amending and Re-enacting Section 3684a11 of the Supplement to the 1913 Compiled Laws of North Dakota with Reference to Expenditures in Excess of City Budget Appropriations in Cases of Emergency.

Introduction, first and second reading, 652.
 Reference, 652.
 Reported back, 858.
 Indefinitely postponed, 858.
 Other action, 749.

House Bill No. 297—(Solberg, Lavik)

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Introduction, first and second reading, 652.
 Reference, 652.
 Reported back, 881.
 Amended, 881, 964.
 Third reading, 1128, 1259, 1711.
 Passed, 1260, 1711.
 Forwarded, 1276.
 Returned, 1644.
 Other action, 1128, 1260, 1649, 1710.
 Signed by Speaker, 2078.

House Bill No. 298—(Lind, by Request)

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Introduction, first and second reading, 652.
 Reference, 652.
 Reported back, 860.
 Amended, 960, 1270.
 Third reading, 1068, 1270.
 Passed, 1270.
 Forwarded, 1276.
 Returned, 1568.
 Indefinitely postponed, 1568.
 Other action, 1068, 1270, 1271.

House Bill No. 299—(C. T. Olson, by Request)

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Introduction, first and second reading, 652.
 Reference, 652.
 Reported back, 781.
 Amended, 1014.
 Third reading, 977, 1014.
 Passed, 1015.
 Forwarded, 1153.
 Returned, 1568.
 Indefinitely postponed, 1568.
 Other action, 977.

House Bill No. 300—(Godwin)

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Introduction, first and second reading, 652.
 Reference, 653.
 Reported back, 929.
 Amended, 929, 1078.
 Third reading, 1253.
 Passed, 1254.
 Forwarded, 1275.
 Returned, 1645.
 Indefinitely postponed, 1645.

House Bill No. 301—(Solberg)

House Bill No. 301. A Bill for an Act Creating the Office of County Physician, Providing for His Election, Term of Office, Qualifications, Duties, Salary, Mileage, and Necessary Assistance.

Introduction, first and second reading, 653.
 Reference, 653.
 Reported back, 822.
 Indefinitely postponed, 822.

House Bill No. 302—(Kapfer)

House Bill No. 302. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 192, Session Laws of North Dakota for the Year 1919, (Section 4609c2 of the 1925 Supplement to the 1913 Compiled Laws), Relating to the Regulation, Control and Fixing of Rates, Charges and Services of All Public Utilities by the Board of Railroad Commissioners.

Introduction, first and second reading, 653.
 Reference, 653.
 Reported back, 854.
 Indefinitely postponed, 854.

House Bill No. 303—(Schauss)

House Bill No. 303. A Bill for an Act Amending and Re-enacting Section 1475 Compiled Laws 1913, Providing the Manner in Which Proposals Received by a City Council or School Boards for Appointment as a Depository for School Funds Shall be Acted Upon; the Surety It Shall Give as Such Depository; the amount of Bond to Be Given.

Introduction, first and second reading, 653.
Reference, 653.
Reported back, 887.
Indefinitely postponed, 882.
Other action, 882.

House Bill No. 304—(Nelson of Ward)

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Introduction, first and second reading, 653.
Reference, 653.
Reported back, 882.
Third reading, 915.
Passed, 916.
Forwarded, 1038.
Signed by Speaker, 1859.

House Bill No. 305—(Sundby, Erickson of McLean, Schauss)

House Bill No. 305. A Bill for an Act to Amend and Re-enact Sub-section 3, Chapter 94, Session Laws of 1929, of North Dakota, Relating to the Appointment and Salary of Capitol Building Custodian.

Introduction, first and second reading, 653.
Reference, 653.
Reported back, 942.
Indefinitely postponed, 942.

House Bill No. 306—(Symington, Hillman)

House Bill No. 306. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department Instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State

Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 653.
Reference, 654.
Reported back, 858.
Indefinitely postponed, 858.

House Bill No. 307—(Noben, Place)

House Bill No. 307. A Bill for an Act to Provide for State Adjusters of Losses Under Fire, Lightning, Tornado, Windstorm, Theft, Property Damage and Collision Insurance Policies Issued on Property Located Within This State, Prescribing Their Duties, Manner of Appointment, and Providing for the Deposit of Certain Sums of Money With the State Insurance Commissioner to Cover the Expense of Adjusting Such Losses.

Introduction, first and second reading, 654.
Reference, 654.
Reported back, 921.
Indefinitely postponed, 921.
Other action, 921.

House Bill No. 308—(Sannes, Erickson of McKenzie)

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 654.
Reference, 654.
Reported back, 822.
Third reading, 902.
Passed, 903.
Forwarded, 1036.
Returned, 1642.
Signed by Speaker, 1857.

House Bill No. 309—(Fitch)

House Bill No. 309. A Bill for an Act to Provide for the Licensing and Regulation of Taxicabs in Cities in Excess of Twenty Thousand Population.

Introduction, first and second reading, 654.
Reference, 654.
Reported back, 823.
Indefinitely postponed, 823.
Other action, 823.

House Bill No. 310—(Nelson of Ward)

House Bill No. 310. A Bill for an Act to License and Tax All Retail Gasoline Pumps Used for the Purpose of Re-

tailoring Gasoline, Directing that the State Tax Commissioner Shall Issue All Licenses, Defining What Are Gasoline Pumps, Providing That Such Tax Shall be in Lieu of All Other Taxes Assessed Against Said Pumps, and Become a Part of the Common School Fund of the State, Providing a Penalty for the Violation of the Provisions of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 654.

Reference, 654.

Reported back, 930.

Indefinitely postponed, 930.

House Bill No. 311—(Brunsdale)

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 8729 of the Compiled Laws of 1913 Relating to the Disposition of Small Estates and to Require the County Judge to Assist Petitioners for Letters of Administration and Administrators of Estates not Exceeding Fifteen Hundred Dollars; and to Prohibit the Allowance of Administrator's Fees and Attorney's Fees as Part of the Expense of Administration of Such Estates.

Introduction, first and second reading, 655.

Reference, 655.

Reported back, 882.

Indefinitely postponed, 882.

House Bill No. 312—(Oglesby, Lillihaugen)

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1182 of the Compiled Laws of North Dakota for the Year 1913, Providing for Tax Levies to Be Made by School Districts, and Providing that the Levy Shall Be Submitted to the Qualified Voters at the General School Elections to Be Held on the 1st Tuesday of June of Each Year, and Providing for the Duties of School District Clerks in Respect Thereto.

Introduction, first and second reading, 655.

Reference, 655.

Reported back, 947.

Indefinitely postponed, 947.

House Bill No. 313—(Erickson of McKenzie, Sannes)

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Introduction, first and second reading, 655.

Reference, 655.

Reported back, 883.

Third reading, 1009.

Passed, 1010.
 Forwarded, 1153.
 Returned, 1487.
 Signed by Speaker, 1536.

House Bill No. 314—(Place and Noben)

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Introduction, first and second reading, 655.
 Reference, 655.
 Reported back, 928.
 Amended, 928, 1025.
 Third reading, 1139.
 Passed, 1140.
 Forwarded, 1258.
 Returned, 1751.
 Signed by Speaker, 1858.

House Bill No. 315—(Patterson, by Request)

House Bill No. 315. A Bill for an Act to Amend and Re-enact Subdivisions 1, 2, 3, and 4 of Section 7 of Chapter 297 of the Session Laws of 1931 Relating to the Limitation of Tax Levies of School Districts and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 655.
 Reference, 655.
 Reported back, 823.
 Indefinitely postponed, 823.
 Other action, 823.

House Bill No. 316—(Gilbertson, by Request)

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personality.

Introduction, first and second reading, 656.
 Reference, 656.
 Reported back, 883.
 Third reading, 1010.
 Passed, 1011.
 Forwarded, 1153.

Returned, 1643.
Other action, 1011.
Signed by Speaker, 1861.

House Bill No. 317—(Swendseid)

House Bill No. 317. A Bill for an Act Relating to Time When Appeal Must Be Taken from an Order Overruling a Demurrer.

Introduction, first and second reading, 656.
Reference, 656.
Reported back, 883.
Indefinitely postponed, 883.

House Bill No. 318—(Homnes)

House Bill No. 318. A Bill for an Act Creating the Office of County Assessor, Defining His Powers and Duties, Abolishing the Office of District Assessor, Township Assessor and Village Assessor, Amending Sections 2093 and 2123 of the Supplement to the Compiled Laws of North Dakota for 1913 and Sections 2135, 2138, 2140 and 2143 of the Compiled Laws of North Dakota for 1913 and Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913 as Amended by Section 1 of Chapter 279 of the Session Laws of North Dakota for 1931, and Repealing Sections 2125 and 2126 of the Compiled Laws of North Dakota for 1913, and All Other Acts or Parts of Acts in Conflict With the Provisions of this Act.

Introduction, first and second reading, 656.
Reference, 656.
Reported back, 824.
Amended, 955.

House Bill No. 319—(J. T. Nelson)

House Bill No. 319. A Bill for an Act to Amend and Re-enact Section 2913 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Section 10 of Chapter 141 of Laws of 1927, Defining the Term "Concentrated Commercial Feeding Stuffs."

Introduction, first and second reading, 656.
Reference, 656.
Reported back, 884.
Indefinitely postponed, 884.

House Bill No. 320—(Rathbun)

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Introduction, first and second reading, 656.
Reference, 656.

Reported back, 859.
Amended, 859, 960.
Third reading, 1066.
Passed, 1067.
Forwarded, 1156.
Signed by Speaker, 2030.

House Bill No. 321—(Twete)

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section One of Chapter 279 of the Session Laws of North Dakota for the Year 1931, Relating to the Collection of Personal Property Taxes; Personal Property Tax Liens; the Duties of the Sheriff and County Treasurer in Connection With the Collection of Such Taxes; the Repeal of All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first and second reading, 656.
Reference, 657.
Reported back, 884.
Indefinitely postponed, 884.

House Bill No. 322—(Patterson, by Request)

House Bill No. 322. A Bill for an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 168 of the Laws of 1929 Relating to the Number of Aldermen in Cities Organized Under the General Law and Providing for the Number of Aldermen in Cities Which Have Adopted the City Manager Plan.

Introduction, first and second reading, 657.
Reference, 657.
Reported back, 824.
Indefinitely postponed, 824.
Other action, 824.

House Bill No. 323—(Anderson of Logan)

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Introduction, first and second reading, 657.
Reference, 657.
Reported back, 942.
Amended, 943, 1082.
Third reading, 1256, 1761.
Passed, 1257, 1762.
Forwarded, 1276.
Returned, 1747.
Other action, 1760.
Signed by Speaker, 1901.

House Bill No. 324—(Swett)

House Bill No. 324. A Bill for an Act to Repeal Chapter 213, Session Laws of 1925, (Sections 645a1 and 645a2 of the 1925 Supplement to the 1913 Compiled Laws,) Relating to the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor; and Declaring an Emergency.

Introduction, first and second reading, 657.
 Reference, 657.
 Reported back, 854.
 Indefinitely postponed, 854.

House Bill No. 325—(Falconer, Rue)

House Bill No. 325. A Bill for an Act to Amend and Re-enact Section 9971a1, Section 9971a2, and Section 9971a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 128 of the Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same and Making the Same a Misdemeanor; Providing a Penalty Therefor; and Making the Act an Emergency Measure.

Introduction, first and second reading, 657.
 Reference, 657.
 Reported back, 970.
 Indefinitely postponed, 970.

House Bill No. 326—(Aljets, Sundby of McLean, Gilbertson)

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Introduction, first and second reading, 658.
 Reference, 658.
 Reported back, 927.
 Amended, 1021.
 Third reading, 1136, 1956.
 Passed, 1137, 1958.
 Forwarded, 1257.
 Other action, 1137, 1956, 1957.
 Signed by Speaker, 2032.

House Bill No. 327—(Noben, by request)

House Bill No. 327. A Bill for an Act to Repeal and Re-enact Section 484 Compiled Laws of the State of North Dakota for 1913, Providing for Licensing Pharmacists and Assistant Pharmacists in this State.

Introduction, first and second reading, 658.
Reference, 658.
Reported back, 857.
Indefinitely postponed, 857.

House Bill No. 328—(Broschat and Aljets)

House Bill No. 328. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Introduction, first and second reading, 658.
Reference, 658.
Reported back, 859.
Indefinitely postponed, 859.

House Bill No. 329—(Solberg)

Introduction, first and second reading, 658.
Reference, 658.
Withdrawn, 677.

House Bill No. 330—(Committee on State Affairs)

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Introduction, first and second reading, 658.
Reference, 658.
Reported back, 856.
Amended, 909.
Third reading, 908.
Passed, 910.
Forwarded, 1037.
Signed by Speaker, 1861.

House Bill No. 331—(Flannigan and Lynch)

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Introduction, first and second reading, 658.
Reference, 658.
Reported back, 923.
Third reading, 1042.
Passed, 1043.

Forwarded, 1154.
Returned, 1750.
Signed by Speaker, 1858.

House Bill No. 332—(Odegard, McInnes)

House Bill No. 332. A Bill for an Act to Amend and Re-enact Chapter 312 Session Laws 1923, (Supp. Compiled Laws 1913, Section 2346a1 to Section 2346a50 inclusive) to Define the Term "Net Income"; to Provide that this Act Shall Be for the Purpose of Replacing All Personal Property Tax and to Replace Real Estate Taxes to the Full Extent of the Funds Available Collected Under this Law; to Provide Exemptions from Net Income Tax for the Head of a Family; and to Provide Means for Determining the Net Income of the Taxpayer and Penalties for failure to File a Proper Return Thereof.

Introduction, first and second reading, 658.
Reference, 659.
Reported back, 884.
Indefinitely postponed, 884.

House Bill No. 333—(Dahl)

House Bill No. 333. A Bill for an Act Reducing Examination and Renewal Fees for Certain Public Boards.

Introduction, first and second reading, 659.
Reference, 659.
Reported back, 932.
Indefinitely postponed, 932.

House Bill No. 334—(Twete, by request)

House Bill No. 334. A Bill for an Act Permitting the Receiving of Evidence from a Person Occupying a Confidential Position Upon Waiver by the Heirs or Representatives of the Deceased Person.

Introduction, first and second reading, 659.
Reference, 659.
Reported back, 856.
Indefinitely postponed, 856.

House Bill No. 335—(Owings)

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Introduction, first and second reading, 659.
Reference, 659.
Reported back, 925.
Amended, 925, 1020, 1135.
Third reading, 1135.
Passed, 1136.
Forwarded, 1257.

Returned, 1750.
Other action, 1135.
Signed by Speaker, 1902.

House Bill No. 336—(Svingen, Gilchrist)

House Bill No. 336. A Bill for an Act to Repeal Chapter 128 of the Session Laws of 1931 Relating to the Drawing of Bank Checks or Drafts Without Funds in the Bank.

Introduction, first and second reading, 659.

Reference, 659.
Reported back, 971.
Indefinitely postponed, 971.
Other action, 971.

House Bill No. 337—(Hanson of Stark)

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 979 of the Compiled Laws of North Dakota for 1913, Providing for the Publication of Constitutional Amendments and Initiative Measures.

Introduction, first and second reading, 659.

Reference, 659.
Reported back, 855.
Indefinitely postponed, 855.

House Bill No. 338—(Fitch)

House Bill No. 338. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Relating to the Sale of Oleomargarine.

Introduction, first and second reading, 659.

Reference, 659.
Reported back, 934.
Indefinitely postponed, 934.

House Bill No. 339—(Fedje)

House Bill No. 339. A Bill for an Act Amending and Re-enacting Sections 2156 and 2157, Compiled Laws, 1913, Providing That School Taxes or Poor Taxes be Allowed to be Paid Separately and Apart From the General Tax, and Providing Also for the Issuance of a Receipt Therefor.

Introduction, first and second reading, 659.

Reference, 659.
Reported back, 825.
Indefinitely postponed, 825.

House Bill No. 340—(Carlson)

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Introduction, first and second reading, 660.
 Reference, 660.
 Reported back, 885.
 Third reading, 1011.
 Passed, 1012.
 Forwarded, 1153.
 Signed by Speaker, 1859.

House Bill No. 341—(McInnes, by request)

House Bill No. 341. A Bill for an Act to Amend and Re-enact Section 7621 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Instructions Given by the Court to the Jury.

Introduction, first and second reading, 660.
 Reference, 660.
 Reported back, 885.
 Indefinitely postponed, 885.

House Bill No. 342—(Flannigan)

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Introduction, first and second reading, 660.
 Reference, 660.
 Reported back, 825.
 Amended, 825, 955.
 Third reading, 1052.
 Passed, 1053.
 Forwarded, 1155.
 Returned, 1487.
 Signed by Speaker, 1536.

House Bill No. 343—(Twichell, Swett, Aljets, Homnes)

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Introduction, first and second reading, 660.
 Reference, 660.
 Reported back, 855.
 Third reading, 1063.
 Passed, 1064.
 Forwarded, 1155.
 Returned, 1643.
 Indefinitely postponed, 855.
 Signed by Speaker, 1857.

House Bill No. 344—(Niewoehner)

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Introduction, first and second reading, 660.
Reference, 660.
Reported back, 825.
Third reading, 990.
Passed, 990.
Forwarded, 1036.
Returned, 1643.
Other action, 825, 991.
Signed by Speaker, 1719.

House Bill No. 345—(Schauss)

House Bill No. 345. A Bill for an Act Providing for Each Life Insurance Company Now Engaged or That May Engage in Transacting Business of Life Insurance in This State, Shall Invest and Keep Invested in North Dakota Securities and North Dakota Real Estate a Sum of Money Equal to at Least Seventy-Five Per Cent of the Aggregate Amount of Legal Reserve; Providing How Investments Shall Be Made; for an Occupation Tax; Report Showing Amount of Reserve and Gross Receipts; Requiring Taxes to Be Paid Before Certificate Issued; Providing Penalties for Failure to Renew Certificate; Authorizing Commissioner to Revoke Certificate; and Deposit by Domestic Company; Repealing All Acts or Parts of Acts in Conflict With This Act.

Introduction, first and second reading, 660.
Reference, 661.
Reported back, 922.
Indefinitely postponed, 922.

House Bill No. 346—(Solberg, Sandlie; Nelson, Ward)

House Bill No. 346. A Bill for an Act Defining Evaporated, Condensed or Concentrated Milk, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Evaporated, Condensed, or Concentrated Milk, Fixing the License Fees and Sale Tax for Same and Providing Penalties for the Violation of This Act.

Introduction, first and second reading, 894.
Reference, 894.
Reported back, 924.
Amended, 1086.
Third reading, 1255.
Other action, 1256.
Lost, 1255.

House Bill No. 347—(Nelson, Ward)

House Bill No. 347. A Bill for an Act to Exempt Unemployed Relief Co-operative Organization from the Pay-

ment of License and Inspection Fees, Providing that Political Subdivisions of the State May Purchase Products Produced by Such Associations Without Requiring Advertised Bids, in Cases Where the Products Bought Are to Be Used in the Support of the Poor, Defining Unemployed Relief Co-operative Organizations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Reference, 894.
Reported back, 925.
Indefinitely postponed, 925.

House Bill No. 348—(Patterson)

Introduction, first and second reading, 894.
Reference, 894.
Third reading, 1041.
Other action, 1042.
Lost, 1042.

House Bill No. 349—(Committee on Agriculture)

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Introduction, first and second reading, 894.
Reference, 894.
Reported back, 941.
Amended, 1044.
Third reading, 1044.
Passed, 1045.
Forwarded, 1154.
Returned, 1643.
Other action, 1044.
Signed by Speaker, 1861.

House Bill No. 350—(Fitch)

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Introduction, first and second reading, 894.
Reference, 894.
Reported back, 969.
Third reading, 1271.
Passed, 1272.
Forwarded, 1277.
Other action, 1272.

House Bill No. 351—(State Affairs)

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Introduction, first and second reading, 935.

Reference, 935.

Reported back, 953.

Amended, 1131.

Third reading, 1131.

Passed, 1132.

HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION NO. 1—(Fitch)

Introduction, 81.
First and Second reading, 81.
Reference, 108.
Indefinitely postponed, 165.
Other action, 165.

HOUSE CONCURRENT RESOLUTION NO. 2—(Niewoeh- ner)

Introduction, 91.
First and Second reading, 91.
Reference, 91.
Indefinitely postponed, 165.

HOUSE CONCURRENT RESOLUTION NO. 3—(Morgan)

First and Second reading, 108.
Reference, 108.
Reported back, 199.
Withdrawn, 199.
Withdrawn, 199.

HOUSE CONCURRENT RESOLUTION NO. 4—(Patterson)

First and Second reading, 139.
Adopted, 140.
Forwarded to Senate, 151.
Signed by Speaker, 1909.

HOUSE CONCURRENT RESOLUTION NO. 5—(McInnes)

First and second reading, 172.
Adopted, 173.
Signed by Speaker, 228.

HOUSE CONCURRENT RESOLUTION NO. 6—(Lille- haugen)

Introduction, 220.
First and Second reading, 220.
Reference, 221.
Amended, 840.
Third reading, 1962.
Passed, 1962.

Forwarded to Senate, 954.
Other action, 426, 1962.
Signed by Speaker, 2029.

HOUSE CONCURRENT RESOLUTION NO. 7—(Flannigan)

First and Second reading, 242.
Reference, 242.
Reported back, 298.
Adopted, 318.
Other action, 298.
Signed by Speaker, 1909.

HOUSE CONCURRENT RESOLUTION NO. 8—(Morgan)

Introduction, 286.
First and Second reading, 286.
Reference, 287.
Reported back, 474.
Adopted, 474.
Forwarded to Senate, 683.
Signed by Speaker, 1909.

HOUSE CONCURRENT RESOLUTION NO. 9—(State Affairs)

Introduction, 371.
First and Second reading, 371.
Reference, 371.
Indefinitely postponed, 445.

HOUSE CONCURRENT RESOLUTION NO. 10—(Ettestad)

First and Second reading, 370.
Reference, 370.
Reported back, 415.
Adopted, 416.
Forwarded to Senate, 485.
Returned by Senate, 1487.
Signed by Speaker, 1537.

HOUSE CONCURRENT RESOLUTION NO. 11—(Olson, Bowman)

First and Second reading, 452.
Reference, 454.
Adopted, 1032.
Signed by Speaker, 1909.

HOUSE CONCURRENT RESOLUTION NO. 12—(Endres)

First and Second reading, 454.
Reference, 454.

Reported back, 766.
Adopted, 767.
Forwarded to Senate, 832.
Signed by Speaker, 1669.

HOUSE CONCURRENT RESOLUTION NO. 13—(Morgan)

Introduction, 480.
First and Second reading, 480.
Reference, 481.
Reported back, 591.
Withdrawn, 592.

HOUSE CONCURRENT RESOLUTION NO. 14—(Flannigan)

First and Second reading, 603.
Reference, 604.
Reported back, 688.
Adopted, 688, 1847.
Forwarded to Senate, 782.
Other action, 1846.
Signed by Speaker, 2029.

HOUSE CONCURRENT RESOLUTION NO. 15—(Lillehaugen, Carlson, Treffry and Owings)

First and Second reading, 604.
Reference, 604.
Forwarded to Senate, 782.
Signed by Speaker, 1909, 1879.

HOUSE CONCURRENT RESOLUTION NO. 16—(Flannigan)

First and Second reading, 676.
Reference, 677.
Reported back, 930.
Indefinitely postponed, 930.

HOUSE CONCURRENT RESOLUTION NO. 18.

First and Second reading, 1786.
Third reading, 1786.
Passed, 1787.
Forwarded to Senate, 1792.
Other action, 1787.
Signed by Speaker, 2077.

HOUSE CONCURRENT RESOLUTION NO. 19—(Swett and Twichell)

Introduction, 1788.
Third reading, 1788, 1883.

Passed, 1789, 1884.
Forwarded to Senate, 1792.
Other action, 1788, 1789.
Signed by Speaker, 2029.

HOUSE CONCURRENT RESOLUTION NO. 20

First and Second reading, 1968.
Rejected, 1966.

HOUSE CONCURRENT RESOLUTION NO. 22—(Swett,
Twichell)

First and Second reading, 1943.
Passed, 1944.
Forwarded to Senate, 1951.
Signed by Speaker, 2077.

JOINT RESOLUTIONS

JOINT RESOLUTION NO. 1—(Swett, Sandlie, Traynor)

Introduction, 70.
Adopted, 71.
Forwarded to Senate, 123, 130.
Returned by Senate, 123, 130, 131.
Signed by Speaker, 131.

JOINT RESOLUTION NO. 3

First and Second reading, 2036.
Tabled, 2036.

JOINT RESOLUTION NO. 6

First and Second reading, 1912.
Passed, 1912.
Forwarded to Senate, 1924.

JOINT RESOLUTION NO. 7

First and Second reading, 1997.
Third reading, 1997.
Adopted, 1997.
Other action, 1997, 2008.
Signed by Speaker, 2030.

HOUSE RESOLUTIONS

HOUSE MEMORIAL RESOLUTION—(Correll, Arneson,
Sandlie)

First and Second reading, 423.
Adopted, 423.
Signed by Speaker, 426.

HOUSE MEMORIAL RESOLUTION—Smith, Piper, Fal-
coner)

First and Second reading, 424.
Adopted, 424.
Signed by Speaker, 426.

HOUSE RESOLUTION NO. 2—(O. C. Anderson, Fred J.
Shurr and Milton Rue)

First and Second reading, 274.
Adopted, 274.
Signed by Speaker, 288.

HOUSE RESOLUTION NO. 3—(Fedje)

First and Second reading, 316.
Reference, 318.
Indefinitely postponed, 444.

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RECORD OF SENATE BILLS IN THE HOUSE

Senate Bill No. 1

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

First and second reading, 346.

Reference, 346.

Reported back, 552.

Amended, 552, 646.

Third reading, 761.

Passed, 762.

Returned to Senate, 830.

Other action, 762.

Signed by Speaker, 1289.

Senate Bill No. 2

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

First and second reading, 346.

Reference, 346.

Reported back, 473.

Amended, 473, 539.

Third reading, 585.

Passed, 586.

Returned to Senate, 634.

Other action, 586.

Signed by Speaker, 786.

Senate Bill No. 3

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

First and second reading, 614.

Reference, 614.

Reported back, 1543.

Amended, 1543, 1658.

Third reading, 1910.

Passed, 1911.
Returned to Senate, 1924.
Other action, 1540.
Signed by Speaker, 2026.

Senate Bill No. 4

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

First and second reading, 200.
Reference, 201.
Reported back, 829.
Third reading, 890.
Passed, 891.
Returned to Senate, 1284.
Other action, 455, 891.
Signed by Speaker, 1289.

Senate Bill No. 5

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

First and second reading, 307.
Reference, 307.
Reported back, 367.
Amended, 367, 407.
Third reading, 439.
Passed, 440.
Returned to Senate, 451.
Other action, 440.
Signed by Speaker, 540.

Senate Bill No. 6

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

First and second reading, 346.
Reference, 346.
Reported back, 422.
Amended, 422, 497.
Third reading, 581.
Passed, 582.
Returned to Senate, 683.
Other action, 582.
Signed by Speaker, 786.

Senate Bill No. 8

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical

appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

First and second reading, 834.
 Reference, 834.
 Reported back, 1362.
 Third reading, 1612, 2057.
 Passed, 1613.
 Returned to Senate, 1637, 2060.
 Other action, 1362, 1613, 1705, 2060.
 Lost, 2069.

Senate Bill No. 9

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

First and second reading, 1286.
 Reference, 1286.
 Reported back, 1483.
 Indefinitely postponed, 1483.
 Returned to Senate, 1585.
 Other action, 1483.

Senate Bill No. 12

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Introduction, 188.
 First and second reading, 188.
 Reference, 188.
 Reported back, 314.
 Third reading, 334.
 Passed, 335.
 Returned to Senate, 369.
 Signed by Speaker, 405.

Senate Bill No. 13

Senate Bill No. 13. 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.

First and second reading, 143.
 Reference, 143.
 Reported back, 1309.
 Amended, 1309, 1316.

Third reading, 1384.
Passed, 1384.
Returned to Senate, 1495.
Signed by Speaker, 1875.

Senate Bill No. 14

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Introduction, 178.
First and second reading, 178.
Reference, 178.
Reported back, 314.
Third reading, 336.
Passed, 336.
Returned to Senate, 369.
Signed by Speaker, 404.

Senate Bill No. 15

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

First and second reading, 188.
Reference, 188.
Reported back, 1309.
Third reading, 1340.
Passed, 1341.
Returned to Senate, 1372.
Signed by Speaker, 1501.

Senate Bill No. 16

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

First and second reading, 188.
Reference, 188.
Reported back, 1311.
Third reading, 1346, 1845.
Passed, 1346, 1846.
Returned to Senate, 1372.
Other action, 1845.
Signed by Speaker, 1501.

Senate Bill No. 17

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

First and second reading, 758.
Reference, 758.

Reported back, 1591.
Amended, 1591, 1663.
Third reading, 1886.
Returned to Senate, 2064.
Lost, 1887.

Senate Bill No. 18

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Introduction, 188.
First and second reading, 188.
Reference, 188.
Reported back, 1312.
Amended, 1312, 1317.
Third reading, 1386, 1709.
Passed, 1387, 1710.
Returned to Senate, 1495.
Other action, 1708, 1709.
Signed by Speaker, 2075.

Senate Bill No. 19

Senate Bill No. 19. 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.

First and second reading, 436.
Reference, 436.
Reported back, 1360.
Third reading, 1526.
Passed, 1527.
Signed by Speaker, 2071.

Senate Bill No. 20

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

First and second reading, 614.
Reference, 614.
Reported back, 1333.
Third reading, 1505.
Passed, 1505.
Returned to Senate, 1583.
Signed by Speaker, 1717.

Senate Bill No. 22

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

First and second reading, 1103.
Reference, 1103.
Reported back, 1593.
Amended, 1356, 1593, 1664.
Third reading, 1884, 2001, 2034.
Passed, 1885, 2004, 2037.
Returned to Senate, 1891, 1980.
Other action, 1990, 1999, 2035, 2036.
Signed by Speaker, 2069.

Senate Bill No. 23

Senate Bill No. 23. 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.

First and second reading, 1290.
Reference, 1290.
Reported back, 1332.
Amended, 1332.
Third reading, 1518.
Passed, 1519.
Returned to Senate, 1642.
Signed by Speaker, 2026.

Senate Bill No. 25

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

First and second reading, 1099.
Reference, 1099.
Reported back, 1483.
Third reading, 1682.
Passed, 1683.
Returned to Senate, 1701.
Signed by Speaker, 2075.

Senate Bill No. 27

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Introduction, 543.
First and second reading, 543.
Reference, 543.
Reported back, 696.
Third reading, 763.
Returned to Senate, 831.
Other action, 764.
Lost, 764.

Senate Bill No. 29

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

First and second reading, 307.
Reference, 307.
Third reading, 494.
Passed, 495.
Returned to Senate, 508.
Other action, 495.
Signed by Speaker, 571.

Senate Bill No. 31

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

First and second reading, 116.
Reference, 116.
Reported back, 128.
Third reading, 129, 141.
Passed, 130, 143.
Returned to Senate, 152.
Other action, 129, 130, 133, 138, 141, 166, 170.
Signed by Speaker, 167.

Senate Bill No. 32

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Introduction, 207.
First and second reading, 207.
Reference, 207.
Amended, 499.
Indefinitely postponed, 499.
Returned to Senate, 509.
Other action, 501.

Senate Bill No. 33

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

First and second reading, 292.
Reference, 292.
Reported back, 397.
Third reading, 437.
Passed, 438.
Returned to Senate, 451, 508.
Other action, 438.
Signed by Speaker, 494.

Senate Bill No. 36

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

First and second reading, 307.
Reference, 307.
Indefinitely postponed, 330.
Returned to Senate, 370.

Senate Bill No. 37

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

First and second reading, 178.
Reference, 178.
Reported back, 315.
Third reading, 337.
Passed, 338.
Returned to Senate, 369.
Signed by Speaker, 404.

Senate Bill No. 38

Senate Bill No. 38. 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, 208.
 First and second reading, 208.
 Reference, 208.
 Reported back, 1310.
 Third reading, 1341.
 Passed, 1342.
 Returned to Senate, 1372.
 Signed by Speaker, 1501.

Senate Bill No. 39

Senate Bill No. 39. 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.

First and second reading, 1103.
 Reference, 1103 .
 Reported back, 1470.
 Amended, 1470, 1624.
 Third reading, 1916.
 Passed, 1917.
 Returned to Senate, 1925.
 Signed by Speaker, 2027.

Senate Bill No. 40

Senate Bill No. 40. 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.

First and second reading, 614.
 Reference, 614.
 Reported back, 1311.
 Third reading, 1344.
 Passed, 1345.
 Returned to Senate, 1340.
 Signed by Speaker, 1501.

Senate Bill No. 41

Senate Bill No. 41. 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.

First and second reading, 208.
 Reference, 208.

Reported back, 1310.
Third reading, 1342.
Passed, 1343.
Returned to Senate, 1372.
Signed by Speaker, 1501.

Senate Bill No. 42

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

First and second reading, 250.
Reference, 250.
Reported back, 315.
Third reading, 338.
Passed, 339.
Returned to Senate, 369.
Signed by Speaker, 404.

Senate Bill No. 44

Senate Bill No. 44. 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, 222.
First and second reading, 222.
Reference, 222.
Reported back, 1310.
Third reading, 1343.
Passed, 1344.
Returned to Senate, 1372.
Signed by Speaker, 1501.

Senate Bill No. 45

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

First and second reading, 178.
Reference, 178.
Reported back, 315.
Third reading, 339.
Passed, 340.
Returned to Senate, 369.
Other action, 315.
Signed by Speaker, 404 .

Senate Bill No. 46

Senate Bill No. 46. 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.

First and second reading, 250.
Reference, 251.
Reported back, 1470.
Amended, 1470, 1625.
Third reading, 1915.
Passed, 1916.
Returned to Senate, 1922.
Signed by Speaker, 2026.

Senate Bill No. 47

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

First and second reading, 347.
Reference, 347.
Reported back, 1332.
Amended, 1332, 1356.
Third reading, 1607, 1844.
Passed, 1607, 1845.
Returned to Senate, 1642.
Other action, 1774, 1843.
Signed by Speaker, 2071.

Senate Bill No. 48

Senate Bill No. 48. 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.

First and second reading, 208.
Reference, 208.
Reported back, 1333.
Third reading, 1506.
Passed, 1507.
Returned to Senate, 1583.
Signed by Speaker, 1718.

Senate Bill No. 50

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

First and Second reading, 292.
Reference, 292.
Reported back, 1592.
Amended, 1592, 1664.
Third reading, 1827.
Passed, 1828.
Returned to Senate, 1832.
Signed by Speaker, 2070.

Senate Bill No. 51

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

First and Second reading, 1294.
Reference, 1294.
Reported back, 1471.
Third reading, 1917.
Passed, 1918.
Returned to Senate, 1923.
Amended, 1917.
Other action, 1917.
Signed by Speaker, 2032.

Senate Bill No. 52

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

First and Second reading, 346.
Reference, 347.
Reported back, 1471.
Amended, 1629.
Third reading, 1913, 2010.
Passed, 1914, 2011.
Returned to Senate, 1922.
Other action, 2009, 2010.
Signed by Speaker, 2069.

Senate Bill No. 53

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

First and Second reading, 834.
Reference, 834.
Reported back, 1319.
Indefinitely postponed, 1319.
Returned to Senate, 1370.
Other action, 1320.

Senate Bill No. 54

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State

of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

First and second reading, 222.
Reference, 223.
Reported back, 367.
Amended, 367, 408.
Returned to Senate, 435.
Other action, 405.

Senate Bill No. 55

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

First and second reading, 896.
Reference, 896.
Reported back, 1360.
Third reading, 1519.
Passed, 1520.
Returned to Senate, 1638.
Signed by Speaker, 2071.

Senate Bill No. 56

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

First and second reading, 1293.
Reference, 1293.
Reported back, 1544.
Indefinitely postponed, 1544.
Returned to Senate, 1636.

Senate Bill No. 59

Senate Bill No. 59. 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 corporations made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Introduction, 178.
First and second reading, 178.
Reference, 178.
Third reading, 233.
Passed, 234.
Returned to Senate, 239.
Other action, 234.
Signed by Speaker, 278.

Senate Bill No. 60

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

First and second reading, 232.
Reference, 232.
Reported back, 314.
Amended, 314, 341.
Third reading, 378.
Passed, 379.
Returned to Senate, 388.
Signed by Speaker, 787.

Senate Bill No. 63

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

First and second reading, 223.
Reference, 223.
Reported back, 273, 423.
Amended, 423.
Third reading, 292, 582.
Indefinitely postponed, 292.
Passed, 583.
Returned to Senate, 293, 634.
Amended, 497.
Other action, 292, 301, 306, 583.
Signed by Speaker, 752.

Senate Bill No. 66

Senate Bill No. 66. 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.

First and Second reading, 1287.
Reference, 1287.
Reported back, 1594.
Amended, 1594, 1665.
Third reading, 1830, 1999.
Passed, 1831, 2000.
Returned to Senate, 1853.
Other action, 2000, 2001.
Signed by Speaker, 2068.

Senate Bill No. 67

Senate Bill No. 67. 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.

First and second reading, 1286.
Reference, 1286.
Reported back, 1472.
Third reading, 1674.
Passed, 1675.
Returned to Senate, 1698.
Signed by Speaker, 2075.

Senate Bill No. 68

Senate Bill No. 68. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

First and second reading, 1103.
Reference, 1103.
Reported back, 1561.
Amended, 1561, 1663, 2018.
Third reading, 1911, 2019.
Passed, 1912, 2019.
Returned to Senate, 1698, 1923.
Other action, 2018, 2019.
Signed by Speaker, 2068.

Senate Bill No. 69

Senate Bill No. 69. 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.

First and second reading, 292.
Reference, 292.
Amended, 1663.
Third reading, 1885.
Passed, 1886.
Returned to Senate, 1891.
Signed by Speaker, 2031.

Senate Bill No. 71

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

First and second reading, 307.
Reference, 307.
Reported back, 397.
Third reading, 438.
Lost, 439.
Returned to Senate, 451.
Other action, 439.

Senate Bill No. 72

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

First and second reading, 347.
Reported back, 632, 1558.
Amended, 1558.
Indefinitely postponed, 633, 1661.
Returned to Senate, 1700.
Other action, 633, 676.

Senate Bill No. 73

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

First and second reading, 1096.
Reference, 1096.
Reported back, 1601.
Amended, 1601, 1734.
Third reading, 1923.
Passed, 1924.
Returned to Senate, 1792.
Other action, 476.
Signed by Speaker, 1863.

Senate Bill No. 74

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

First and second reading, 1096.
Reference, 1096.
Reported back, 1596.
Amended, 1596, 1738.
Third reading, 1825, 1989.
Passed, 1826, 1990.
Returned to Senate, 1832.
Other action, 1990, 1991.
Signed by Speaker, 2025.

Senate Bill No. 75

Senate Bill No. 75. 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.

First and second reading, 1096.
Reference, 1096.
Reported back, 1597.
Amended, 1597, 1730.
Third reading, 1823.
Passed, 1824.
Returned to Senate, 1832.
Signed by Speaker, 2027.

Senate Bill No. 76

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

First and second reading, 1097.
Reference, 1097.
Reported back, 1595.
Amended, 1595, 1729.
Third reading, 1824.
Passed, 1825.
Returned to Senate, 1832.
Signed by Speaker, 2029.

Senate Bill No. 78

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

First and second reading, 347.
Reference, 347.
Reported back, 525.
Third reading, 584.
Indefinitely postponed, 584.
Returned to Senate, 634.

Senate Bill No. 79

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

First and second reading, 384.
Reference, 384.
Amended, 499.
Indefinitely postponed, 501.
Returned to Senate, 509.
Other action, 501.

Senate Bill No. 80

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

First and second reading, 1287.
Reference, 1287.
Reported back, 1473, 1625.
Third reading, 1821.
Passed, 1822.
Returned to Senate, 1822.
Signed by Speaker, 2029.

Senate Bill No. 81

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

First and second reading, 1096.
Reference, 1096.
Reported back, 1600.
Amended, 1600, 1733.
Third reading, 1780.
Passed, 1781.
Returned to Senate, 1792.
Signed by Speaker, 1863.

Senate Bill No. 82

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

First and second reading, 1096.
Reference, 1096.
Reported back, 1599.
Amended, 1599, 1732.
Third reading, 1805.
Passed, 1806.
Returned to Senate, 1814.
Signed by Speaker, 2026.

Senate Bill No. 83

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

First and second reading, 1097.
Reference, 1097.
Reported back, 1598.
Amended, 1598, 1731.

Third reading, 1806.
Passed, 1807.
Returned to Senate, 1814.
Signed by Speaker, 2029.

Senate Bill No. 85

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

First and second reading, 384.
Reference, 384.
Indefinitely postponed, 1328.
Returned to Senate, 1370.

Senate Bill No. 86

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

First and second reading, 384.
Reference, 384.
Reported back, 473.
Third reading, 535.
Passed, 536.
Returned to Senate, 546.
Other action, 536.
Signed by Speaker, 2075.

Senate Bill No. 87

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

First and second reading, 384.
Reference, 384.
Reported back, 474.
Amended, 474.
Third reading, 587.
Passed, 587.
Returned to Senate, 634.
Signed by Speaker, 787.

Senate Bill No. 93

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

First and second reading, 1100.
Reference, 1100.
Reported back, 1362.
Indefinitely postponed, 1362.
Returned to Senate, 1495.

Senate Bill No. 98

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

First and second reading, 614.
Reference, 614.
Reported back, 1474.
Indefinitely postponed, 1474.
Returned to Senate, 1584.

Senate Bill No. 100

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

First and second reading, 223.
Reference, 223.
Reported back, 368.
Third reading, 405.
Passed, 406.
Returned to Senate, 424.
Signed by Speaker, 494.

Senate Bill No. 101

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

First and second reading, 384.
Reference, 384.
Reported back, 474.
Third reading, 536.
Passed, 537.
Returned to Senate, 546.
Other action, 537.
Signed by Speaker, 2075.

Senate Bill No. 102

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not

required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

First and second reading, 232.
 Reference, 233.
 Reported back, 525.
 Amended, 525, 643.
 Third reading, 760, 1707.
 Passed, 761, 1708.
 Returned to Senate, 830.
 Other action, 1342, 1706, 1707.

Senate Bill No. 105

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

First and second reading, 1293.
 Reference, 1293.
 Reported back, 1321.
 Amended, 1354.
 Third reading, 1609.
 Passed, 1610.
 Returned to Senate, 1642.
 Signed by Speaker, 1862.

Senate Bill No. 107

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

First and second reading, 834.
 Reference, 834.
 Reported back, 1314.
 Amended, 1351.
 Third reading, 1351.
 Passed, 1352.
 Returned to Senate, 1372.
 Other action, 1351, 1352.
 Signed by Speaker, 2075.

Senate Bill No. 111

Senate Bill No. 111. A Bill for an Act to repeal Section 10135B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

First and second reading, 1055.
 Reference, 1055.
 Reported back, 1322.

Third reading, 1388.
Passed, 1389.
Returned to Senate, 1496.
Signed by Speaker, 1587.

Senate Bill No. 113

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

First and second reading, 470.
Reference, 470.
Reported back, 1032.
Third reading, 1303.
Passed, 1304.
Returned to Senate, 1496.
Other action, 1304.
Signed by Speaker, 1587.

Senate Bill No. 114

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

First and second reading, 384.
Reference, 384.
Reported back, 475.
Third reading, 495.
Passed, 496.
Returned to Senate, 509.
Other action, 496.
Signed by Speaker, 571.

Senate Bill No. 115

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

First and second reading, 384.
Reference, 385.
Reported back, 473.
Third reading, 534.
Passed, 535.
Returned to Senate, 546.
Other action, 535.
Signed by Speaker, 2076.

Senate Bill No. 118

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3;

Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

First and second reading, 470.
Reference, 470.
Reported back, 949.
Amended, 949, 1087.
Third reading, 1305.
Passed, 1306.
Returned to Senate, 1371.
Other action, 636, 1705.
Signed by Speaker, 1862.

Senate Bill No. 120

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

First and second reading, 505.
Reference, 505.
Reported back, 748.
Amended, 748, 964, 1302.
Third reading, 1302.
Passed, 1303.
Returned to Senate, 1371.
Other action, 1302.
Signed by Speaker, 1718.

Senate Bill No. 121

Senate Bill No. 121. A Bill for an Act to amend and reenact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

First and second reading, 412.
Reference, 412.
Reported back, 479.
Third reading, 580.
Passed, 581.
Returned to Senate, 634.
Signed by Speaker, 718.

Senate Bill No. 123

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

First and second reading, 436.
Reference, 436.
Reported back, 1329.

Third reading, 1403.
Passed, 1404.
Returned to Senate, 1582.
Other action, 697.
Signed by Speaker, 1716.

Senate Bill No. 124

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

First and second reading, 505.
Reference, 505.
Reported back, 1313.
Third reading, 1348.
Passed, 1348.
Returned to Senate, 1372.
Signed by Speaker, 1501.

Senate Bill No. 125

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

First and second reading, 505.
Reference, 505.
Reported back, 1312.
Third reading, 1347.
Passed, 1347.
Returned to Senate, 1372.
Signed by Speaker, 1501.

Senate Bill No. 126

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

First and second reading, 505.
Reference, 505.
Amended, 1312, 1318.
Third reading, 1387.
Passed, 1388.
Returned to Senate, 1496.
Signed by Speaker, 2076.

Senate Bill No. 127

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

First and second reading, 614.
Reference, 614.
Reported back, 1321.
Third reading, 1389.
Passed, 1390.
Returned to Senate, 1496.
Signed by Speaker, 1587.

Senate Bill No. 128

Senate Bill No. 128. A Bill for an Act to provide and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

First and second reading, 505.
Reference, 505.
Reported back, 1322.
Third reading, 1390.
Passed, 1391.
Returned to Senate, 1496.
Signed by Speaker, 1587.

Senate Bill No. 129

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

First and second reading, 1288. •
Reference, 1288.
Indefinitely postponed, 1635.
Returned to Senate, 1765, 1814.

Senate Bill No. 130

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

First and second reading, 895.
Reference, 895.
Reported back, 1363.
Amended, 1589.
Third reading, 1939.
Passed, 1940.
Returned to Senate, 1951.
Signed to Speaker, 2028.

Senate Bill No. 131

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power

companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

First and second reading, 1097.

Reference, 1097.

Reported back, 1464.

Amended, 1465, 1621.

Third reading, 1926.

Passed, 1927.

Returned to Senate, 1949.

Other action, 1327.

Signed by Speaker, 2025.

Senate Bill No. 132

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

First and second reading, 1291.

Reference, 1291.

Reported back, 1474.

Amended, 1474, 1626.

Third reading, 1933.

Passed, 1934.

Returned to Senate, 1950.

Signed by Speaker, 2028.

Senate Bill No. 135

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

First and second reading, 1097.

Reference, 1097.

Reported back, 1334.

Amended, 1334, 1355.

Third reading, 1517.

Passed, 1518.

Returned to Senate, 1641.

Signed by Speaker, 1862.

Senate Bill No. 137

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the

Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

First and second reading, 436.
Reference, 436.
Reported back, 525.
Third reading, 584.
Passed, 585.
Returned to Senate, 634.
Other action, 585.
Signed by Speaker, 718.

Senate Bill No. 138

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

First and second reading, 505.
Reference, 505.
Reported back, 569.
Third reading, 605.
Passed, 606.
Returned to Senate, 634.
Other action, 606.
Signed by Speaker, 718.

Senate Bill No. 139

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

First and second reading, 579.
Reference, 579.
Reported back, 749.
Third reading, 889.
Passed, 890.
Returned to Senate, 953.
Other action, 890.
Signed by Speaker, 1289.

Senate Bill No. 140

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

First and second reading, 758.
Reference, 758.
Reported back, 1474.
Amended, 1475.
Third reading, 1932.

Passed, 1933.
Returned to Senate, 1950.
Signed by Speaker, 2028.

Senate Bill No. 141

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

First and second reading, 579.
Reference, 579.
Reported back, 1326.
Third reading, 1400.
Passed, 1401.
Returned to Senate, 1582.
Signed by Speaker, 1717.

Senate Bill No. 142

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

First and second reading, 1101.
Reference, 1101.
Reported back, 1484.
Third reading, 1683.
Passed, 1684.
Returned to Senate, 1701.
Signed by Speaker, 2076.

Senate Bill No. 143

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

First and second reading, 967.
Reference, 967.

Reported back, 1359.
Amended, 1359, 1588.
Third reading, 1833.
Passed, 1834.
Returned to Senate, 1853.
Other action, 1834, 1980, 2018.
Signed by Speaker, 2069.

Senate Bill No. 144

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

First and second reading, 179.
Reference, 179.
Reported back, 1327.
Amended, 1327.
Indefinitely postponed, 1355.
Returned to Senate, 1585.

Senate Bill No. 145

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

First and second reading, 834.
Reference, 834.
Reported back, 1360.
Third reading, 1521.
Passed, 1521.
Returned to Senate, 1638.
Signed by Speaker, 2071.

Senate Bill No. 146

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or

more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

First and second reading, 895.
Reference, 895.
Third reading, 1301.
Passed, 1302.
Returned to Senate, 1373.
Signed by Speaker, 1502.

Senate Bill No. 147

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

First and second reading, 1098.
Reference, 1098.
Reported back, 1313.
Indefinitely postponed, 1314.
Returned to Senate, 1371.
Other action, 1314.

Senate Bill No. 149

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

First and second reading, 834.
Reference, 834.
Reported back, 970.
Third reading, 1300.
Passed, 1301.
Returned to Senate, 1373.
Signed by Speaker, 1502.

Senate Bill No. 150

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

First and second reading, 835.
Reference, 835.
Reported back, 1326.
Indefinitely postponed, 1326.
Returned to Senate, 1370.

Senate Bill No. 151

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law

adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

First and second reading, 836.
Reference, 836.
Reported back, 1476.
Third reading, 1675.
Passed, 1676.
Returned to Senate, 1698.
Signed by Speaker, 2075.

Senate Bill No. 152

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

First and second reading, 1097.
Reference, 1097.
Reported back, 1314.
Third reading, 1349.
Returned to Senate, 1370.
Other action, 1349, 1350.
Lost, 1350.

Senate Bill No. 154

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

First and second reading, 835.
Reference, 835.
Indefinitely postponed, 1325.
Returned to Senate, 1370.

Senate Bill No. 156

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

First and second reading, 614.
Reference, 614.
Reported back, 1328.
Third reading, 1402.
Passed, 1403.
Returned to Senate, 1582.
Signed by Speaker, 1717.

Senate Bill No. 158

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

First and second reading, 758.
Reference, 758.
Indefinitely postponed, 1308.
Returned to Senate, 1370.
Other action, 1309.

Senate Bill No. 160

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

First and second reading, 835.
Reference, 835.
Reported back, 1365.
Indefinitely postponed, 1365.
Returned to Senate, 1495.

Senate Bill No. 161

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

First and second reading, 759.
Reference, 759.
Third reading, 1530.
Passed, 1531.
Returned to Senate, 1639.
Signed by Speaker, 2072.

Senate Bill No. 163

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

First and second reading, 1286.
Reference, 1286.
Reported back, 1476.
Third reading, 1676.
Passed, 1677.
Returned to Senate, 1699.
Signed by Speaker, 2074.

Senate Bill No. 164

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

First and second reading, 1100.
Reference, 1100.
Reported back, 1460.
Amended, 1658.
Third reading, 1937.
Passed, 1938.
Returned to Senate, 1950.
Other action, 1531.
Signed by Speaker, 2025.

Senate Bill No. 165

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

First and second reading, 759.
Reference, 759.
Reported back, 1562.
Amended, 1562, 1662.
Third reading, 1938, 1971.
Passed, 1939, 1972.
Returned to Senate, 1951.
Other action, 1970.
Signed by Speaker, 2025.

Senate Bill No. 166

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

First and second reading, 1476.
Reference, 1476.
Indefinitely postponed, 1477.
Returned to Senate, 1584.

Senate Bill No. 167

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

First and second reading, 759.
Reference, 759.
Reported back, 1331.
Amended, 1331, 1355.
Third reading, 1611, 1953.
Passed, 1612, 1953.
Returned to Senate, 1642.
Other action, 1952.
Signed by Speaker, 2030.

Senate Bill No. 169

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

First and second reading, 1292.
Reference, 1292.
Reported back, 1559.
Third reading, 1728.
Passed, 1729.
Returned to Senate, 1764.
Signed by Speaker, 1863.

Senate Bill No. 170

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of Uni-

versity and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

First and second reading, 579.
Reference, 579.
Reported back, 1545.
Third reading, 1687.
Passed, 1688.
Returned to Senate, 1701.
Signed by Speaker, 2076.

Senate Bill No. 171

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

First and second reading, 1288.
Reference, 1288.
Reported back, 1563.
Amended, 1665.
Third reading, 1694.
Passed, 1695.
Returned to Senate, 1765.
Other action, 1667, 1694, 1695.
Signed by Speaker, 2030.

Senate Bill No. 172

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

First and second reading, 1100.
Reference, 1100.
Reported back, 1364.
Indefinitely postponed, 1364.
Returned to Senate, 1495.

Senate Bill No. 174

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

First and second reading, 759.
Reference, 759.
Reported back, 1562.

Indefinitely postponed, 1562.
 Returned to Senate, 1637.
 Other action, 1562.

Senate Bill No. 175

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

First and second reading, 759.
 Reference, 759.
 Reported back, 1322.
 Third reading, 1397.
 Passed, 1398.
 Returned to Senate, 1582.
 Signed by Speaker, 1718.

Senate Bill No. 177

Senate Bill No. 177. A Bill for an Act to amend and reenact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

First and second reading, 759.
 Reference, 759.
 Amended, 1311.
 Third reading, 1385.
 Passed, 1386.
 Returned to Senate, 1495.
 Signed by Speaker, 2076.

Senate Bill No. 178

Senate Bill No. 178. A Bill for an Act to amend and reenact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

First and second reading, 1294.
 Reference, 1294.
 Reported back, 1365.
 Third reading, 1614.
 Passed, 1615.
 Returned to Senate, 1641.
 Other action, 1615.
 Signed by Speaker, 2073.

Senate Bill No. 179

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to co-

ordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

First and second reading, 1288.
 Reference, 1288.
 Reported back, 1323.
 Third reading, 1399.
 Passed, 1399.
 Returned to Senate, 1582.
 Signed by Speaker, 1718.

Senate Bill No. 180

Senate Bill No. 180. A Bill for an Act to amend and reenact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

First and second reading, 759.
 Reference, 759.
 Reported back, 1545.
 Third reading, 1689.
 Passed, 1689.
 Returned to Senate, 1701.
 Signed by Speaker, 1871.

Senate Bill No. 181

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

First and second reading, 1291.
 Reference, 1291.
 Third reading, 1684.
 Forwarded to Senate, 1765.
 Other action, 1685.
 Lost, 1685.

Senate Bill No. 182

Senate Bill No. 182. A Bill for an Act to amend and reenact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

First and second reading, 1099.
 Reference, 1099.
 Reported back, 1546.
 Indefinitely postponed, 1546.
 Returned to Senate, 1636.
 Other action, 1546.

Senate Bill No. 184

Senate Bill No. 184. A Bill for an Act to amend and reenact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the regis-

ter of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

First and second reading, 1293.
Reference, 1293.
Reported back, 1478, 1559.
Indefinitely postponed, 1559.
Returned to Senate, 1637.
Other action, 1479.

Senate Bill No. 185

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

First and second reading, 835.
Reference, 835.
Reported back, 1559.
Third reading, 1940.
Returned to Senate, 2061.
Lost, 1941.

Senate Bill No. 186

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

First and second reading, 1294.
Reference, 1294.
Reported back, 1479.
Third reading, 1538.
Passed, 1539.
Returned to Senate, 1640.
Signed by Speaker, 2072.

Senate Bill No. 190

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

First and second reading, 1055.
Reference, 1055.
Reported back, 1330.
Third reading, 1406.
Passed, 1407.
Returned to Senate, 1583.
Signed by Speaker, 1718.

Senate Bill No. 194

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

First and second reading, 967.
Reference, 967.
Reported back, 1465.
Amended, 1465.
Third reading, 1604.
Passed, 1605.
Returned to Senate, 1641.
Other action, 1605.
Signed by Speaker, 2074.

Senate Bill No. 195

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

First and second reading, 967.
Reference, 967.
Reported back, 1465.
Amended, 1465.
Third reading, 1605.
Passed, 1606.
Returned to Senate, 1641.
Other action, 1606.
Signed by Speaker, 2074.

Senate Bill No. 196

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

First and second reading, 967.
Reference, 967.
Reported back, 1652.
Indefinitely postponed, 1652.
Returned to Senate, 2063.

Senate Bill No. 197

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

First and second reading, 836.
Reference, 836.
Reported back, 1477.

Third reading, 1677.
Passed, 1678.
Returned to Senate, 1699.
Signed by Speaker, 2074.

Senate Bill No. 205

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

First and second reading, 1097.
Reference, 1097.
Reported back, 1562.
Third reading, 1942.
Indefinitely postponed, 1972.
Returned to Senate, 2062.
Other action, 1972.
Lost, 1943.

Senate Bill No. 207

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

First and second reading, 1293.
Reference, 1293.
Reported back, 1364.
Amended, 1364, 1618.
Third reading, 1897.
Passed, 1898.
Returned to Senate, 1923.
Signed by Speaker, 2070.

Senate Bill No. 208

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

First and second reading, 895.
Reference, 895.
Reported back, 1461.
Indefinitely postponed, 1461.
Returned to Senate, 1584.

Senate Bill No. 213

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

First and second reading, 1296.
Reference, 1296.
Reported back, 1464.
Third reading, 1679.
Passed, 1680.
Returned to Senate, 1699.
Signed by Speaker, 2074.

Senate Bill No. 214

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

First and second reading, 895.
Reference, 896.
Reported back, 1327, 1546.
Amended, 1657.
Indefinitely postponed, 1546, 1965.
Returned to Senate, 2061.
Other action, 1590.

Senate Bill No. 215

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

First and second reading, 896.
Reference, 896.
Reported back, 1328.
Third reading, 1401.
Passed, 1402.
Signed by Speaker, 1718.

Senate Bill No. 217

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

First and second reading, 1288.
Reference, 1288.

Reported back, 1477.
 Amended, 1477, 1628.
 Third reading, 1909, 1963, 1987, 2039.
 Passed, 1988, 2039.
 Returned to Senate, 1994.
 Other action, 1910, 1965, 1896, 1987, 2015, 2038, 2039.
 Signed by Speaker, 2069.
 Lost, 1964.

Senate Bill No. 219

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

First and second reading, 1055.
 Reference, 1055.
 Reported back, 1329.
 Indefinitely postponed, 1329.
 Returned to Senate, 1371.
 Other action, 1329.

Senate Bill No. 221

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

First and second reading, 966.
 Reference, 967.
 Reported back, 1466.
 Third reading, 1671.
 Passed, 1672.
 Returned to Senate, 1698.
 Signed by Speaker, 1862.

Senate Bill No. 222

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

First and second reading, 1289.
 Reference, 1289.
 Reported back, 1335.
 Third reading, 1509.

Passed, 1510.
Returned to Senate, 1583.
Signed by Speaker, 1717.

Senate Bill No. 225

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

First and second reading, 835.
Reference, 835.
Reported back, 1478.
Third reading, 1537.
Passed, 1538.
Returned to Senate, 1640.
Signed by Speaker, 2072.

Senate Bill No. 227

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

First and second reading, 1292.
Reference, 1292.
Reported back, 1560.
Amended, 1560, 1661.
Third reading, 1889.
Passed, 1890.
Returned to Senate, 1896.
Other action, 1890.
Signed by Speaker, 2027.

Senate Bill No. 228

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

First and second reading, 836.
Reference, 836.

Reported back, 1484.
Indefinitely postponed, 1484.
Returned to Senate, 1585.
Other action, 1484.

Senate Bill No. 229

Senate Bill No. 229. 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.

First and second reading, 835.
Reference, 835.
Indefinitely postponed, 1308.
Returned to Senate, 1371.
Other action, 1307.

Senate Bill No. 231

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

First and second reading, 1055.
Reference, 1055.
Reported back, 1366.
Indefinitely postponed, 1366.
Returned to Senate, 1495.
Other action, 1366.

Senate Bill No. 232

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

First and second reading, 836.
Reference, 836.
Reported back, 1326.
Third reading, 1401.
Indefinitely postponed, 1401.
Returned to Senate, 1585.
Other action, 1401.

Senate Bill No. 233

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

First and second reading, 1291.
Reference, 1291.
Reported back, 1651.

Amended, 1651, 1735.
Third reading, 1826.
Passed, 1827.
Returned to Senate, 1833.
Signed by Speaker, 2029.

Senate Bill No. 236

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

First and second reading, 835.
Reference, 835.
Reported back, 1366.
Amended, 1615.
Third reading, 1615.
Indefinitely postponed, 1366.
Passed, 1616.
Returned to Senate, 1765.
Other action, 1615.
Signed by Speaker, 1863.

Senate Bill No. 238

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

First and second reading, 760.
Reference, 760.
Reported back, 1365.
Third reading, 1522.
Passed, 1523.
Returned to Senate, 1638.
Signed by Speaker, 2071.

Senate Bill No. 239

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

First and second reading, 1294.
Reference, 1294.
Reported back, 1461.
Indefinitely postponed, 1461.
Returned to Senate, 1584.
Other action, 1461.

Senate Bill No. 242

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

First and second reading, 1099.
Reference, 1099.
Reported back, 1479.
Third reading, 1539.
Passed, 1540.
Returned to Senate, 1640.
Signed by Speaker, 2072.

Senate Bill No. 243

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

First and second reading, 1100.
Reference, 1100.
Reported back, 1547.
Indefinitely postponed, 1547.
Returned to Senate, 1636.

Senate Bill No. 244

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

First and second reading, 1101.
Reference, 1101.
Reported back, 1367.
Amended, 1367.
Indefinitely postponed, 1618.
Returned to Senate, 1699.

Senate Bill No. 245

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

First and second reading, 1296.
Reference, 1296.
Reported back, 1652.
Third reading, 1912.
Passed, 1913.
Returned to Senate, 1923.
Other action, 1913.
Signed by Speaker, 2027.

Senate Bill No. 246

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

First and second reading, 896.
Reference, 896.
Reported back, 1335.
Third reading, 1515, 1610.
Passed, 1611.
Returned to Senate, 1640.
Other action, 1542, 1611.
Signed by Speaker, 2073.
Lost, 1516.

Senate Bill No. 247

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

First and second reading, 1100.
Reference, 1100.
Reported back, 1367.
Amended, 1619.
Third reading, 1692.
Passed, 1693.
Returned to Senate, 1765.
Other action, 1368, 1691, 1692, 1694.
Signed by Speaker, 1862.

Senate Bill No. 248

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws

of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

First and second reading, 1291.
Reference, 1291.
Reported back, 1331.
Third reading, 1502.
Passed, 1503.
Returned to Senate, 1585.
Other action, 1503.
Signed by Speaker, 2076.

Senate Bill No. 249

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

First and second reading, 1295.
Reference, 1295.
Reported back, 1466.
Third reading, 1673.
Passed, 1674.
Signed by Speaker, 2075.

Senate Bill No. 251

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

First and second reading, 1296.
Reference, 1296.
Reported back, 1467.
Indefinitely postponed, 1467.
Returned to Senate, 1584.

Senate Bill No. 252

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

First and second reading, 1100.
Reference, 1100.
Reported back, 1547.
Third reading, 1690.
Passed, 1690.
Returned to Senate, 1701.
Signed by Speaker, 2076.

Senate Bill No. 255

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

First and second reading, 895.
Reference, 895.
Reported back, 1314.
Third reading, 1350.
Passed, 1351.
Returned to Senate, 1373.
Signed by Speaker, 1502.

Senate Bill No. 258

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

First and second reading, 1293.
Reference, 1293.
Reported back, 1547.
Third reading, 1691, 1719, 1899, 2052.
Passed, 2053.
Returned to Senate, 1701, 1923, 2060.
Other action, 1692, 1695, 1705, 1972, 1973, 1978, 2051, 2052.
Signed by Speaker, 2069.
Lost, 1692, 1720, 1900.

Senate Bill No. 259

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

First and second reading, 1101.
Reference, 1101.
Reported back, 1368.
Third reading, 1523.
Passed, 1524.
Returned to Senate, 1639.
Signed by Speaker, 1862.

Senate Bill No. 261

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

First and second reading, 1056.
 Reference, 1056.
 Reported back, 1368.
 Third reading, 1524.
 Passed, 1525.
 Returned to Senate, 1639.
 Signed by Speaker, 1862.

Senate Bill No. 262

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 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.

First and second reading, 967.
 Reference, 967.
 Reported back, 1336.
 Third reading, 1516.
 Passed, 1517.
 Returned to Senate, 1638.
 Signed by Speaker, 2071.

Senate Bill No. 263

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

First and second reading, 1294.
 Reference, 1295.
 Reported back, 1652.
 Amended, 1652, 1737.
 Third reading, 1802.
 Passed, 1802.
 Other action, 1654, 1803.
 Signed by Speaker, 2071.

Senate Bill No. 264

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

First and second reading, 1056.
Reference, 1056.
Reported back, 1461.
Third reading, 1531.
Passed, 1532.
Returned to Senate, 1639.
Signed by Speaker, 2072.

Senate Bill No. 265

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

First and second reading, 1293.
Reference, 1293.
Reported back, 1564.
Indefinitely postponed, 1564.
Returned to Senate, 1637.
Other action, 1631.

Senate Bill No. 266

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

First and second reading, 1056.
Reference, 1056.
Reported back, 1602.
Indefinitely postponed, 1602.
Returned to Senate, 1637.

Senate Bill No. 267

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

First and second reading, 1287.
Reference, 1287.
Reported back, 1555.

Amended, 1555.
 Third reading, 1726.
 Passed, 1727.
 Returned to Senate, 1764.
 Signed by Speaker, 1863.

Senate Bill No. 270

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

First and second reading, 1102.
 Reference, 1102.
 Reported back, 1462.
 Amended, 1462, 1620, 1735.
 Third reading, 1920.
 Passed, 1921.
 Returned to Senate, 1949.
 Other action, 1729.
 Signed by Speaker, 2070.

Senate Bill No. 271

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

First and second reading, 1287.
 Reference, 1287.
 Reported back, 1549.

Amended, 1549, 1735.
Third reading, 1892.
Passed, 1893.
Returned to Senate, 1896.
Other action, 1782, 1785.
Signed by Speaker, 2031.

Senate Bill No. 275

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

First and second reading, 836.
Reference, 836.
Reported back, 1478.
Third reading, 1686.
Passed, 1687.
Returned to Senate, 1700.
Signed by Speaker, 2076.

Senate Bill No. 276

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

First and second reading, 1288.
Reference, 1288.
Reported back, 1336.
Indefinitely postponed, 1336.
Returned to Senate, 1371.
Other action, 1336.

Senate Bill No. 278

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

First and second reading, 1101.
Reference, 1101.
Reported back, 1480.
Amended, 1480.
Indefinitely postponed, 1628.
Returned to Senate, 1699.

Senate Bill No. 281

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines

against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

First and second reading, 1294.
Reference, 1294.
Reported back, 1550.
Indefinitely postponed, 1550.
Returned to Senate, 1636.

Senate Bill No. 282

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

First and second reading, 1098.
Reference, 1098.
Reported back, 1550.
Amended, 1551, 1736.
Third reading, 1895.
Passed, 1896.
Returned to Senate, 1897.
Signed by Speaker, 2026.

Senate Bill No. 283

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

First and second reading, 1056.
Reference, 1056.
Reported back, 1462.
Third reading, 1532.
Passed, 1533.
Returned to Senate, 1639.
Signed by Speaker, 2072.

Senate Bill No. 284

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

First and second reading, 1098.
Reference, 1098.
Reported back, 1480.
Third reading, 1685.
Passed, 1686.
Returned to Senate, 1700.
Other action, 1481.
Signed by Speaker, 2077.

Senate Bill No. 285

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

First and second reading, 1102.
Reference, 1102.
Reported back, 1551.
Third reading, 1719.
Returned to Senate, 1765.
Lost, 1720.

Senate Bill No. 286

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

First and second reading, 1102.
Reference, 1102.
Reported back, 1551.
Indefinitely postponed, 1551.
Returned to Senate, 1636.

Senate Bill No. 287

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

First and second reading, 1099.
Reference, 1099.
Reported back, 1481.

Third reading, 1540.
Passed, 1541.
Returned to Senate, 1640.
Signed by Speaker, 2073.

Senate Bill No. 288

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

First and second reading, 1098.
Reference, 1098.
Reported back, 1334.
Third reading, 1508.
Passed, 1509.
Returned to Senate, 1583.
Signed by Speaker, 1717.

Senate Bill No. 290

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

First and second reading, 1292.
Reference, 1292.
Reported back, 1552.
Indefinitely postponed, 1552.
Returned to Senate, 1637.

Senate Bill No. 291

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

First and second reading, 1294.
Reference, 1294.
Reported back, 1552.
Returned to Senate, 1764.
Signed by Speaker, 1863.

Senate Bill No. 293

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

First and second reading, 1098.
Reference, 1098.
Reported back, 1552.
Indefinitely postponed, 1552.
Returned to Senate, 1637.

Senate Bill No. 294

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

First and second reading, 1097.
Reference, 1097.
Reported back, 1481.
Third reading, 1678.
Passed, 1679.
Returned to Senate, 1700.
Signed by Speaker, 2077.

Senate Bill No. 295

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

First and second reading, 1292.
Reference, 1292.
Reported back, 1482.
Indefinitely postponed, 1482.
Returned to Senate, 1585.

Senate Bill No. 296

Senate Bill No. 296. A Bill for an Act to amend and re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

First and second reading, 1295.
Reference, 1295.
Reported back, 1553.
Third reading, 1720.
Lost, 1721.

Senate Bill No. 297

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

First and second reading, 1291.
Reference, 1291.
Reported back, 1337.
Third reading, 1608.
Passed, 1609.
Returned to Senate, 1641.
Signed by Speaker, 2073.

Senate Bill No. 299

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

First and second reading, 1287.

Reference, 1287.

Reported back, 1463.

Third reading, 1616.

Returned to Senate, 1641.

Other action, 1617.

Signed by Speaker, 2074.

Senate Bill No. 300

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

First and second reading, 1287.

Reference, 1287.

Reported back, 1463.

Third reading, 1503.

Indefinitely postponed, 1463.

Passed, 1504.

Returned to Senate, 1584.

Other action, 1464, 1504.

Senate Bill No. 302

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

First and second reading, 1296.

Reference, 1296.

Reported back, 1554.

Amended, 1554, 1660.

Indefinitely postponed, 1937.

Returned to Senate, 1951, 2063.

Senate Bill No. 303

Senate Bill No. 303. A Bill for an Act to amend and re-

enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

First and second reading, 1288.
Reference, 1288.
Reported back, 1466.
Indefinitely postponed, 1466.
Returned to Senate, 1584.

Senate Bill No. 307

Senate Bill No. 307. 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.

First and second reading, 836.
Reference, 836.
Reported back, 1482.
Amended, 1482, 1657.
Third reading, 1887, 2004.
Passed, 1888, 2005.
Returned to Senate, 2008.
Other action, 2004, 2006.
Signed by Speaker, 2070.

Senate Bill No. 309

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

First and second reading, 1099.
Reference, 1099.
Reported back, 1553.
Amended, 1553, 1659.
Third reading, 1935.
Passed, 1936.
Returned to Senate, 1950.
Other action, 1936.
Signed by Speaker, 2026.

Senate Bill No. 311

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

First and second reading, 1101.
Reference, 1101.

Reported back, 1368.
 Third reading, 1525.
 Passed, 1526.
 Returned to Senate, 1639.
 Signed by Speaker, 2072.

Senate Bill No. 313

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

First and second reading, 895.
 Reference, 895.
 Reported back, 1330.
 Indefinitely postponed, 1739.
 Other action, 1719.

Senate Bill No. 314

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent sur-

First and second reading, 1294.
 Reference, 1294.
 Reported back, 1369.
 Amended, 1369, 1619.
 Third reading, 1919.
 Passed, 1920.
 Returned to Senate, 1923.
 Signed by Speaker, 2026.

Senate Bill No. 315

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

First and second reading, 1296.
 Reference, 1296.
 Reported back, 1556.
 Amended, 1556, 1815.
 Third reading, 1820, 1928.

Indefinitely postponed, 1661.
Passed, 1821, 1929.
Returned to Senate, 1699, 1822, 1949.
Other action, 1782, 1817, 1818, 1819, 1821, 1883.
Signed by Speaker, 2070.

Senate Bill No. 318

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

First and second reading, 1098.
Reference, 1098.
Reported back, 1467.
Amended, 1467, 1624.
Third reading, 1931.
Passed, 1932.
Returned to Senate, 1950.
Signed by Speaker, 2027.

Senate Bill No. 319

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

First and second reading, 1291.
Reference, 1291.
Third reading, 1405.
Passed, 1406.
Returned to Senate, 1583.
Signed by Speaker, 1717.

Senate Bill No. 320

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

First and second reading, 1102.
Reference, 1102.
Reported back, 1482.
Indefinitely postponed, 1483.
Returned to Senate, 1585.

Senate Bill No. 321

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

First and second reading, 1056.
Reference, 1056.
Reported back, 1337, 1464.
Amended, 1620.
Third reading, 1921.
Passed, 1922.
Returned to Senate, 1949.
Other action, 1464.
Signed by Speaker, 2026.

Senate Bill No. 323

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

First and second reading, 1295.
Reference, 1295.
Reported back, 1548.
Indefinitely postponed, 1548.
Returned to Senate, 1636.

Senate Bill No. 326

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superin-

tendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

First and second reading, 1101.
Reference, 1101.
Reported back, 1553.
Amended, 1554, 1660.
Third reading, 1936.
Passed, 1937.
Returned to Senate, 1950.
Signed by Speaker, 2028.

Senate Bill No. 327

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

First and second reading, 1295.
Reference, 1295.
Reported back, 1467.
Third reading, 1533.
Passed, 1534.
Returned to Senate, 1640.
Signed by Speaker, 2072.

Senate Bill No. 328

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

First and second reading, 1295.
Reference, 1295.
Reported back, 1593.
Third reading, 1681.
Passed, 1682.
Returned to Senate, 1701.
Other action, 1603.
Signed by Speaker, 2077.

Senate Bill No. 329

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

First and second reading, 1290.
Reference, 1290.
Reported back, 1334.
Third reading, 1507.
Passed, 1508.
Returned to Senate, 1583.
Signed by Speaker, 1717.

Senate Bill No. 330

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "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 declaring an emergency.

First and second reading, 1291.
Reference, 1291.
Reported back, 1331.
Third reading, 1503.
Passed, 1504.
Returned to Senate, 1583.
Signed by Speaker, 1716.

Senate Bill No. 331

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

First and second reading, 1291.
Reference, 1291.
Reported back, 1329.
Third reading, 1404.
Passed, 1405.
Returned to Senate, 1583.
Signed by Speaker, 1716.

Senate Bill No. 334

Senate Bill No. 334. A Bill for an Act to amend and reenact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

First and second reading, 1295.
Reference, 1295.
Reported back, 1370.
Indefinitely postponed, 1370, 1620.
Other action, 1384.

Senate Bill No. 335

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

First and second reading, 1296.

Reference, 1296.

Reported back, 1555.

Indefinitely postponed, 1555.

Returned to Senate, 1637.

Other action, 1556.

SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "A"

First and second reading, 82.
Third reading, 82.
Passed, 82.
Other action, 166, 171.
Signed by Speaker, 167.

SENATE CONCURRENT RESOLUTION "A-1"

First and second reading, 83.
Third reading, 83.
Passed, 83.
Signed by Speaker, 208.

SENATE CONCURRENT RESOLUTION "B"

Received from Senate, 128.
First and second reading, 128.
Reference, 128.
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Third reading, 178.
Adopted, 178.
Signed by Speaker, 201.

SENATE CONCURRENT RESOLUTION "C"

First and second reading, 1299.
Reference, 1299.
Reported back, 1361.
Adopted, 1361.
Returned to Senate, 1496.
Signed by Speaker, 2077.

SENATE CONCURRENT RESOLUTION "D"

Introduction, 174.
First and second reading, 174.
Third reading, 174.
Adopted, 174.
Signed by Speaker, 202.

SENATE CONCURRENT RESOLUTION "E"

First and second reading, 1299.
Reference, 1299.
Reported back, 1548.
Third reading, 2035.

Indefinitely postponed, 1548.
Returned to Senate, 1638.
Laid on table, 2035.

SENATE CONCURRENT RESOLUTION "H"

First and second reading, 783.
Reference, 783.
Reported back, 1330.
Third reading, 1510.
Passed, 1330, 1511.
Returned to Senate, 1583.
Signed by Speaker, 1717.

SENATE CONCURRENT RESOLUTION "I"

Reported back, 1564.
Indefinitely postponed, 1566.
Returned to Senate, 1638.

SENATE CONCURRENT RESOLUTION "J"

First and second reading, 1300.
Reference, 1300.

SENATE CONCURRENT RESOLUTION "K"

First and second reading, 834.
Reference, 834.
Reported back, 885.
Third reading, 886.
Passed, 886.
Returned to Senate, 953.
Signed by Speaker, 1340.

SENATE CONCURRENT RESOLUTION "L"

First and second reading, 969.
Reference, 969.
Reported back, 1468.
Indefinitely postponed, 1469.
Returned to Senate, 1586.
Other action, 1468.

SENATE CONCURRENT RESOLUTION "M"

First and second reading, 1127.
Reference, 1128.
Reported back, 1469.
Indefinitely postponed, 1469.
Returned to Senate, 1586.

SENATE CONCURRENT RESOLUTION "O"

First and second reading, 1300.
Reference, 1300.
Third reading, 1968.
Lost, 1969.
Returned to Senate 2062.

SENATE CONCURRENT RESOLUTION "S"

First and second reading, 1300.
Reference, 1300.
Reported back, 1361.
Amended, 1585, 1590.
Third reading, 2036.
Adopted, 1590, 2037.
Returned to Senate, 2044.
Other action, 1361, 1590, 2036.
Signed by Speaker, 2077.

SENATE CONCURRENT RESOLUTION "EE"

Introduction, 2007.
First and second reading, 2007.
Tabled, 2044.

SENATE CONCURRENT RESOLUTION "BB"

First and second reading, 1978.
Amended, 1978.
Third reading, 1978, 2032.
Passed, 1979, 2033.
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Other action, 2032.
Signed by Speaker, 2077.

SENATE CONCURRENT RESOLUTION "CC"

Introduction, 1992.
First and second reading, 1992.
Third reading, 1992.
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Returned to Senate, 1994.
Other action, 1998.
Signed by Speaker, 2077.

SENATE CONCURRENT RESOLUTION "AA"

First and second reading, 1651.
Adopted, 1651.
Returned to Senate, 1764.
Signed by Speaker, 1864.

SENATE CONCURRENT RESOLUTION "X"

First and second reading, 1651.
Adopted, 1651.
Returned to Senate, 1764.
Signed by Speaker, 1864.

SENATE CONCURRENT RESOLUTION "U"

Returned to Senate, 2060.
Signed by Speaker, 2077.

SENATE CONCURRENT RESOLUTION "V"

Returned to Senate, 2060.
Signed by Speaker, 2077.

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